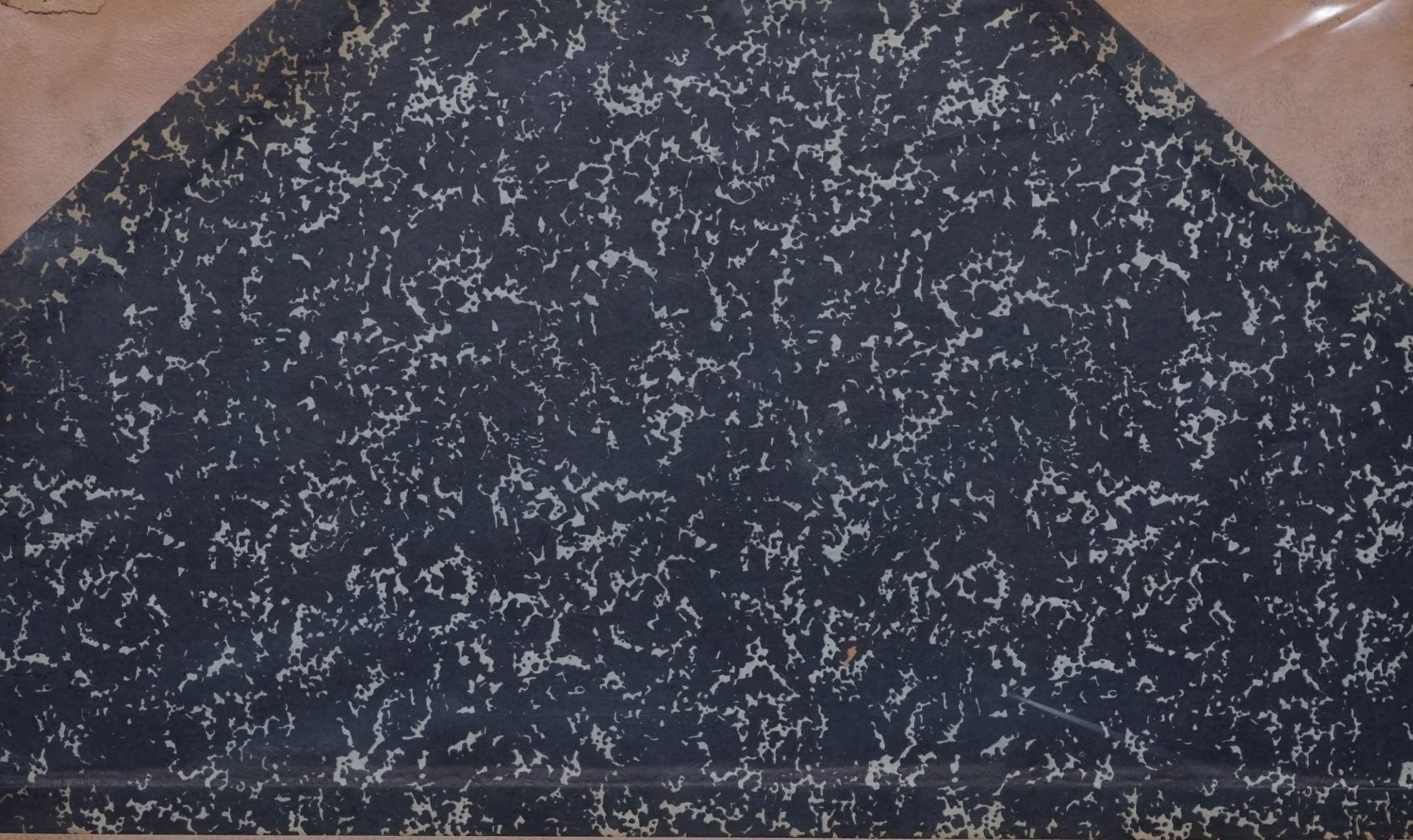

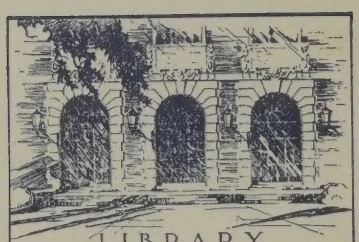

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COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, JANUARY 6, 1959. No. 1.

SENATE

TUESDAY, JANUARY 6, 1959, 12:00 o'clock M.

This being the day and hour fixed by the Constitution for the meeting of the General Assembly, the Members of the Senate, together with the Senators-elect chosen at the last general election held on November 4, 1958, assembled in the Senate Chamber.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) called the Senate to order at 12:00 o'clock M.

PRAYER

The Chaplain, Rev. WILBUR F. CHRISTY, Pastor of Market Square Presbyterian Church, Harrisburg, offered the following prayer:

Let us pray.

Almighty God, in Whom we have life and by Whose presence we mark the happiness of every condition of life, we look to Thee at this truly significant hour. We know that Thou art God with all power for Thou dost control the world and all the universe, so we ask that Thou might strengthen us. God, Thou art truth and we would ask that Thou might let us discern truth and justice. And Thou art love, so grant that our acts might reflect love, mercy and compassion.

At this, the convening of the 143rd Assembly of the Senate of the Commonwealth of Pennsylvania, we invoke Thy presence. Might Thou overshadow and undergird these elected and empowered Members of this lawmaking body. We remember the teaching of our Lord, that we are to render to Caesar the things that belong to Caesar and unto God those things that are God's. May the affairs and concerns that rightfully belong to this body be considered with all due respect and acted upon with truth and fidelity. May these spokesmen for the people act with the wisdom of Solomon to provide those conditions within our Commonwealth wherein we might possess peace and security for the enjoyment and fulfillment of life.

Permeate then our individual lives so that all we think or do or say might bring glory and honor to Thy Name, for we pray in Thy Holy Name and for Thy sake alone. Amen.

PRESENTATION OF ELECTION RETURNS

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms of the Senate.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present the Secretary of the Commonwealth of Pennsylvania, the Honorable John S. Rice.

The PRESIDENT. The Sergeant-at-Arms will escort the Secretary of the Commonwealth to the Bar of the Senate.

Mr. RICE. Mr. President, I have the honor to present the official returns of the general election held on November 4, 1958 for the office of Governor, Lieutenant-Governor, Secretary of Internal Affairs and for certain Members of the Senate.

The PRESIDENT. The Chair thanks the Secretary of the Commonwealth.

ELECTION RETURNS FOR GOVERNOR, LIEUTENANT-GOVERNOR AND SECRETARY OF INTERNAL AFFAIRS LAID ON THE TABLE

The PRESIDENT. The returns of election for Governor, Lieutenant-Governor and Secretary of Internal Affairs of the Commonwealth of Pennsylvania are laid on the table.

RETURNS OF ELECTION OF SENATORS

The PRESIDENT. The Chief Clerk will read the returns of election of Senators, and the Clerks of the Senate will act as tellers.

SECOND SENATORIAL DISTRICT

County	Benjamin R. Donolow D.	Alfred I. Ginsburg R.
Philadelphia	19,514	13,548

FOURTH SENATORIAL DISTRICT

County	Thomas P. McCreesh D.	Harry G. Sugarman R.
Philadelphia	92,872	47,054

SIXTH SENATORIAL DISTRICT

County	Martin Silvert D.	John F. Daly R.
Philadelphia	95,839	78,406

EIGHTH SENATORIAL DISTRICT

County	Wm. Vincent Mullin D.	Paul D. Guth R.
Philadelphia	117,671	88,668

TENTH SENATORIAL DISTRICT

County	Harold V. Craven D.	Marvin V. Keller R.
Bucks	41,831	45,761

TWELFTH SENATORIAL DISTRICT

County	Warren M. Ballard D.	Henry J. Propert R.
Montgomery	60,462	105,061

FOURTEENTH SENATORIAL DISTRICT

County	John J. Dobosh D.	William Z. Scott R.
Carbon	10,521	11,390
Monroe	6,660	7,268
Pike	1,639	3,233
Wayne	3,822	8,399
	22,642	30,290

SIXTEENTH SENATORIAL DISTRICT

County	Paul A. McGinley D.	John T. Van Sant R.
Lehigh	32,765	37,088

EIGHTEENTH SENATORIAL DISTRICT

County	Fred B. Rooney D.	Henry E. Ragot R.
Northampton	33,928	29,708

TWENTIETH SENATORIAL DISTRICT

County	Albert J. Bryden D.	Harold E. Flack R.
Luzerne	29,594	39,140

TWENTY-SECOND SENATORIAL DISTRICT

County	Hugh J. McMenamin D.	John K. Nagy R.
Lackawanna	62,109	43,470

TWENTY-FOURTH SENATORIAL DISTRICT

County	Miles R. Derk D.	Zehnder H. Confair R.
Columbia	9,701	11,088
Montour	2,507	3,066
Lycoming	17,717	19,046
Sullivan	1,392	1,636
	31,317	34,836

TWENTY-SIXTH SENATORIAL DISTRICT

County	Loy C. Gobrecht D.	George B. Stevenson R.
Cameron	999	1,821
Clarion	5,838	7,514
Clinton	4,913	7,061
Elk	6,408	6,725
Forest	838	1,300
	18,996	24,421

TWENTY-EIGHTH SENATORIAL DISTRICT

County	Harry E. Seyler D.	Roy W. Smith R.
York	41,174	32,450

THIRTIETH SENATORIAL DISTRICT

County	John Horon D.	Charles R. Mallery R.
Blair	18,019	26,607
Huntingdon	5,122	7,666
	23,141	34,273

THIRTY-SECOND SENATORIAL DISTRICT

County	Thomas J. Kalman D.	Nicholas Comfort R.
Fayette	35,499	20,401

THIRTY-FOURTH SENATORIAL DISTRICT

County	Jo Hays D.	W. Howard Stewart R.
Centre	10,944	9,411
Clearfield	15,348	13,815
	26,292	23,226

THIRTY-SIXTH SENATORIAL DISTRICT

County	Leland W. Walker D.	J. Irving Whalley R.
Bedford	6,843	8,928
Fulton	2,092	2,027
Somerset	14,088	17,072
	23,023	28,027

THIRTY-EIGHTH SENATORIAL DISTRICT

County	George J. Sarraf D.	Roscoe J. Jones R.
Allegheny	34,117	14,885

FORTIETH SENATORIAL DISTRICT

County	William Claney Smith D.	Robert D. Fleming R.
Allegheny	48,200	68,312

FORTY-SECOND SENATORIAL DISTRICT

County	Bernard B. McGinnis D.	J. Edward Waldron R.
Allegheny	24,108	15,306

FORTY-FOURTH SENATORIAL DISTRICT

County	Joseph D. Ripp D.	T. W. Stephens R.
Allegheny	75,812	63,984

FORTY-SIXTH SENATORIAL DISTRICT

County	William J. Lane D.	J. Boyd Spillman R.
Greene	9,821	4,777
Washington	44,684	27,115
	54,505	31,892

FORTY-EIGHTH SENATORIAL DISTRICT

County	Richard R. VanKirk D.	Leroy E. Chapman R.
Venango	7,181	12,953
Warren	5,048	8,991
	12,229	21,944

FIFTIETH SENATORIAL DISTRICT

County	Harold B. Turner D.	Raymond P. Shafer R.
Crawford	10,344	14,100
Mercer	19,927	21,598
	30,271	35,698

Whereupon, the following named persons were declared duly elected Senators in the General Assembly of the Commonwealth of Pennsylvania:

Second District—Benjamin R. Donolow
Fourth District—Thomas P. McCreesh
Sixth District—Martin Silvert
Eighth District—Wm. Vincent Mullin
Tenth District—Marvin V. Keller
Twelfth District—Henry J. Propert
Fourteenth District—William Z. Scott
Sixteenth District—John T. Van Sant
Eighteenth District—Fred B. Rooney
Twentieth District—Harold E. Flack
Twenty-second District—Hugh J. McMenamin
Twenty-fourth District—Zehnder H. Confair
Twenty-sixth District—George B. Stevenson
Twenty-eighth District—Harry E. Seyler
Thirtieth District—Charles R. Mallery
Thirty-second District—Thomas J. Kalman
Thirty-fourth District—Jo Hays
Thirty-sixth District—J. Irving Whalley
Thirty-eighth District—George J. Sarraf
Fortieth District—Robert D. Fleming
Forty-second District—Bernard B. McGinnis
Forty-fourth District—Joseph D. Ripp
Forty-sixth District—William J. Lane
Forty-eighth District—Leroy E. Chapman
Fiftieth District—Raymond P. Shafer

ADMINISTRATION OF OATHS OF OFFICE

The PRESIDENT. The next order of business will be the administration of the oaths of office to the newly elected Senators. The oath will be administered to the newly elected Republican Senators by the Honorable R. Dixon Herman, Judge of the Court of Common Pleas of Dauphin County. The oath of office will be administered to the newly elected Democratic Senators by the Honorable Eustace H. Bane, a former Member of this Senate and now Judge of the Court of Common Pleas of Fayette County.

The Chair invites the Honorable R. Dixon Herman to the rostrum, and the Republican Senators-elect will please present themselves at the Bar of the Senate.

(Oath of office administered accordingly.)

The PRESIDENT. The Chair now invites the Honorable Eustace H. Bane to the rostrum, and the Democratic Senators-elect will please present themselves at the Bar of the Senate.

(Oath of office administered accordingly.)

The PRESIDENT. The Chair wishes to thank Judge Herman and Judge Bane for administering the oaths of office to the newly elected Senators.

NOTIFICATION OF SPECIAL CEREMONY

The PRESIDENT. The Chair wishes to announce at this time that the oath of office was administered to Senator Paul W. Mahady, of Westmoreland County, at a Special Ceremony on the twenty-first day of November 1958.

The proceedings of this occasion will be spread upon the Journal.

QUORUM PRESENT

The PRESIDENT. The Clerk will call the roll to determine if a quorum is present.

The Clerk called the roll and the following Senators were present:

First District—Anthony J. DiSilvestro
Second District—Benjamin R. Donolow
Third District—Peter J. Camiel
Fourth District—Thomas P. McCreesh
Fifth District—Israel Stiefel
Sixth District—Martin Silvert
Seventh District—Charles R. Weiner
Eighth District—Wm. Vincent Mullin
Ninth District—G. Robert Watkins
Tenth District—Marvin V. Keller
Eleventh District—Frank W. Ruth
Twelfth District—Henry J. Propert
Thirteenth District—Edward J. Kessler
Fourteenth District—William Z. Scott
Fifteenth District—M. Harvey Taylor
Sixteenth District—John T. Van Sant
Seventeenth District—Thomas A. Ehrgood
Eighteenth District—Fred B. Rooney
Nineteenth District—Thomas P. Harney
Twentieth District—Harold E. Flack
Twenty-first District—Martin L. Murray
Twenty-second District—Hugh J. McMenamin
Twenty-third District—Albert E. Madigan
Twenty-fourth District—Zehnder H. Confair
Twenty-fifth District—James S. Berger
Twenty-sixth District—George B. Stevenson
Twenty-seventh District—Samuel B. Wolfe
Twenty-eighth District—Harry E. Seyler
Twenty-ninth District—Paul L. Wagner
Thirtieth District—Charles R. Mallery
Thirty-first District—George N. Wade
Thirty-second District—Thomas J. Kalman
Thirty-third District—Douglas H. Elliott
Thirty-fourth District—Jo Hay
Thirty-fifth District—Ernest F. Walker
Thirty-sixth District—William J. Lane
Thirty-seventh District—Arthur E. Kromer
Thirty-eighth District—George J. Sarraf
Thirty-ninth District—Paul W. Mahady
Fortieth District—Robert D. Fleming
Forty-first District—Albert R. Pechan
Forty-second District—Bernard B. McGinnis
Forty-third District—Joseph M. Barr
Forty-fourth District—Joseph D. Ripp
Forty-fifth District—Frank Kopriver, Jr.
Forty-sixth District—William J. Lane

Forty-seventh District—John Carl Miller
Forty-eighth District—Leroy E. Chapman
Forty-ninth District—C. Arthur Blass
Fiftieth District—Raymond P. Shafer

The PRESIDENT. Fifty Senators having answered to their names, a quorum is present.

REMARKS BY PRESIDENT OF THE SENATE

The PRESIDENT. Members of the Senate of Pennsylvania, I am particularly pleased to extend to all the officers, Members and employees of this Senate, and particularly those serving for the first time, a cordial greeting and a welcome, and to wish each of you a most pleasant and constructive tenure of office.

The work and the responsibility of this Session will be tremendous. The social and economic welfare of our State is in your hands. The problems you face must be solved in a manner that transcends blind partisanship. Favors cannot be placed upon one individual or one party. Each Member of this Body must assume his share of responsibility just as he would expect to receive his share of acclaim for the accomplishments of this Session.

I do not mean by this that you should forsake any of your personal principles or the principles of the party to which you belong. They are inherent and should guide you in your decisions. When there is a difference of opinion, there are conference rooms and committee rooms for you to meet and reach a compromise and an understanding. Very often these compromises bring forth a much better solution than could have otherwise been reached.

I honestly believe in the two party system of government. By cooperation and by compromise with honest principles, I am confident that we are strengthening our system of government and adding to the stability of all democracy. When we do that, we are providing for the security and the freedom of ourselves and of future generations. Approximately 11,000,000 Pennsylvanians are looking to the Senate and to the House of Representatives of Pennsylvania for leadership and for accomplishments that will carry us forward to greater progress. I am sure they will not look in vain.

You have the knowledge, the ability and the opportunity to do the things that will make this 1959 Session of the General Assembly the greatest in our history.

In closing, I want to personally say to everyone who is connected with this Senate that I shall look back on the last four years of my life as an outstanding period. I have enjoyed working with you and I value the renewal of old friendships and the making of new ones as the greatest asset I have acquired in life. My fervent prayer is that God's richest blessing will guide you in all your decisions and accomplishments for the welfare of the greatest of all States, Pennsylvania.

ELECTION OF PRESIDENT PRO TEMPORE

The PRESIDENT. The next order of business before the Senate is the election of the President pro tempore.

Mr. CHAPMAN. Mr. President and Members of the Senate of Pennsylvania, I have participated in the organization of this Honorable Body for quite a number of regular Sessions of the Pennsylvania Legislature.

In looking back over my past experiences, I am proud of the many friends and acquaintances I have made and, with them, claim credit for a few accomplishments. Today, we are about to organize this Body for another Session.

Two years ago, I stated that in the Senate of Pennsylvania we must have harmonious and competent leadership. This applies again today. I hope our work in the coming Session may be harmonious and, together with the minority representation here, that we can arrive at accomplishments for the best interest of our constituents and all of the people of Pennsylvania.

For the sake of harmonious and competent leadership, I deem it a privilege and an honor to place in nomination for the office of President pro tempore of the Senate the name of the Honorable M. Harvey Taylor. Senator Taylor's sound judgment and prior tireless leadership warrants me in making this motion.

Mr. MALLERY. Mr. President and Members of the Senate, it is my great pleasure to second the nomination of "Mr. Republican," the Honorable M. Harvey Taylor, for the office of President pro tempore of the Senate.

Mr. LANE. Mr. President, Members and guests of the Senate of Pennsylvania, I, too, have participated in the organization of this Senate for quite some time and, at this time, I would like to tell you a little of the background of the gentleman I am about to present to you.

Mr. President, this gentleman, in particular, has a great singing voice. As a matter of fact, he is one of friendliest men in the Senate. On top of that, Mr. President, this gentleman has served since 1934, with the exception of the year of 1946. This man has many, many friends on both sides of the Senate. This gentleman has the wisdom of Solomon, the sagacity of Socrates and, they say, the virility of Methuselah.

Therefore, Mr. President, it certainly is a great pleasure for me to present, as a nominee for President pro tempore of the Senate of Pennsylvania, the renowned "Mr. Democrat" of Allegheny County, the great Senator Bernard B. McGinnis.

Mr. BARR. Mr. President, I take great pleasure in seconding the nomination of my County Chairman, Senator McGinnis. I don't think he is going to get elected, though.

The PRESIDENT. He will make a good run, however.

NOMINATIONS CLOSED

Mr. PECHAN. Mr. President, I move that the nominations for the office of President pro tempore of the Senate be closed.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. On the election of the President pro tempore, the Chief Clerk will call the roll, and the Clerks of the Senate will act as tellers. The candidates are the Honorable M. Harvey Taylor, of Dauphin County, and the Honorable Bernard B. McGinnis, of Allegheny County.

The roll was called and resulted as follows:

FOR MR. TAYLOR—28

Berger,	Fleming,	Mallery,	Van Sant,
Blass,	Harney,	McGinnis,	Wade,
Chapman,	Keller,	Pechan,	Wagner,
Confair,	Kessler	Propert,	Walker,
Ehrgood,	Kopriver, Jr.	Scott,	Watkins,
Elliott,	Kromer,	Shafer,	Whalley,
Flack,	Madigan,	Stevenson,	Wolfe,

FOR MR. McGINNIS—22

Barr,	Lane,	Murray,	Seyler,
Camiel,	Mahady,	Ripp,	Silvert,
DiSilvestro,	McCreesh,	Rooney,	Stiefel,
Donolow,	McMenamin,	Ruth,	Taylor,
Hays,	Miller,	Sarraf,	Weiner,
Kalman,	Mullin,		

The PRESIDENT. The Honorable M. Harvey Taylor, having received twenty-eight votes, and the Honorable Bernard B. McGinnis, having received twenty-two votes, the Chair declares the Honorable M. Harvey Taylor duly elected President pro tempore of the Senate of Pennsylvania.

VOTE MADE UNANIMOUS

The PRESIDENT. The Chair now recognizes the gentleman from Philadelphia, Mr. Weiner.

Mr. WEINER. Mr. President, one of my first acts is not to vote for "Mr. Republican." However, I rise at this time on behalf of my colleagues to move that the vote by which the Honorable M. Harvey Taylor was elected President pro tempore of the Senate of Pennsylvania be made unanimous.

Mr. SILVERT. Mr. President, I second the motion.

The motion was agreed to.

COMMITTEE APPOINTED TO ESCORT PRESIDENT PRO TEMPORE-ELECT TO THE ROSTRUM

The PRESIDENT. The Chair takes pleasure in naming as the Committee to Escort the President pro tempore-elect to the rostrum: the gentleman from Warren, Mr. Chapman; the gentleman from Blair, Mr. Mallery; and the gentleman from Philadelphia, Mr. Weiner.

The committee will proceed in the performance of its duty.

(Whereupon, the President pro tempore-elect was escorted to the rostrum of the Senate).

ADMINISTRATION OF OATH OF OFFICE TO PRESIDENT PRO TEMPORE

The PRESIDENT. The oath of office will be administered to the newly elected President pro tempore of the Senate by the Honorable R. Dixon Herman, Judge of the Court of Common Pleas of Dauphin County.

(The oath of office was administered accordingly).

REMARKS BY THE PRESIDENT PRO TEMPORE

Mr. TAYLOR. Mr. President, there was never a finer Lieutenant-Governor in Pennsylvania than you. If you do not get in the Cabinet, there is something wrong with the Democrats.

Mr. President, this is the only place where I receive Democratic votes and I also want to say that I am very grateful. Since we are going to have all this harmony, I wrote myself a speech.

In order for the record to be straight, Mr. President, and that is the way I meant it to be, I want to first begin by thanking you for your confidence. I appreciate the high honor—I hope the newspapermen are getting this—given to me by the finest body of gentlemen in the world. There is nothing to compare with the Pennsylvania State Senate in my book.

I am going to ask you to bear with me until I get acquainted with the job. I thought that would get a laugh. I want to congratulate you on your good judgment. You are choosing young people. When you want something done, you take us young fellows, like "Dave, the 20th," Hi and Harve. You could not do much better than that, could you?

Therefore, Mr. President, that being my speech, I will fold this up. I hope they do not put this in the scrapbook.

Mr. President and Members of the Senate, I want to say to you that I will do my best to be decent and honorable and try to do a good job. I know that I cannot please everybody in this Senate. It keeps me busy keeping things straight at home. However, I will do the best I can and thank you so much for the honor.

ELECTION OF SECRETARY OF THE SENATE

The PRESIDENT. The next order of business before the Senate is the election of the Secretary of the Senate.

Mr. WATKINS. Mr. President and Members of the Senate, it gives me a great deal of pleasure to place in nomination the name of the Honorable Edward B. Watson for the office of Secretary of the Senate.

I prepared quite a lengthy statement and someone relieved me of it, inasmuch as it was felt this would be the proper thing to do in order to save the time of the Senate. Therefore, Mr. President, I shall be brief.

Senator Watson is a gentleman who possesses dignity, knowledge and is well prepared for the position for which he aspires. He is short of experience. I understand that he has been on Capitol Hill for the small number of years of some forty-three odd years. He is lacking on time, I concede, and I think you can, too. He has served in the Senate of Pennsylvania for twelve years and, certainly, with dignity. The loss of Senator Watson as a Member of the Senate will be felt by me, I think, more than anyone else in the Senate of Pennsylvania. He was my pal and my friend.

Mr. President, I certainly take great pride in placing Senator Watson's name in nomination for the office of Secretary of the Senate. I hope that his friends, the Democrats and the Republicans, will put him in office. Bless him, he will be able to pick up the check once in awhile with the salary he is going to receive.

The PRESIDENT. I see he is still your friend, Senator.

Mr. KELLER. Mr. President and Members of the Senate, it is an honor and a privilege for me to second the nomination of my good friend, the Honorable Edward B. Watson, former Senator from Bucks County, for the office of Secretary of the Senate.

Mr. WEINER. Mr. President, on behalf of my colleagues, we wish to also second the nomination of the Honorable Edward B. Watson for the office of Secretary of the Senate.

NOMINATIONS CLOSED

Mr. PECHAN. Mr. President, I move that the nominations for the office of Secretary of the Senate be closed.

Mr. MAHADY. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. On the eletcion of the Secretary of the Senate, the Chief Clerk will call the roll, and the Clerks of the Senate will act as tellers. The candidate is the Honorable Edward B. Watson.

The roll was called and resulted as follows:

FOR MR. WATSON—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

The PRESIDENT. The Chair declares the Honorable Edward B. Watson duly elected Secretary of the Senate.

ELECTION OF CHIEF CLERK OF THE SENATE

The PRESIDENT. The next order of business before the Senate is the election of the Chief Clerk.

Mr. KESSLER. Mr. President, our Senate of Pennsylvania has rules which set forth the duties of its several officers. For the Chief Clerk, the rules list many specific responsibilities and, almost as an afterthought, you read: "In addition to his other duties, the Chief Clark shall keep the accounts for pay and mileage of Members, officers and employees and prepare and sign warrants or requisitions for the same."

This duty may have been an afterthought to the writer of the rules but, to us on the receiving end, it becomes one of the foremost duties of the Chief Clerk. We need and want a man in that position who is accurate, prompt and, above all, of unquestioned integrity.

Mr. President, we would be hard pressed to find a man with a better record of distinguished public service, with a more widely acclaimed reputation for handling public funds honestly and economically and—I might add that this applies to his personal funds, too,—with a character and personality that builds and retains more friends, irrespective of political leaning, than the distinguished former Senator from the 17th Sensatorial District.

It is with genuine pride, therefore, Mr. President, that I nominate for the office of Chief Clerk of the Senate of Pennsylvania, the Honorable G. Graybill Diehm of the County of Lancaster.

Mr. EHRGOOD. Mr. President and Members of the Senate, it gives me great pleasure to second the nomination of G. Graybill Diehm for the office of Chief Clerk of the Senate.

Mr. WEINER. Mr. President, on behalf of my colleagues, it gives me great pleasure to second the nomination of our good friend and long-time Member of this Senate, the Honorable G. Graybill Diehm, for the office of Chief Clerk of the Senate.

NOMINATIONS CLOSED

Mr. PECHAN. Mr. President, I move that the nominations for the office of Chief Clerk of the Senate be closed.

Mr. SHAFER. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. On the election of the Chief Clerk of the Senate, the Clerk will call the roll, and the Clerks of the Senate will act as tellers. The candidate is the Honorable G. Graybill Diehm.

The roll was called and resulted as follows:

FOR MR. DIEHM—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

The PRESIDENT. The Chair declares the Honorable G. Graybill Diehm duly elected Chief Clerk of the Senate.

ELECTION OF SENATE LIBRARIAN

The PRESIDENT. The next order of business before the Senate is the election of the Senate Librarian.

Mr. MALLERY. Mr. President and Members of the Senate, I take great pleasure in placing in nomination the name of Charles L. Lathero, a friend of mine of long standing, for the office of Senate Librarian.

Charles Lathero and I have been very close friends for a number of years, and I know that every Member of the Senate whom Charlie has served regards him just about as highly as I do. I know that he treats every Senator alike. He is one of the most accommodating persons that I have ever known.

Therefore, Mr. President, it gives me great pleasure, as I have said, to place Charles L. Lathero's name in nomination for the office of Senate Librarian.

Mr. STEVENSON. Mr. President, Charles Lathero has served the office of Senate Librarian well and faithfully. He fully merits continuance in office.

I take great pleasure in seconding the nomination of Charles L. Lathero as Librarian of the Senate.

Mr. McMENAMIN. Mr. President, on behalf of the Democratic Senators, I would like to second the nomination of Charles L. Lathero, our very able and personable Librarian.

NOMINATIONS CLOSED

Mr. PECHAN. Mr. President, I move that the nominations for the office of Senate Librarian be closed.

Mr. ROONEY. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. On the election of the Senate Librarian, the Chief Clerk will call the roll, and the Clerks of the Senate will act as tellers. The candidate is the Honorable Charles L. Lathero.

The roll was called and resulted as follows:

FOR MR. LATHERO—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

The PRESIDENT. The Chair declares the Honorable Charles L. Lathero duly elected Senate Librarian.

OATH OF OFFICE ADMINISTERED TO SECRETARY OF THE SENATE, CHIEF CLERK OF SENATE AND SENATE LIBRARIAN

The PRESIDENT. The Secretary-elect of the Senate, Edward B. Watson, the Chief Clerk-elect, G. Graybill Diehm, and the Senate Librarian-elect, Charles L. Lathero, will approach the rostrum in order that the oath of office may be administered.

(Oath of office was accordingly administered to above officers by the Honorable R. Dixon Herman, Judge of the Court of Common Pleas of Dauphin County.)

TRIBUTE TO PRESIDENT OF THE SENATE

Mr. BARR. Mr. President, I know I echo the beliefs and the words of forty-nine other men in this Senate in what I am about to say.

Mr. President, at this time I would like to pay tribute to our Presiding Officer, our retiring Lieutenant-Governor, Roy E. Furman. During my term of office in the Senate, which is too long for me to mention, I do not think we have ever had a more able, more fair nor more competent Lieutenant-Governor.

I just want to say to my friend, Senator Taylor, that Roy and I have secrets among us and he should not worry. We will all be together come January 20th and I know that when Governor Furman's name is sent over to the Senate for confirmation, for a post in Governor Lawrence's Cabinet, he will be confirmed unanimously the same day.

God bless you, Roy, and I am looking forward to serving with you during the next four years here on Capitol Hill.

The PRESIDENT. Thank you, Senator Barr. I certainly am surprised, but I appreciate the words that you have just spoken.

Mr. BERGER. Mr. President, I have heard the words of Senator Barr with a great deal of pleasure and many times a spokesman for either Party will get up here and say, "I speak for all my colleagues," and he may have some mental reservations or there may be some Members of his group who might not wholeheartedly subscribe to the words he is about to say. However, at this time when I say that I speak for my colleagues on the Republican side of the Senate in echoing the words of esteem for you, Roy Furman, I know that I am speaking, and speaking sincerely, for every Member of the Republican Senate in regard to your able, courteous and proper treatment of all Members of the Senate, no matter on which side they may sit.

We want to thank you for being the type of Presiding Officer you are. You have been a credit to this Body and to the Commonwealth of Pennsylvania.

The PRESIDENT. I also thank you, Senator Berger, from the bottom of my heart. I want to say that it has been wonderful working with this group. I certainly have had no trouble in handling the duties of the Chair, because I have had the cooperation of Members on both sides of the aisle.

Mr. LANE. Mr. President, I am speaking personally. I am, indeed, very happy that Governor Furman is going to have a place in this Administration. As most of you know, he is one of my constituents and, I would say, one of the most outstanding men in Pennsylvania.

Therefore, Mr. President, speaking for myself and my family, we are certainly happy to know that you are going to be with us. Congratulations.

The PRESIDENT. Thank you, Senator Lane.

ANNOUNCEMENT OF MAJORITY AND MINORITY SENATE LEADERSHIP

The PRESIDENT. The Chair has been informed by the Majority Caucus that it has elected as Majority Leader, James S. Berger, of Potter County; Majority Whip, Albert E. Pechan, of Armstrong County; Caucus Chairman, Robert D. Fleming, of Allegheny County; and Caucus Secretary, Edward J. Kessler, of Lancaster County.

The Chair has also been advised by the Minority Caucus that it has elected as Minority Floor Leader, Charles R. Weiner, of Philadelphia County; Minority Whip, Frank W. Ruth, of Berks County; Caucus Chairman, Israel Stiefel, of Philadelphia County; and Caucus Secretary, Jo Hays, of Centre County.

SENATE RESOLUTIONS

NOTIFICATION TO THE HOUSE

Mr. KELLER offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved, That a committee of three be appointed to inform the House of Representatives that the Senate is now in session and ready to proceed to business.

APPOINTMENT OF COMMITTEE TO NOTIFY HOUSE

The PRESIDENT. Pursuant to the resolution just adopted, the Chair wishes to announce the appointment of the following committee to notify the House that the Senate is organized: the gentleman from Bucks, Mr. Keller; the gentleman from Lebanon, Mr. Ehrgood; and the gentleman from Allegheny, Mr. Sarraf.

NOTIFICATION TO HIS EXCELLENCY, THE GOVERNOR

Mr. ELLIOTT offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved, That a committee of three be appointed to wait upon His Excellency, the Governor, and inform him that the Senate is convened and organized and ready to receive any communication he may be pleased to make.

APPOINTMENT OF COMMITTEE TO NOTIFY GOVERNOR

The PRESIDENT. Pursuant to the resolution just adopted, the Chair wishes to announce the appointment of the following committee to notify the Governor that the Senate is organized: the gentleman from Franklin, Mr. Elliott; the gentleman from Cumberland, Mr. Wade; and the gentleman from York, Mr. Seyler.

THANKS OF SENATE TENDERED TO HONORABLE R. DIXON HERMAN FOR ADMINISTERING OATHS OF OFFICE

Mr. TAYLOR offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved, That the thanks of the Senate are hereby tendered to the Honorable R. Dixon Herman, Judge of the Court of Common Pleas of Dauphin County, for his services in qualifying certain newly elected Senators and also the President pro tempore and the several officers of the Senate.

THANKS OF SENATE TENDERED TO HONORABLE EUSTACE H. BANE FOR ADMINISTERING OATH OF OFFICE

Mr. KALMAN offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved, That the thanks of the Senate are hereby tendered to the Honorable Eustace H. Bane, Judge of the Court of Common Pleas of Fayette County, for his services in qualifying certain newly elected Senators.

STANDING RULES OF THE SENATE ADOPTED FOR 1959 SESSION

Mr. FLEMING offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved, That the standing rules of the Senate during the regular session of 1957 be adopted for the government of the Senate for the present regular session.

SENATE CONCURRENT RESOLUTIONS

INAUGURAL COMMITTEE

Mr. BERGER offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved (if the House of Representatives concur), That the President pro tempore of the Senate be and is hereby authorized to appoint a committee of fifteen Senators to act in conjunction with a committee of twenty members of the House of Representatives, to make necessary arrangements for the inauguration of the Governor-elect, to wait upon His Excellency, and to conduct him to the Capitol for the purpose of having the oath of office administered to him; and be it further

Resolved, That the inaugural ceremonies take place at twelve o'clock Noon on the third Tuesday of January, the 20th instant, 1959, on the west side of the Capitol, should the weather prove favorable, otherwise in the State Farm Show Building; and be it further

Resolved, That said committee be and is hereby authorized to expend a sum not exceeding Five Thousand ($5,000) Dollars in the making and carrying out of said arrangements, the same to be provided for in the Appropriation Bill.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

TIME OF NEXT MEETING

Mr. WHALLEY offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Tuesday, January 20, 1959, at TEN o'clock A. M., E. S. T., unless sooner recalled by the President Pro Tempore; and when the House of Representatives adjourns this week, it reconvene Monday, January 19, 1959 at FOUR-THIRTY o'clock P. M., E. S. T., unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

POSTAGE ON LEGISLATIVE JOURNAL

Mr. SCOTT offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Whereas, the Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, therefore be it

Resolved (if the House of Representatives concur), That the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the bills, calendars and histories be provided for in the Appropriation Bill.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE RESOLUTIONS

AUTHORIZATION OF APPOINTMENT OF ALL SPECIAL AND STANDING COMMITTEES

Mr. CONFAIR offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved, That the President pro tempore of the Senate be authorized to appoint all special and standing committees of the Senate during the session and shall be ex-officio a member of all standing, special and joint Legislative committees.

TELLER TO COMPUTE AND COUNT VOTE FOR GOVERNOR, LIEUTENANT-GOVERNOR AND SECRETARY OF INTERNAL AFFAIRS

Mr. VAN SANT offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved, That the Senator from Montgomery County, Mr. Propert, be appointed Teller on the part of the Senate for the purpose of witnessing the opening, computing and counting the vote for Governor, Lieutenant-Governor and Secretary of Internal Affairs.

APPROVAL OF PAYMENT OF SALARIES AND WAGES TO OFFICERS AND EMPLOYEES OF THE SENATE

Mr. MADIGAN offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved, That the Chief Clerk of the Senate approve orders for the payment of salaries and wages only to such officers and employees of the Senate as are specifically authorized by law and who actually perform the duties of the positions to which they have been elected or appointed.

INTRODUCTION OF BILLS IN THE SENATE

Mr. HARNEY offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved, That no bills shall be presented to the Senate until after the appointment of the standing committees of the Senate.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, because of the time element and also availing myself of the solemnity of this occasion, on behalf of Senator Chapman and myself, I offer a very solemn resolution.

SENATE CONCURRENT RESOLUTION

"ABRAHAM LINCOLN SEQUICENTENNIAL COMMISSION OF PENNSYLVANIA"

Messrs. STIEFEL and CHAPMAN offered the following resolution which was twice read as follows:

In the Senate, January 6, 1959.

Whereas, on February 12, 1959, the entire civilized world generally, and the American Nation in particular, will celebrate the Sesquicentennial Anniversary of the birth of its martyr President, Abraham Lincoln, whom Count Leo Tolstoi described as "Christ in minature," and who by universal consent is the most revered Citizen of the World because his immortality, to use the expression of Woodrow Wilson, "does not lie in any one of his achievements, but in his attitude towards mankind," and

Whereas, the entire world will never forget the intrepid spirit of justice and freedom in this great American martyr President, whose life exemplified the principle of charity toward all and malice toward none, and

Whereas, in these days of strain and stress, of gloom and vacillation, of a world "half free and half slave," a celebration revolving around our immortal martyr President, will result in the reaffirmation of Lincoln's teachings, the tonic values whereof have been, generation after generation, universally acknowledge, and

Whereas, of all the States of the Union, none can boast of more Lincoln lore than Pennsylvania, as it was on the soil of Pennsylvania that the immortal Gettysburg Address was delivered by Lincoln, coined in a few sentences that are considered as one of the greatest monuments of the English language, as well as a limpid spring of inspiration from which our Republic had drank heretofore and shall continue to drink henceforth, and

Whereas, with only a few years separating Pennsylvania from the celebration of the Centennial of the Battle of Gettysburg, it would be conducive to the spiritual ennoblement of our Citizenry to initiate a State-wide celebration of the Sesquicentennial of the birth of Abraham Lincoln, beginning with February 12, 1959 and thenceforth during the entire year of 1959.

Now, be it resolved (if the House of Representatives concur), That the General Assembly of Pennsylvania appoint a Commission, to be known as the "Abraham Lincoln Sesquicentennial Commission of Pennsylvania," to consist of six members, three of whom shall be appointed by the Speaker of the House on the part of the House of Representatives, and three of whom shall be appointed by the President pro tempore of the Senate on the part of the Senate of the General Assembly, the task whereof shall consist in evolving plans for a State-wide celebration of the Sesquicentennial of the birth of Abraham Lincoln, in order that said plans may be submitted in the form of a report to the General Assembly of Pennsylvania not later than March 15, 1959, for proper action and implementation.

SENATE CONCURRENT RESOLUTION ADOPTED

Mr. STIEFEL. Mr. President, I ask unanimous consent for the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate adopt the resolution?

Mr. STIEFEL. Mr. President, I move that the Senate do adopt this resolution.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to and the resolution was adopted.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE RESOLUTION LAID ON THE TABLE

COMMITTEE ON ELECTIONS TO INQUIRE INTO THE QULIFICATIONS OF THE HONORABLE BENJAMIN R. DONOLOW

Mr. PROPERT offered the following resolution which was twice read as follows:

In the Senate, January 6, 1959.

Certain members of the Senate have been reliably informed that the Honorable Benjamin R. Donolow, recently reelected to this body from the second Senatorial district, is not a resident of the district from which he was elected.

Section 5 of Article 2 of the Constitution of Pennsylvania requires that members of the Senate of Pennsylvania shall be "inhabitants of their respective districts one year next before their election . . . and shall reside in their respective districts during their terms of service."

It is necessary that this body require the observance of the above quoted constitutional mandate in order that each district be represented by one of its residents who may legally vote upon measures before this body; therefore, be it

Resolved, That the Committee on Elections inquire into the qualifications of the Honorable Benjamin R. Donolow, particularly as to his residence within the district which he has been elected to represent within this body, in order to determine whether or not he is qualified to sit in this Senate as an elected member thereof; and be it further

Resolved, That the committee may hold hearings, take testimony and make its investigations at such places as it shall deem necessary within this Commonwealth. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee deems necessary. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

Resolved, That the committee make a report of its findings and recommendations to this body as soon as possible.

The PRESIDENT. Due to the absence of a committee, the resolution will be laid on the table.

PERSONAL PRIVILEGE

Mr. DONOLOW. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The gentleman will state it.

Mr. DONOLOW. Mr. President, I would like to make a few remarks on the resolution which was just introduced.

Mr. President, I humbly apologize to the Members of the Senate, and to the friends and families gathered here today, that a controversy of this type should be interjected at this sort of festive and harmonious meeting. Mr. President, I want to make it clear on this resolution that I am ready, willing and able at all times to appear before the Committee, to give all types of evidence, oral, written or whatever is necessary, to eradicate this false claim which has been circulating since prior to election. I want to thank the gentleman from Montgomery County, Senator Propert, for introducing this resolution so that we may clear the air.

May I further state publicly to this Body that at no time will it ever be necessary to issue any subpoena for any records that I have, no matter how personal they may be. No matter how protected I shall be by law, I shall make everything available to the Committee at all times. I shall make sure that all others whom I may have some say over will appear before the Committee in order for the truth to be brought out.

Thank you very much, Mr. President.

PERMISSION TO ADDRESS SENATE

Mr. VAN SANT asked and obtained unanimous consent to address the Senate.

Mr. VAN SANT. Mr. President, since the Members of the Senate last met, one of our hard working and dear friends in the Senate has left our Body. I am speaking of the Honorable Joseph Yosko, my dear friend, who served with me from the district of the Lehigh Valley.

Mr. President, because of the type of meeting we are having today, we would like to inform Senator Yosko's many friends in our area, and throughout the State, that he will be duly recognized for his wonderful service to the Senate and to the people of Pennsylvania at a future Session of the Senate.

PERMISSION TO ADDRESS SENATE

Mr. WEINER asked and obtained unanimous consent to address the Senate.

Mr. WEINER. Mr. President and Members of the Senate, we have felt the loss of Senator Yosko as greatly as anyone in this Commonwealth. We are hopeful that there will be a time set aside when we may have a service where we can properly recognize the work done by this Senator in this Commonwealth and in this Senate.

Mr. President, I wish to take this opportunity to thank Senator Van Sant for inviting the members who live in his community to join in this tribute. We would like to take this opportunity to invite all the friends, associates and former associates of Senator Yosko to be present on this occasion when we can properly do justice to his memory and to the work which he did here.

GUESTS OF SENATOR ALBERT R. PECHAN PRESENTED TO THE SENATE

Mr. PECHAN. Mr. President, I have a very happy duty to perform today on this very traditional and impressive ceremonial opening of the Session of the Senate.

Mr. President, I wish to present to this group the Republican National Committeewoman of Pennsylvania, who happens to be a resident of my District, Mrs. Gaynelle Dixon, and her sister-in-law, Mrs. Presley Dixon; along with Mrs. Buelah Ripper, who serves as the Butler County Treasurer; Miss Ann McGlincy, who is the Butler County Prothonotary; and Mrs. Laverne Campbell, Deputy Clerk of Courts. These ladies have sponsored and have brought along with them today thirty-two students from various schools in Butler County to witness these opening ceremonies.

Mr. President, these guests are in the balcony and I would like to ask them to rise.

The PRESIDENT. The Chair, on behalf of the entire Senate, welcomes this distinguished group. We hope that you have enjoyed the proceedings here today and that the trip you have made to Harrisburg will be worthwhile.

The Senate will be at ease. (The Senate was at ease.)

WIVES OF REPUBLICAN SENATORS PRESENTED TO THE SENATE

Mr. BERGER. Mr. President, while we are awaiting the further implementation of the order of business, I would like to take this opportunity to introduce to the Members of the Senate, and their friends, some of the wives of the Republican Senators who are seated here. I would like for them to rise en masse in order for the Members of the Senate to look upon them.

The PRESIDENT. Will the ladies please arise?

I might also add that we are very honored to have this beautiful and distinguished group of ladies here with us today. We hope you can come back more often.

The Senate will be at ease awaiting the return of committees.

(The Senate was at ease.)

FAMILIES OF DEMOCRATIC SENATORS PRESENTED TO THE SENATE

Mr. LANE. Mr. President, since the beautiful Republican ladies were introduced on the other side, I think it is quite apropos that we, on the Democratic side, present to the Members of the Senate the wives who are present, their children and also their grandchildren.

I am indeed happy to also present here today the wife of the Lieutenant-Governor. If it is all right with the ladies, I would like all of them to stand up and take a bow.

I also want to present to you one of the youngest Democrats here, my granddaughter.

The PRESIDENT. Will the ladies please arise?

We are highly honored to have this distinguished group of ladies here with us. We also wish you would come back.

I would like to present to you my chief assistant, my son.

REPORT OF COMMITTEE ON NOTIFICATION TO THE HOUSE

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present a Committee of the Senate.

Mr. KELLER. Mr. President, the Committee has notified the House of Representatives that the Senate is organized and ready to do business.

The PRESIDENT. The Chair wishes to thank the Chairman and the Members of the Committee, and the Committee is now discharged.

REPORT OF COMMITTEE TO WAIT UPON THE GOVERNOR

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present a Committee of the Senate.

Mr. ELLIOTT. Mr. President, the Committee has met with the Governor and informed him that the Senate is organized and ready to receive any communication he may be pleased to make.

The PRESIDENT. The Chair wishes to thank the Committee and discharges the Committee from its duties.

PRESENTATION OF COMMUNICATIONS FROM THE GOVERNOR

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present the Secretary to the Governor, the Honorable Otis B. Morse, IV.

Mr. MORSE. Mr. President, I have the honor to present communications in writing from His Excellency, the Governor of the Commonwealth of Pennsylvania, George M. Leader.

The PRESIDENT. The Chair wishes to thank Mr. Morse, the Secretary to the Governor.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session today, January 6, 1959.

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have appointed Otis B. Morse, IV, of York, York County, to be Secretary to the Governor vice David V. Randall resigned.

GEORGE M. LEADER.

NOMINATIONS BY THE GOVERNOR LAID ON THE TABLE

BOARDS, COMMISSIONS, ETC. AND COMMISSIONERS OF DEEDS

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and laid on the table:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., January 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

SECRETARY OF THE COMMONWEALTH

John S. Rice, Gettysburg, from June 9, 1958, until superseded.

SECRETARY OF HEALTH

Charles L. Wilbar, Jr., Camp Hill, from November 19, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

SECRETARY OF HIGHWAYS

Lewis M. Stevens, Philadelphia, from October 2, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

SECRETARY OF PROPERTY AND SUPPLIES

Andrew M. Bradley, Bedford, from July 18, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

SECRETARY OF PUBLIC WELFARE

Harry Shapiro, Philadelphia, from June 2, 1958, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

MEMBER OF THE ADVISORY HOSPITAL COUNCIL

Charles L. Wilbar, Jr., Camp Hill, from November 25, 1957, until November 18, 1959, and until his successor shall have been appointed and qualified.

MEMBERS OF THE ADVISORY COUNCIL ON MENTAL HEALTH

Stanley J. Brody, Wyncote, from June 21, 1957, until May 29, 1960, and until his successor shall have been appointed and qualified.

Homer R. Greene, Jr., Pittsburgh, from April 23, 1958, until May 29, 1961, and until his successor shall have been appointed and qualified.

MEMBERS OF THE PENNSYLVANIA AERONAUTICS COMMISSION

Louis R. Inwood, Philadelphia, from June 21, 1957, until June 2, 1961, and until his successor shall be duly appointed and shall have qualified.

F. Wayne Fesenmyer, Bradford, from October 17, 1958, until March 6, 1959, and until his successor shall be duly appointed and shall have qualified.

Hugh J. McMenamin, Scranton, from December 1, 1958, until December 1, 1962, and until his successor shall be duly appointed and shall have qualified, unless not re-elected for succeeding term.

MEMBERS OF THE ANTHRACITE MINE INSPECTORS' EXAMINING BOARD

Ignatzius Zielenski, Wilkes-Barre, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Earl Strack, West Hazleton, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

James L. Tolan, Mahanoy City, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Walter B. Petzold, Scranton, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

George J. Clark, Pottsville, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF ARBITRATION OF CLAIMS

John P. McGrath, Philadelphia, from October 9, 1958, until July 21, 1959, and until his successor shall be duly appointed and qualified.

MEMBERS OF THE STATE BOARD OF EXAMINERS OF ARCHITECTS

Edward J. Rutledge, Scranton, from June 21, 1957, for the term of six years and until his successor shall have been appointed and qualified.

Raymond A. Fisher, Pittsburgh, from October 24, 1958, for the term of six years and until his successor shall have been appointed and qualified.

MEMBER OF THE STATE ART COMMISSION

John J. McKee, Pittsburgh, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF ASHLAND STATE HOSPITAL

Joseph A. Paulosky, Minersville, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Al R. Callaghan, Heckscherville, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Joseph O'Haren, Shenandoah, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

John B. Rich, Pottsville, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Franklin P. Diehl, Hegins, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

John P. Radzievich, Minersville, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Joseph F. Hinchey, Jr., Centralia, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Joseph Land, Minersville, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BANKING BOARD

James B. Grieves, Butler, from September 1, 1957, until September 1, 1965, and until his successor is duly appointed and qualified.

H. R. Hosick, Mt. Lebanon, from January 6, 1958, until September 1, 1961, and until his successor is duly appointed and qualified.

MEMBERS OF THE STATE BOARD OF BARBER EXAMINERS

Frank Ward, Erie, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Harry W. Rock, Chambersburg, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

John YaSenka, Carnegie, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Edward P. McCormack, Dunmore, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Louis J. Grimaldi, Philadelphia, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

MEMBERS OF THE MINE INSPECTORS' EXAMINING BOARD FOR THE BITUMINOUS COAL MINES OF PENNSYLVANIA

Dennis J. Keenan, Spangler, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

John B. Price, Ebensburg, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

J. S. Whittaker, Canonsburg, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Jesse F. Core, Uniontown, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Edward A. Watters, Jr., Pittsburgh, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE COUNCIL FOR THE BLIND

Leonard C. Staisey, Duquesne, from July 5, 1957, for the term of four years, and until his successor is appointed and qualified.

Joseph F. Novak, Pittsburgh, from March 17, 1958, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF BLOOMSBURG STATE TEACHERS' COLLEGE

C. William Kreisher, Catawissa, from October 2, 1957, until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL

James W. Preston, Mansfield, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

(Mrs.) Geneva C. Moore, Westfield, from June 21, 1957, for the term of four years and until her successor is appointed and qualified.

Charles H. Fessler, Sr., Covington, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

R. Earl Cotton, Galeton, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

(Mrs.) DeSales Tingley, Blossburg, from June 21, 1957, for the term of four years and until her successor is appointed and qualified.

J. Roger Crosetto, Blossburg, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

(Mrs.) Adeline Dartt Marvin, Mansfield, from October 15, 1958, for the term of four years and until her successor is appointed and qualified.

Earle P. Robbins, Knoxville, from October 15, 1958, for the term of four years and until his successor is appointed and qualified.

MEMBER OF THE BRADYWINE BATTLEFIELD PARK COMMISSION

(Mrs.) Sara K. Turner, West Grove, from October 17, 1958, for a term of four years and until her successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF CHIROPODY EXAMINERS

Ralph H. Orr, Erie, from June 21, 1957, for the term of four years and until his successor shall have been appointed and qualified.

J. S. Pincus, Harrisburg, from June 21, 1957, for the term of four years and until his successor shall have been appointed and qualified.

Matthew Francis Gutowicz, Philadelphia, from June 21, 1957, for the term of four years and until his successor shall have been appointed and qualified.

John S. Donaldson, Jr., Pittsburgh, from June 21, 1957, for the term of four years and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE COUNCIL OF CIVIL DEFENSE

Charles L. Wilbar, Jr., Camp Hill, from November 25, 1957, until the third Tuesday of January, 1959.

Lewis M. Stevens, Harrisburg, from February 24, 1958, until the third Tuesday of January, 1959.

MEMBERS OF THE BOARD OF TRUSTEES OF CLARION STATE TEACHERS' COLLEGE

Samuel N. Guiher, Clarion, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor

shall have been appointed and qualified.

(Mrs.) Harriet S. Hearst, Clarion, from June 21, 1957, until the third Tuesday of January, 1959, and until her successor shall have been appointed and qualified.

R. R. Whitmer, Clarion, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Francis Henry McCabe, Ford City, from June 21, 1957, until the third Tuesday of January, 1963, and until his successor shall have been appointed and qualified.

Walter L. Smith, Clarion, from April 28, 1958, until the third Tuesday of January, 1963, and until his successor shall have been appointed and qualified.

MEMBERS OF THE COAL RESEARCH BOARD

H. B. Wickey, Wilkes-Barre, from July 29, 1958, for the term of three years and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL

John J. Eagan, Pottsville, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

James Berrang, New Philadelphia, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Joseph F. Holden, St. Clair, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

James J. Donahue, Mahanoy City, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Joseph A. Hughes, Pottsville, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Frank H. Evans, Nesquehoning, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Charles McFadden, Summit Hill, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

(Mrs.) Helen Dougherty, Jim Thorpe, from June 21, 1957, for the term of four years, and until her successor is appointed and qualified.

(Mrs.) Anna C. Kadak, Lansford, from October 22, 1957, for the term of four years, and until her successor is appointed and qualified.

MEMBERS OF THE STATE BOARD OF COSMETOLOGY

(Mrs.) Pearl Shapren, Philadelphia, from June 21, 1957, until the third Tuesday of January, 1959, and until her successor shall have been appointed and qualified.

(Mrs.) Ann Salamay, Monaca, from June 21, 1957, until the third Tuesday of January, 1959, and until her successor shall have been appointed and qualified.

(Miss) Evelyn Mae Reese, Pittston, from June 21, 1957, until the third Tuesday of January, 1959, and until her successor shall have been appointed and qualified.

(Mrs.) Ann Bodkin Magnani, Dormont, from June 21, 1957, until the third Tuesday of January, 1959, and until her successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA STATE ORAL SCHOOL FOR THE DEAF

Sydney M. Katz, Scranton, from November 25, 1957, until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

Thomas P. Gordon, Scranton, from December 16, 1957 until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

James D. Curran, Carbondale, from January 16, 1958, until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

MEMBERS OF THE DELAWARE RIVER PORT AUTHORITY

Theodore L. Blumberg, Philadelphia, from March 13, 1958, until November 24, 1962, and until his successor is appointed and qualified.

J. Griffith Boardman, Philadelphia, from May 27, 1958, until November 24, 1962, and until his successor is appointed and qualified.

James H. J. Tate, Philadelphia, from August 19, 1958, for the term of five years, and until his successor is appointed and qualified.

MEMBERS OF THE STATE DENTAL COUNCIL AND EXAMINING BOARD

Joseph T. O'Leary, Girard, from March 18, 1958, for the term of six years and until his successor shall have been appointed and qualified.

William R. Dykins, Nanticoke, from March 18, 1958, for the term of six years and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF DIXMONT STATE HOSPITAL

George I. Minch, Coraopolis, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Frank C. Lewis, Beaver Falls, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Genevieve W. Settino, Ambridge, from June 21, 1957, for the term of four years and until her successor is appointed and qualified.

(Mrs.) Minnie Greenberg, Coraopolis, from June 21, 1957, for the term of four years and until her successor is appointed and qualified.

(Mrs.) Florrie Lee Johnson, Pittsburgh, from June 21, 1957, for the term of four years and until her successor is appointed and qualified.

Carl W. Ferraro, Blawnox, from May 7, 1958, for the term of four years and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF EASTERN PENNSYLVANIA PSYCHIATRIC INSTITUTE

Charles S. Cameron, Philadelphia, from June 21, 1957, until May 13, 1959, and until his successor shall have been appointed and qualified.

Myer Feinstein, Philadelphia, from April 28, 1958, until May 13, 1959, and until his successor shall have been appointed and qualified.

Gordon A. Hardwick, Gwynedd Valley, from May 15, 1958, until May 13, 1961, and until his successor shall have been appointed and qualified.

William A. Sodeman, Philadelphia, from June 4, 1958, until May 13, 1959, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE COUNCIL OF EDUCATION

James H. Duckrey, Cheyney, from June 21, 1957, for a term of six years, and until his successor shall have been appointed and qualified.

O. H. English, Abington, from June 21, 1957, for a term of six years, and until his successor shall have been appointed and qualified.

Stephen B. Sweeney, Philadelphia, from June 21, 1957, for a term of six years, and until his successor shall have been appointed and qualified.

(Mrs.) Pearl Buck Walsh, Perkasie, from June 21, 1957, for a term of six years, and until her successor shall have been appointed and qualified.

Millard E. Gladfelter, Philadelphia, from June 21, 1957, for a term of six years, and until his successor shall have been appointed and qualified.

Paul R. Anderson, Pittsburgh, from June 21, 1957, for a term of six years, and until his successor shall have been appointed and qualified.

MEMBER OF THE PENNSYLVANIA FAIR EMPLOYMENT PRACTICE COMMISSION

James B. Cayce, Pittsburgh, from August 29, 1957, until February 21, 1962, or until his successor shall have been duly appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL

John D. Carmody, Honesdale, from January 3, 1958, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE STATE BOARD OF FUNERAL DIRECTORS

Norman P. Casher, Cresson, from June 21, 1957, until August 31, 1959, or until his successor is appointed and qualified.

William H. Sweeny, Olyphant, from June 21, 1957, until August 31, 1961, or until his successor is appointed and qualified.

Thaddeus S. Vincent, Danville, from August 31, 1958, until August 31, 1963, or until his successor is appointed and qualified.

MEMBERS OF THE PENNSYLVANIA GAME COMMISSION

Russell M. Lucas, Philipsburg, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

James A. Thompson, Wexford, from June 28, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Carroll F. Hockersmith, Shippensburg, from November 5, 1958, until the third Tuesday of January, 1965, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF HARRISBURG STATE HOSPITAL

Thomas H. Lane, Middletown, from June 21, 1957, for a term of four years, and until his successor is appointed and qualified.

James D. Novinger, Harrisburg, from June 21, 1957, for a term of four years, and until his successor is appointed and qualified.

Wayne M. Wagenseller, Harrisburg, from January 21, 1957, for a term of four years, and until his successor is appointed and qualified.

Wendell P. C. Morganthaler, Harrisburg, from June 21, 1957, for a term of four years, and until his successor is appointed and qualified.

Harold W. Swope, Harrisburg, from June 21, 1957, for a term of four years, and until his successor is appointed and qualified.

Robert Lee Jacobs, Carlisle, from September 26, 1957, for a term of four years, and until his successor is appointed and qualified.

Dawson Kohr, Lebanon, from September 26, 1957, for a term of four years, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF HAZLETON STATE HOSPITAL

Earl J. Smith, Jeddo, from August 16, 1957, for a term of four years, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF HOLLIDAYSBURG STATE HOSPITAL

(Mrs.) Greta M. McElhattan, Port Matilda, from June 21,1957, for the term of four years and until her successor is appointed and qualified.

MEMBER OF THE INDUSTRIAL BOARD

(Mrs.) Agnes Collins, Mt. Lebanon, from June 21, 1957, until the third Tuesday of January, 1959, and until her successor shall have been appointed and qualified.

MEMBERS OF THE PENNSYLVANIA INDUSTRIAL DEVELOPMENT AUTHORITY

Ashbury W. Lee, III, Clearfield, from June 21, 1957, until July 24, 1960, and until his successor shall be duly appointed and qualified.

J. Robert Baldwin, Erie, from June 21, 1957, until July 24, 1961, and until his successor shall be duly appointed and qualified.

J. Dean Polen, Avella, from June 21, 1957, until December 1, 1963, and until his successor shall be duly appointed and qualified.

Robert G. MacDonald, Greensburg, from August 27, 1958, until July 24, 1964, and until his succesor shall be duly appointed and qualified.

MEMBERS OF INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN FOR THE COMMONWEALTH OF PENNSYLVANIA

Maurice K. Goodard, State College, from June 21, 1957, for the term of two years or until his successor is appointed.

Harold B. Rudisill, Hanover, from June 21, 1957, for the term of two years or until his successor is appointed.

Charles L. Wilbuar, Jr., Camp Hill, from November 25, 1957, for the term of two years or until his successor is appointed.

MEMBERS OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHERS' COLLEGE

Charles W. Eisenhard, Allentown, from June 21, 1957, until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

Karl F. Weber, Emmaus, from October 28, 1957, until the third Tuesday of January, 1961, and until his successor is appointed and qualified.

(Mrs.) Mary Rehr Christman, Reading, from April 9, 1958, until the third Tuesday of January, 1963, and until her successor is appointed and qualified.

Earl K. Witwer, Elverson, from September 30, 1958, until the third Tuesday of January, 1959, and until his successor is appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF LAURELTON STATE VILLAGE

(Mrs.) Regie D. Thompson, Millheim, from June 21, 1957, for the term of four years and until her successor is appointed and qualified.

MEMBER OF THE PENNSYLVANIA LIQUOR CONTROL BOARD

Daniel B. Swaney, Uniontown, from December 2, 1957, until November 29, 1963, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF LOCUST MOUNTAIN STATE HOSPITAL

Israel D. Gray, Frackville, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

James Scott, Pottsville, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Victor John Bindie, Shenandoah, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Raymond Troy, Gordon, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Joseph V. Navitsky, Shenandoah, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Peter J. Chaplinsky, Shenandoah, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Joseph T. Kershetsky, Mahanoy City, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Peter J. Swoboda, Frackville, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Stephen John Engle, Mahanoy City, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

(Mrs.) Ila Lugg Wiley, Wellsboro, from June 21, 1957, until the third Tuesday of January, 1959, and until her successor is appointed and qualified.

(Mrs.) Margaret McMillen, Mansfield, from June 21, 1957, until the third Tuesday of January, 1961, and until her successor is appointed and qualified.

Milford Paris, Tioga, from June 21, 1957, until the third Tuesday of January, 1961, and until his successor is appointed and qualified.

Medill Bair, Morrisville, from September 5, 1957, until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF MAYVIEW STATE HOSPITAL

(Mrs.) Janet B. Schlesinger, Pittsburgh, from January 21, 1958, for the term of four years, and until her successor is appointed and qualified.

(Mrs.) Margaret Lee Walgren, Mt. Lebanon, from January 21, 1958, for the term of four years, and until her successor is appointed and qualified.

MEMBERS OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

D. George Bloom, Johnstown, from October 3, 1957, for the term of four years and until his successor shall have been appointed and qualified.

D. S. Newill, Connellsville, from October 3, 1957, for the term of four years and until his successor shall have been appointed and qualified.

Charles B. Hollis, Philadelphia, from October 3, 1957, for the term of four years and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF THE COMMONWEALTH MENTAL HEALTH RESEARCH FOUNDATION

Philip S. Broughton, Pittsburgh, from January 13, 1958, until December 31, 1960, and until his successor shall be duly appointed and qualified.

Warren K. Hess, Reading, from January 13, 1958, until December 31, 1960, and until his successor shall be duly appointed and qualified.

J. W. Gitt, Hanover, from January 13, 1958, until December 31, 1960, and until his successor shall be duly appointed and qualified.

MEMBER OF THE MILITARY ADVISORY COMMISSION

Malcolm Hay, Pittsburgh, from June 21, 1957, until termined.

MEMBERS OF THE STATE MILITARY RESERVATION COMMISSION

Leon Sacks, Philadelphia, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

George W. Jarrett, Pittsburgh, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

MEMBERS OF THE MILK CONTROL COMMISSION

John A. Smith, Dickinson, from June 21, 1957, until May 1, 1961, and until his successor shall have been appointed and qualified.

Simon K. Uhl, Somerset, from June 21, 1957, until May 1, 1963, and until his successor shall have been appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA TRAINING SCHOOL AT MORGANZA

J. I. Hook, Waynesburg, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

C. J. McMahon, Pittsburgh, from July 19, 1957, for the term of four years, and until his successor is appointed and qualified.

Mrs. Sally L. Schmidt, Pittsburgh, from October 30, 1958, for the term of four years, and until her successor is appointed and qualified.

MEMBER OF THE NAVIGATION COMMISSION FOR THE DELAWARE RIVER AND ITS NAVIGABLE TRIBUTARIES

James A. McGuigan, Havertown, from June 21, 1957, for the term of four years and until his successor is appointed and quailfied.

MEMBERS OF THE BOARD OF TRUSTEES OF NORRISTOWN STATE HOSPITAL

Clyde R. Flory, Sellersville, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

S. Marshall Gorson, Merion Station, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Henry Gouley, Media, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Paul G. Hartman, Jr., Lansdale, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Herbert G. Clark, Ambler, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Morris Gerber, Norristown, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Stanley J. Brody, Wyncote, from June 21, 1957, for the terms of four years, and until his successor is appointed and qualified.

(Mrs.) Catherine Dutilh Sharpless, Rosemont, from June 21, 1957, for the term of four years, and until her successor is appointed and qualified.

Joseph J. Donahue, Lafayette Hill, from September 17, 1957, for the term of four years. and until his successor is appointed and qualified.

MEMBERS OF THE OHIO RIVER VALLEY WATER SANITATION COMMISSION FOR THE COMMONWEALTH OF PENNSYLVANIA

M. K. McKay, Pittsburgh, from June 21, 1957, until May 24, 1960, and until his successor shall be appointed and qualified.

Karl M. Mason, Camp Hill, from January 7, 1958, until May 24, 1963, and until his successor shall be appointed and qualified.

MEMBERS OF THE ADVISORY BOARD ON PROBLEMS OF OLDER WORKERS

Earl C. Bohr, Harrisburg, from June 21, 1957, for the term of four years or until his successory is appointed and qualified.

Joseph H. Briton, University Park, from June 21, 1957, for the term of four years or until his successor is appointed and qualified.

Robert D. Hanson, Harrisburg, from June 21, 1957, for the term of four years or until his successor is appointed and qualified.

Bessie Kann Sack, Pittsburgh, from June 21, 1957, for the term of four years or until her successor is appointed and qualified.

Everett F. Zurn, Erie, from June 21, 1957, for the term of four years or until his successor is appointed and qualified.

B. Frank Rosenberry, Palmerton, from June 21, 1957, for the term of four years or until his successor is appointed and qualified.

William J. Meinel, Philadelphia, from September 24, 1958, for the term of four years or until his sucecsosr is appointed and qualified.

MEMBERS OF THE STATE BOARD OF OSTEOPATHIC EXAMINERS

John W. Shirer, Pittsburgh, from June 21, 1957, for the term of four years, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF OSTEOPATHIC EXAMINERS

John W. Shirer, Pittsburgh, from June 21, 1957, for the term of four years, and until his successor shall have been appointed and qualified.

David Rothman, Oxford, from June 21, 1957, for the term of four years, and until his successor shall have been appointed and qualified.

Harvey C. Orth, Lewistown, from June 21, 1957, for the term of four years, and until his successor shall have been appointed and qualified.

Ben. L. Agresti, Erie, from June 21, 1957 for the term of four years and until his successor shall have been appointed and qualified.

Charles S. W. Rickolt, Muncy, from June 21, 1957, for the term of four years, and until his successor shall have been appointed and qualified.

Leopold Salkind, Philadelphia, from September 23, 1957, for the term of four years, and until his successor shall have been appointed and qualified.

MEMBER OF THE PENNSYLVANIA BOARD OF PAROLE

Richard T. S. Brown, Harrisburg, from June 21, 1957, for the term of four years or until his successor shall have been duly appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF PENNHURST STATE SCHOOL

Walter M. Clevenstine, Spring City, from October 9, 1958, for a term of four years and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE UNIVERSITY

Charles T. Douds, Engelwood, N. J., from June 21, until July 1, 1959, and until his successor shall have been appointed and qualified.

Richardson Dilworth, Philadelphia, from July 2, 1957, until July 1, 1960, and until his successor shall have been appointed and qualified.

Joseph A. McDonough, Philadelphia, from July 2, 1957, until July 1, 1960, and until his successor shall have been appointed and qualified.

(Miss) Mary Jane Wyland, State College, from July 2, 1958, until July 1, 1961, and until her successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD OF PHARMACY

Dominic M. Manganello, Wilkes-Barre, from March 17, 1958, for the term of six years, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STUDY COMMISSION OF THE PHILADELPHIA METROPOLITAN AREA

John D. Dougherty, Bristol, from June 21, 1957, until terminated.

(Mrs.) Elinore R. Ridge, Morrisville, from June 21, 1957, until terminated.

William B. Brosius, Berwyn, from June 21, 1957, until terminated.

J. Peter Williams, Newtown Square, from June 21, 1957, until terminated.

J. Paul MacElree, West Chester, from June 21, 1957, until terminated.

Stephen B. Sweeney, Lansdowne, from June 21, 1957, until terminated.

John V. Diggins, Wallingford, from June 21, 1957, until terminated.

Alfred L. Taxis, Jr., Norristown, from June 21, 1957, until terminated.

Robert W. Williams, Bryn Mawr, from June 21, 1957, until terminated.

Walter W. Patchell, Wynnewood, from June 21, 1957, until terminated.

William L. Batt, Philadelphia, from June 21, 1957, until terminated.

Thomas H. Carroll, Philadelphia, from June 21, 1957, until terminated.

William L. Rafsky, Philadelphia, from June 21, 1957, until terminated.

William Lawrence Butler, Newtown Square, from June 21, 1957, until terminated.

MEMBERS OF THE BOARD OF TRUSTEES OF PHILADELPHIA STATE HOSPITAL

John D. Scheuer, Jr., Springfield, from January 7, 1958, for the term of four years, and until his successor is appointed and qualified.

Harry E. Kalodner, Philadelphia, from October 28, 1958, for the term of four years, and until his successor is appointed and qualified.

MEMBER OF THE STATE PLANNING BOARD

Patrick Waldron, Camp Hill, from December 13, 1958, for the term of four years and until his successor is appointed and has qualified.

MEMBERS OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

Ralph E. Neidig, Reading, from June 25, 1958, for the term of six years, and until his successor shall have been appointed and qualified.

W. Irwin Short, Wilkinsburg, from June 25, 1958, for the term of six years, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF PUBLIC ASSISTANCE

(Mrs.) Jane Freedman, Philadelphia, from September 12, 1958, until the third Tuesday of January, 1960, and until her successor shall be appointed and qualified.

John A. McGuire, Erie, from September 12, 1958, until the third Tuesday of January, 1963, and until his successor shall be appointed and qualified.

Alvin R. Guyler, Pittsburgh, from September 12, 1958, until the third Tuesday of January, 1964, and until his successor shall be appointed and qualified.

MEMBERS OF THE STATE REAL ESTATE COMMISSION

Carl E. Shields, Butler, from June 21, 1957, until September 25, 1961, and until his successor has been appointed and qualified.

Vernon M. Woods, Sr., Harrisburg, from June 21, 1957, until September 21, 1962, and until his successor has been appointed and qualified.

James J. Moore, Gilbertsville, from September 21, 1957, until September 21, 1962, and until his successor has been appointed and qualified.

MEMBER OF THE PUBLIC SCHOOL EMPLOYES' RETIREMENT BOARD

Charles R. Wilson, Pittsburgh, from November 19 1957, until his successor is appointed.

MEMBER OF THE STATE EMPLOYES' RETIREMENT BOARD

(Mrs.) Grace M. Sloan, Clarion, from January 27, 1958, until her successor is appointed.

MEMBER OF THE BOARD OF TRUSTEES OF RETREAT STATE HOSPITAL

John J. Baloga, Sr., Wilkes-Barre, from May 14, 1958, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE SANITARY WATER BOARD

M. K. McKay, Pittsburgh, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

J. Wiliam Wetter, Philadelphia, from July 28, 1958, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF SCOTLAND SCHOOL FOR VETERANS' CHILDREN

Paul C. Moomaw, Waynesboro, from June 21, 1957, until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF SELINSGROVE STATE SCHOOL

William E. Gass, Sunbury, from September 9, 1957, for the term of four years and until his successor is appointed and qualified.

Charles W. King, Beavertown, from December 9, 1958, for the term of four years and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF SHAMOKIN STATE HOSPITAL

Frank X. Hanley, Shamokin, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

George P. Conbeer, Shamokin, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

Stephen P. Jepko, Mount Carmel, from June 21, 1957, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF SHIPPENSBURG STATE TEACHERS' COLLEGE

Harold U. Crouse, Shippensburg, from September 25, 1957, until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

George R. Brindle, Chambersburg, from October 7, 1957, until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

John B. Minehart, Chambersburg, from December 12, 1957, until the third Tuesday of January, 1959, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

(Mrs.) Emma Guffey Miller, Slippery Rock, from June 21, 1957, until the third Tuesday of January, 1959, and until her successor is appointed and qualified.

N. Kerr Thompson, Slippery Rock, from June 21, 1957, until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

John A. Meehan, New Castle, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor is appointed and qualified.

H. Gale West, Slippery Rock, from June 21, 1957, until the third Tuesday of January, 1961, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF TORRANCE STATE HOSPITAL

John W. Stader, Latrobe from June 21, 1957, for the term of four years and until his successor is appointed and qualified.
and qualified.

Stephen Wisyanski, Monessen, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Virgil Chirico, Jeanette, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Clair Morgan, Mt. Pleasant, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

John T. Peace, Sr., Blairsville, from June 21, 1957, for the term of four years and until his successor is appointed and quailfied.

John C. Valko, South Fork, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Clark Queer, Mt. Pleasant, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

Orlando Marini, New Kensington, from June 21, 1957, for the term of four years and until his successor is appointed and qualified.

MEMBERS OF THE PENNSYLVANIA TURNPIKE COMMISSION

Joseph J. Lawler, Jessup, from October 2, 1957, until June 4, 1967, and until his successor is appointed and qualified.

E. James Trimarchi, Jr., Indiana, from October 2, 1957, until June 4, 1961, and until his successor is appointed and qualified.

MEMBERS OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW

Maurice Abrams, Wyncote, from June 21, 1957, until July 1, 1961, and until his successor shall have been appointed and qualified.

John S. Giles, Reading, from December 23, 1957, until July 1, 1963, and until his successor shall have been appointed and qualified.

MEMBERS OF THE VALLEY FORGE PARK COMMISSION

Leonard A. Talone, Conshohocken, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

James Bush-Brown, Ambler, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Albert H. Fritz, Quarryville, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qaulified.

Adam M. Scheidt, Norristown, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

W. Atlee Burpee, Jr., Philadelphia, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Augustine S. Janeway, Villanova, from September 16, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Maurice J. Cooper, Merion, from May 29, 1958, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Frank C. Pennypacker, Phoenixville, from October 6, 1958, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE VETERANS' COMMISSION

John G. Rainey, Pittsburgh, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Frank J. Kozicki, Lancaster, from August 12, 1958, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Maurice W. Baruth, Pittsburgh, from August 12, 1958, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Paul E. Walters, Pine Grove, from September 4, 1958, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

John C. Cavender, Hop Bottom, from September 4 1958, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Sterling L. Morelock, Pittsburgh, from September 15, 1958, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

C. F. Wright, Jr., Butztown, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

George M. Leighow, Danville, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Alan Bachrach, Philadelphia, from August 8, 1957, until Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL

George J. Fehrenbach, St. Marys, from January 16, 1958, for the term of four years, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF WEST CHESTER STATE TEACHERS' COLLEGE

Robert R. Batt, Villanova, from June 21, 1957, until the third Tuesday of January, 1961, and until his successor is appointed and qualified.

(Mrs.) Frances V. Atkinson, Bryn Mawr, from June 21, 1957, until the third Tuesday of January, 1959, and until her successor is appointed and qualified.

(Mrs.) Alice G. Chambers, West Chester, from January 9, 1958, until the third Tuesday of January, 1963, and until her successor is appointed and qualified.

Robert M. Urbani, Wynnewood, from June 24, 1958, until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

Harry C. Symons, Pottstown, from June 24, 1958, until the third Tuesday of January, 1963, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF WOODVILLE STATE HOSPITAL

(Mrs.) Rosemary Plesset, Pittsburgh, from June 21, 1957, for the term of four years, and until her successor is appointed and qualified.

(Mrs. Joan S. Benesch, Pittsburgh, from June 21, 1957, for the term of four years, and until her successor is appointed and qualified.

WORKMEN'S COMPENSATION REFEREES

Scholley Pace Alexander, Philadelphia, from June 21, 1957, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

John C. Mulligan, Bristol, from July 28, 1958, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

Joseph George Tomascik, Wilkes-Barre, from December 2, 1958, until the third Tuesday of January, 1959, and until his successor shall have been appointed and qualified.

PUBLIC ASSISTANCE BOARDS

Also the following persons to be MEMBERS OF THE COUNTY BOARDS OF ASSISTANCE, for the terms set opposite their names:

ADAMS COUNTY

F. Joseph Sneeringer, McSherrystown, from July 29, 1957, until December 31, 1959, and until his successor is duly appointed and qualified.

ALLEGHENY COUNTY

Peter B. Maracini, Library, from June 3, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

BEAVER COUNTY

(Miss) Kathryn Ann Ross, Ambridge, from July 25, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

George W. Barber, Monaca, from July 25, 1958, until December 31, 1959, and until his successor is duly appointed and qualified.

Edward Kulik, Beaver Falls, from July 25, 1958, until December 31, 1959, and until his successor is duly appointed and qualified.

Edward L. J. McCabe, Ambridge, from July 25, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

BEDFORD COUNTY

Russell N. Brumbaugh, New Enterprise, from January 10, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

Robert E. Gibson, Everett, from February 1, 1958, until December 31, 1959, and until his successor is duly appointed and qualified.

Harry C. Mickle, New Paris, from May 22, 1958, until December 31, 1959, and until his successor is duly appointed and qualified.

BERKS COUNTY

(Mrs.) Margaret F. Brumbach, Reading, from January 1, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

BLAIR COUNTY

John Fraser Chalker, Hollidaysburg, from January 9, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

BUCKS COUNTY

John H. Spadaccino, Bristol, from January 28, 1958, until December 31, 1959, and until his successor is duly appointed and qualified.

CHESTER COUNTY

(Mrs.) Mary H. Darlington, Coatesville, from January 8, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

CLARION COUNTY

Daniel M. Filetti, Rimersburg, from February 11, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

D. I. Pfaff, Shippenville, from March 4, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

CLEARFIELD COUNTY

(Miss) Irene A. Howe, Morrisdale, from January 21, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

CLINTON COUNTY

(Mrs.) Grace A. Fitzpatrick, Loganton, from July 31, 1957, until December 31, 1959, and until her successor is duly appointed and qualified.

CRAWFORD COUNTY

Dallas H. Edwards, Meadville, from February 25, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

CUMBERLAND COUNTY

Edward Miller, New Cumberland, from July 15, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

DELAWARE COUNTY

(Mrs.) Elizabeth M. McGlynn, Springfield, from June 21, 1957, until December 31, 1959, and until her successor is duly appointed and qualified.

(Mrs.) Charlotte Snyder, Wallingford, from June 21, 1957, until December 31, 1959, and until her successor is duly appointed and qualified.

ELK COUNTY

(Mrs.) Josephine M. Dickinson, Ridgway, from January 1, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

John W. Deegan, Ridgway, from February 25, 1958, until December 31, 1959, and until his succesor is duly appointed and qualified.

FAYETTE COUNTY

Clarence A. Nichols, Ronco, from November 6, 1957, until December 31, 1959, and until his successor is duly appointed and qualified.

FRANKLIN COUNTY

Benjamin V. Lavey, Chambersburg, from February 25, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

GREENE COUNTY

Gerald Hollingsworth, Waynesburg, from November 1, 1957, until December 31, 1959, and until his successor is duly appointed and qualified.

HUNTINGDON COUNTY

Ned W. Thomas, Saltillo, from March 4, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

INDIANA COUNTY

(Mrs.) Marcella Stephenson, Marion Center, from June 21, 1957, until December 31, 1959, and until her successor is duly appointed and qualified.

James F. Cook, Homer City, from March 5, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

LACKAWANNA COUNTY

(Mrs.) Mary Fedorchak, Scranton, from June 5, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

LAWRENCE COUNTY

Curtis E. Neff, Ellwood City, from June 21, 1957, until December 31, 1959, and until his successor is duly appointed and qualified.

(Mrs.) Margaret Jennings Uber, New Castle, from June 21, 1957, until December 31, 1959, and until her successor is duly appointed and qualified.

LEBANON COUNTY

Charles R. Young, Lebanon, from January 1, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

LEHIGH COUNTY

(Mrs.) Edith M. Graul, Allentown, from January 1, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

LUZERNE COUNTY

Leo J. Bergsmann, Wilkes-Barre, from January 1, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

MONTGOMERY COUNTY

(Mrs.) Mary Louise Townsend, Wayne, from January 1, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

NORTHAMPTON COUNTY

(Mrs.) Melva I. Henninger, Bath, from September 23, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

PHILADELPHIA COUNTY

Gustave J. Axelrod, Philadelphia, from January 14, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

POTTER COUNTY

Roy M. Black, Shinglehouse, from January 29, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

SOMERSET COUNTY

J. Frank Shultz, Rockwood, from March 4, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

SULLIVAN COUNTY

Leon C. Fetherbay, New Albany, from July 15, 1958, until December 31, 1960, and until his successor is duly appointed and qualified.

TIOGA COUNTY

(Mrs.) Madelyn Weidman, Westfield, from June 21, 1957, until December 31, 1959, and until her successor is duly appointed and qualified.

Clifton Seelye, Knoxville, from June 21, 1957, until December 31, 1959, and until his successor is duly appointed and qualified.

VENANGO COUNTY

(Mrs.) Jeanne A. Smith, Oil City, from January 10, 1958, until December 31, 1959, and until her successor is duly appointed and qualified.

YORK COUNTY

(Mrs.) Edna Blumenthal, Hanover, from January 27, 1958, until December 31, 1959, and until her successor is duly appointed and qualified.

GEORGE M. LEADER

Commonwealth of Pennsylvania,
Governor's Office, January 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Commissioners of Deeds, for the term of five years to compute from the dates set opposite their names:

Reginald Arrington, Brooklyn, New York, June 26, 1957.

Thomas J. Ayers, Glendale, New York, August 7, 1957.

Rita Regina FitzGibbon, Brooklyn, New York, August 7, 1957.

Stewart F. LaMotte, Jr., Fort Lauderdale, Florida, August 15, 1957.

(Miss) Hilja A. Syri, Hartford, Connecticut, September 27, 1957.

H. Clinton Apel, Merrick, L. I., New York, October 4, 1957.

(Miss) Rachel E. Smith, Manchester, Connecticut, July 6, 1958.

GEORGE M. LEADER

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BANKING BOARD

Samuel Weinroot, Esq., Wynnewood, from January 5, 1959, until September 1, 1965, and until his successor is duly appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF MILLERSVILLE STATE TEACHERS' COLLEGE

John C. Albohm, York, from January 5, 1950, until the third Tuesday of January 1963, and until his successor is appointed and qualified.

MEMBER OF THE STATE BOARD OF OPTOMETRICAL EXAMINERS

Dr. Samuel Y. Cutler, Philadelphia, from December 31, 1958, for the term of four years, and until his successor shall have been appointed and qualified.

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following members of County Boards of Assistance from January 1, 1959, until December 31, 1961, and until their successors are duly appointed and qualified:

ALLEGHENY COUNTY

Ralph M. Thomas, Pittsburgh.

ARMSTRONG COUNTY

Rev. Thomas F. Luce, Kittanning.

BEDFORD COUNTY

Mrs. Mildred Peters, Bedford.

BUCKS COUNTY

Joseph A. Ferry, Sr., Bristol.

CAMERON COUNTY

James P. Klees, Emporium.

CLEARFIELD COUNTY

Mrs. Ray C. Wilson, DuBois.

CRAWFORD COUNTY

Mrs. Bette L. Davenport, Meadville,
Myron H. Rhoades, Conneaut Lake.

CUMBERLAND COUNTY

Rev. Robert W. Roschy, Carlisle.

DELAWARE COUNTY

Mrs. Harriotte B. Coke, St. Davids.
Harry V. Hines, Chester.

FOREST COUNTY

Mrs. Gertrude A. Mortimer, Marienville.

LAWRENCE COUNTY

Peter Genova, Bessemer.

MIFFLIN COUNTY

Stanley H. Rothermel, Lewistown.

MONTGOMERY COUNTY

Mrs. Else R. Rice, Collegeville.

PERRY COUNTY

Mrs. Anna A. Smith, Loysville.

POTTER COUNTY

Mrs. Ethel Kemp, Shinglehouse.

SULLIVAN COUNTY

Mrs. Edith Rokus, Mildred.

SUSQUEHANNA COUNTY

Willard J. Southworth, Hallstead.

TIOGA COUNTY

Mrs. Loreen H. Holleran, Tioga.

UNION COUNTY

Rev. Fred D. Pick, Mifflinburg.

WARREN COUNTY

James N. Hill, Jr., Warren.

YORK COUNTY

Rev. Charles M. Ankerbrand, Mt. Wolf.

GEORGE M. LEADER.

COMMUNICATION FROM THE GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

REASONS FOR PARDONS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to present herewith the reasons for pardons and commutations granted by me from January 1, 1957, to date.

GEORGE M. LEADER.

The PRESIDENT. This communication will be noted in the Journal of the Senate, and the reasons for pardons and commutations will be printed in the Appendix to the Legislative Journal.

SENATE CONCURRENT RESOLUTIONS

JOINT SESSION

Mr. WOLFE offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session Tuesday, January 6, 1959, at 2:15 o'clock P. M., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth, also witnessing the opening, counting and computing of the official returns of the election for Governor, Lieutenant-Governor, and Secretary of Internal Affairs, held Tuesday, November 4, 1958, in the several counties of this Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

Mr. ELLIOTT offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 6, 1959.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth, to the Hall of the House of Representatives to address the Members of the Gen-

eral Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

The PRESIDENT. The Senate will be at ease awaiting communications for the House of Representatives.

(The Senate was at ease.)

HOUSE NOTIFIES SENATE IT IS ORGANIZED

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor of presenting a committee on behalf of the House of Representatives.

Mr. MUSTO. Mr. President, we have been appointed as a Committee of the House to inform the Senate that the House of Representatives is organized and ready to proceed with the business of the Session.

The PRESIDENT. The Chair wishes to thank the committee on the part of the House. The Sergeant-at-Arms will escort the committee to the rear of the Senate.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

INAUGURAL COMMITTEE

In the Senate, January 6, 1959.

Resolved (if the House of Representatives concur), That the President pro tempore of the Senate be and is hereby authorized to appoint a committee of fifteen Senators to act in conjunction with a committee of twenty members of the House of Representatives, to make necessary arrangemens for the inauguration of the Governor-elect, to wait upon His Excellency, and to conduct him to the Capitol for the purpose of having the oath of office administered to him; and be it further

Resolved, That the inaugural ceremonies take place at twelve o'clock Noon on the third Tuesday of January, the 20th instant, 1959, on the west side of the Capitol, should the weather prove favorable, otherwise in the State Farm Show Building; and be it further

Resolved, That said committee be and is hereby authorized to expend a sum not exceeding Five Thousand ($5,000) Dollars in the making and carrying out of said arrangements, the same to be provided for in the Appropriation Bill.

HOUSE CONCURS IN SENATE RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, January 6, 1959.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week, it reconvene Tuesday, January 20, 1959, at TEN o'clock A. M., E. S. T., unless sooner recalled by the President Pro Tempore; and when the House of Representatives adjourns this week, it reconvene Monday, January 19, 1959 at FOUR-THIRTY o'clock P. M., E. S. T., unless sooner recalled by the Speaker of the House of Representatives.

HOUSE CONCURS IN SENATE RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

POSTAGE ON LEGISLATIVE JOURNAL

In the Senate, January 6, 1959.

Whereas, the Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, therefore be it

Resolved (if the House of Representatives concur), That the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for he bills, calendars and histories be provided for in the Appropriation Bill.

HOUSE CONCURS IN SENATE RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

JOINT SESSION

In the Senate, January 6, 1959.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session Tuesday, January 6, 1959, at 2:15 o'clock P. M., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth, also witnessing the opening, counting and computing of the official returns of the election for Governor, Lieutenant Governor and Secretary of Internal Affairs, held Tuesday, November 4, 1958, in the several counties of this Commonwealth.

HOUSE CONCURS IN SENATE RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

In the Senate, January 6, 1959.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and the House of Representatives.

APPOINTMENT OF TELLER

In the House of Representatives, January 6, 1959.

He also informed the Senate that the Honorable Harold B, Rudisill of the County of York, has been elected Teller on the part of the House of Representatives to compute the vote cast on November 4, 1958, for Governor, Lieutenant-Governor and Secretary of Internal Affairs in Joint Session of the General Assembly, Tuesday, January 6, 1959.

COMMITTEE APPOINTED TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

The PRESIDENT. Pursuant to the resolution already adopted, the Chair wishes to announce the appointment of the following committee to escort the Governor to the Hall of the House: the gentleman from Franklin, Mr. Elliott; the gentleman from Cumberland, Mr. Wade; and the gentleman from York, Mr. Seyler.

The Senate will be at ease awaiting communications from the House of Representatives.

(The Senate was at east.)

HOUSE NOTIFIES SENATE IT IS READY TO CONVENE IN JOINT SESSION

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present a committee on behalf of the House of Representatives.

Mr. DOUGHERTY. Mr. President, we are a committee appointed by the House of Representatives to inform the Senate that the House is ready to receive the Officers and Members of the Senate in Joint Session, and to escort them to the Hall of the House.

The PRESIDENT. The Chair wishes to thank the committee on the part of the House of Representatives.

SENATE PROCEEDS TO HOUSE TO HEAR GOVERNOR'S MESSAGE AND TO COUNT VOTE FOR STATE OFFICERS

The hour of 2:15 p.m. having arrived, Messrs. DOUGHERTY and EWING, a committee on the part of the House of Representatives being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and Members of the Senate for the purpose of listening to the reading by His Excellency, the Governor, of his message and witnessing the opening, counting and publishing of the official returns of votes cast on the first Tuesday of November, A.D., 1958, for Governor, Lieutenant-Governor and Secretary of Internal Affairs.

Whereupon,

The President and Members of the Senate proceeded to the Hall of the House of Representatives.

SENATE RETURNS FROM THE HOUSE

After some time, the President and Members of the Senate returned to the Senate Chamber.

TELLER'S REPORT OF PROCEEDINGS OF JOINT SESSION OF SENATE AND HOUSE OF REPRESENTATIVES FR THE OPENING, COUNTING AND PUBLISHING OF VOTES FOR GOVERNOR, LIEUTENANT-GOVERNOR AND SECRETARY OF INTERNAL AFFAIRS

Mr. PROPERT, Teller on the part of the Senate, presented a report which was read as follows:

That the President and Members of the Senate and the Speaker and Members of the House of Representatives, met in the Hall of the House of Representatives at 2:15 p.m. this day, and the President, Roy E. Furman, of the Senate, in pursuance of the Constitution and the laws of the Commonwealth, did then and there proceed to open and count and publish the official returns of the election of Governor, Lieutenant-Governor and Secretary of Internal Affairs, held on the fourth day of November last, being the fourth day of November, Anno Domini One Thousasnd Nine Hundred and Fifty-eight, in the city of Philadelphia and the several counties of the Commonwealth.

CERTIFICATES OF ELECTION

Commonwealth of Pennsylvania, January 6, 1959.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D. one thousand nine hundred and fifty-nine, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Governor of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that David L. Lawrence had the highest number of votes; whereupon the said David L. Lawrence was declared to have been duly elected Governor of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

ROY E. FURMAN
President of the Senate
HIRAM G. ANDREWS
Speaker of the House of Representatives
HENRY J. PROPERT
Teller on the part of the Senate
HOWARD B. RUDISILL
Teller on the part of the House of Representatives

Commonwealth of Pennsylvania, January 6, 1959.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D. one thousand nine hundred and fifty-nine, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Lieutenant-Governor of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that John Morgan Davis had the highest number of votes; whereupon the said John Morgan Davis was declared to have been duly elected Lieutenant-Governor of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

ROY E. FURMAN
President of the Senate
HIRAM G. ANDREWS
Speaker of the House of Representatives
HENRY J. PROPERT
Teller on the part of the Senate
HOWARD B. RUDISILL
Teller on the part of the House of Representatives

Commonwealth of Pennsylvania, January 6, 1959.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D. one thousand nine hundred and fifty-nine, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Secretary of Internal Affairs of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that Genevieve Blatt had the highest number of votes; whereupon the said Genevieve Blatt was declared to have been duly elected Secretary of Internal Affairs of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

ROY E. FURMAN
President of the Senate

HIRAM G. ANDREWS
Speaker of the House of Representatives
HENRY J. PROPERT
Teller on the part of the Senate
HOWARD B. RUDISILL
Teller on the part of the House of Representatives

The PRESIDENT. The Chair wishes to thank the gentleman for a job well done.

FINAL MESSAGE OF GEORGE M. LEADER, GOVERNOR OF PENNSYLVANIA

The PRESIDENT. The Final Message of George M. Leader, Governor of Pennsylvania, to the General Assembly of Pennsylvania, dated January 6, 1959, has been received. This communication will be noted in the Journal.

APPOINTMENT OF STANDING COMMITTEES

The PRESIDENT. The Chair wishes to announce that communication has been received from the President pro tempore designating the Appointment of the Standing Committees of the Senate of Pennsylvania for the Session of 1959.

The Appointment of the Standing Committees of the Senate will appear in the Legislative Journal.

SENATE COMMITTEES

Standing Committees of the Senate of Pennsylvania

Session of 1959

AGRICULTURE—(17)

MADIGAN, Chairman
HARNEY, Vice-Chairman

Chapman	Elliott	Mahady
Wade	Shafer	Miller
Kessler	Van Sant	Ruth
Whalley	Camiel	Seyler
Kromer	Hays	Taylor, ex-officio

APPROPRIATIONS—(23)

CHAPMAN, Chairman
FLEMING, Vice-Chairman

Mallery	Madigan	Camiel
Stevenson	Propert	DiSilvestro
Blass	Watkins	Lane
Berger	Ehrgood	Ruth
Wagner	Pechan	Sarraf
Wolfe	Whalley	Weiner
Kessler	Barr	Taylor, ex-officio

BANKING—(19)

PROPERT, Chairman
WHALLEY, Vice-Chairman

Stevenson	Ehrgood	McGinnis
Wade	Keller	Rooney
Wagner	Shafer	Silvert
Madigan	DiSilvestro	Stiefel
Van Sant	Mahady	Taylor, ex-officio
Flack	McCreesh	

CONSTITUTIONAL CHANGES AND FEDERAL RELATIONS—(17)

KROMER, Chairman
EHRGOOD, Vice-Chairman

Chapman	Fleming	McCreesh
Propert	Harney	Miller
Madigan	Shafer	Silvert
Scott	Donolow	Stiefel
Flack	Kalman	Taylor, ex-officio

CORPORATIONS—(18)

MALLERY, Chairman
VAN SANT, Vice-Chairman

Kessler	Confair	McMenamin
Madigan	Keller	Miller
Fleming	Shafer	Rooney
Scott	Donolow	Silvert
Kromer	Kalman	Stiefel
	Taylor, ex-officio	

EDUCATION—(18)

WAGNER, Chairman
KESSLER, Vice-Chairman

Berger	Scott	Mullin
Pechan	Whalley	Murray
Fleming	Walker	Sarraf
Madigan	Keller	Seyler
Kopriver	Hays	Silvert
	Taylor, ex-officio	

ELECTIONS—(17)

WHALLEY, Chairman
WATKINS, Vice-Chairman

Chapman	Confair	McGinnis
Kopriver	Shafer	Miller
Harney	Donolow	Murray
Ehrgood	Mahady	Sarraf
Walker	McCreesh	Taylor, ex-officio

EXECUTIVE NOMINATIONS—(10)

FLEMING, Chairman
STEVENSON, Vice-Chairman

Berger	Ehrgood	Weiner
Pechan	Barr	Taylor, ex-officio
Propert	Ruth	

FINANCE—(17)

KESSLER, Chairman
PROPERT, Vice-Chairman

Mallery	Berger	Lane
Wade	Whalley	Seyler
Stevenson	Keller	Silvert
Flack	Barr	Weiner
Van Sant	DiSilvestro	Taylor, ex-officio

FORESTS AND WATERS, GAME AND FISH—(17)

BLASS, Chairman
WOLFE, Vice-Chairman

Stevenson	Whalley	McGinnis
Berger	Kromer	McMenamin
Harney	Walker	Ripp
Kopriver	Confair	Stiefel
Fleming	Hays	Taylor, ex-officio

HIGHWAYS—(24)

WADE, Chairman
MALLERY, Vice-Chairman

Chapman	Kropriver	Barr
Stevenson	Pechan	DiSilvestro
Blass	Flack	Hays
Wolfe	Scott	McGinnis
Propert	Whalley	McMenamin
Fleming	Van Sant	Murray
Watkins	Confair	Ruth
	Taylor, ex-officio	

INSURANCE—(17)

VAN SANT, Chairman
WAGNER, Vice-Chairman

Blass	Fleming	McMenamin
Watkins	Elliott	Ripp
Kessler	Keller	Silvert
Propert	Kalman	Stiefel
Wade	McCreesh	Taylor, ex-officio

JUDICIARY GENERAL—(24)

SCOTT, Chairman
WALKER, Vice-Chairman

Chapman	Berger	Donolow
Mallery	Harney	Lane
Stevenson	Whalley	Mahady
Blass	Ehrgood	McMenamin
Kessler	Elliott	McGinnis
Propert	Shafer	Mullin
Madigan	DiSilvestro	Silvert
	Taylor, ex-officio	

LABOR AND INDUSTRY—(17)

HARNEY, Chairman
FLACK, Vice-Chairman

Chapman	Walker	Lane
Stevenson	Elliott	Murray
Kessler	Propert	Mullin
Scott	Donolow	Seyler
Van Sant	Kalman	Taylor, ex-officio

LAW AND ORDER—(17)

ELLIOTT, Chairman
KROMER, Vice-Chairman

Mallery	Harney	Murray
Wagner	Walker	Ripp
Wolfe	Confair	Rooney
Watkins	Camiel	Ruth
Pechan	Miller	Taylor, ex-officio

LOCAL GOVERNMENT—(17)

STEVENSON, Chairman
SCOTT, Vice-Chairman

Mallery	Kopriver	Lane
Pechan	Van Sant	Mullin
Fleming	Walker	Sarraf
Propert	Camiel	Seyler
Harney	Donolow	Taylor, ex-officio

MILITARY AFFAIRS AND AERONAUTICS—(17)

WOLFE, Chairman
PECHAN, Vice-Chairman

Stevenson	Elliott	McCreesh
Wade	Walker	Miller
Wagner	Camiel	Ripp
Watkins	Donolow	Sarraf
Scott	Mahady	Taylor, ex-officio

MINES AND MINING—(17)

KOPRIVER, Chairman
FLACK, Vice-Chairman

Mallery	Whalley	McMenamin
Berger	Walker	Murray
Wolfe	Hays	Rooney
Wagner	Kalman	Sarraf
Kromer	Mahady	Taylor, ex-officio

PUBLIC HEALTH AND WELFARE—(18)

PECHAN, Chairman
CHAPMAN, Vice-Chairman

Blass	Kessler	DiSilvestro
Wagner	Whalley	Hays
Berger	Van Sant	McCreesh
Kopriver	Confair	Mullin
Watkins	Camiel	Sarraf
	Taylor, ex-officio	

REAPPORTIONMENT—(12)

FLACK, Chairman
KROMER, Vice-Chairman

Propert	Kalman	
Kessler	Mullin	
Ehrgood	Ripp	
Fleming	Weiner	
	Taylor, ex-officio	

RULES—(9)

BERGER, Chairman

Pechan	Barr
Fleming	Ruth
Mallery	Weiner
Madigan	Taylor, ex-officio

STATE GOVERNMENT—(18)

WATKINS, Chairman
MADIGAN, Vice-Chairman

Wade	Van Sant	Lane
Wagner	Ehrgood	McGinnis
Wolfe	Keller	Mullin
Blass	Shafer	Rooney
Flack	Barr	Seyler
	Taylor, ex-officio	

SUPPLEMENT

In the Senate, November 21, 1958.

Pursuant to notification, Hon. Paul W. Mahady of the Thirty-ninth Senatorial District, elected at a Special Election held on November 4, 1958, to fill a vacancy, presented himself in the Hall of the Senate on November 21, 1958, when the oath of office was administered to him, the President pro tempore M. Harvey Taylor, presiding.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

The PRESIDENT pro tempore. This meeting has been called today to enable Senator-elect Paul W. Mahady to take the oath of office in the Senate Chamber in accordance with provisions in the Constitution of Pennsylvania. I will ask the Deputy Secretary of the Commonwealth, the Honorable C. William Trout, to read the returns of the Special Election held in the Thirty-ninth Senatorial District on November 4, 1958.

In the Name and by Authority of the
Commonwealth of Pennsylvania

TO HIS EXCELLENCY THE PRESIDENT OF THE SENATE AND TO THE MEMBERS OF THE SENATE OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, GREETINGS:

I have the honor to present the returns of the Special Election of the Member of the Senate of the General Assembly of the Commonwealth of Pennsylvania for the Thirty-ninth Senatorial District, as the same has been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the County Board of Elections:

Paul W. Mahady, Thirty-ninth Senatorial District of Pennsylvania.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal of my office at the City of Harrisburg this twenty-first day of November, in the year of our Lord one thousand nine hundred and fifty-eight and of the Commonwealth the one hundred and eighty-third.

J. S. RICE
Secretary of the Commonwealth.

(SEAL)

SPECIAL ELECTION

Commonwealth of Pennsylvania
County of Westmoreland
ss. Greensburg, Pa.,
November 20, 1958.

TO THE SECRETARY OF THE COMMONWEALTH:

We Hereby Certify, That the following is a true and correct statement of the returns of the votes cast at the Special Election held on Tuesday, November 4, 1958 for each and every candidate in the County of Westmoreland as the same remain on file in this office, for the office of Senator in the General Assembly—39th District.

REPUBLICAN

Joseph J. Juhasz had Forty-four Thousand Three Hundred Eighteen votes 44,318

DEMOCRATIC

Paul W. Mahady had Seventy-three Thousand Eight Hundred Sixty-two votes 73,862

In Testimony Whereof. We have hereunto set our hand and seal of office, this 20th day of November, 1958.

ROBERT A. KILGORE
JAY W. KROMER
SMITH McKEE, JR.
County Board of Elections.
Attest:
W. E. NOEL
Clerk.

(SEAL)

In the Name and by the Authority of the Commonwealth of Pennsylvania

I, John S. Rice, Secretary of the Commonwealth, do hereby certify that at the Special Election held on the Fourth day of November, 1958 Paul W. Mahady, having received 73,862 votes, was duly elected to the office of Senator in the General Assembly in the Thirty-ninth Senatorial District of Pennsylvania.

Witness my hand and the seal of my office this twenty-first day of November, 1958.

J. S. Rice,
Secretary of the Commonwealth.

(SEAL)

The PRESIDENT pro tempore. Senator-elect Mahady will please stand in front of the rostrum so that the oath of office may be administered. A Bible has been placed there for your use.

(Senator-elect Paul W. Mahady approached the rostrum.)

The PRESIDENT pro tempore. We are privileged to have with us today the Honorable John M. O'Connell, Judge of the Court of Common Pleas of Westmoreland County. The Chair now presents Judge O'Connell, who will administer the oath.

(Oath of office administered accordingly.)

The PRESIDENT pro tempore. The Chair wishes to extend the sincere thanks of the Senate to Judge O'Connell for taking time out from his busy schedule to come to the Capitol today and render this special service.

The Chair would also like to congratulate Senator Mahady and welcome him to the grandest lawmaking body in the land, the Senate of Pennsylvania.

Are there any further remarks?

The Chair directs the Chief Clerk to have the proceedings of this meeting entered in the Legislative Journal when the Senate shall next convene in session.

The purpose for which this meeting was called having been accomplished, the Chair declares the meeting now adjourned.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, January 20, 1959, at 10:00 o'clock a.m., Eastern Standard Time.

Mr. RIPP. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:24 o'clock, p.m., Eastern Standard Time, until Tuesday, January 20, 1959, at 10:00 a.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, January 6, 1959

At 11:30 a. m., the Honorable David M. Boise, a Member from Allegheny County, accompanied by the gentleman from Lancaster, Mr. Norman Wood, made the following announcement in the Hall of the House.

In accordance with the provisions of Article II Section 4 of the Constitution of Pennsylvania, the Members-elect of this 143rd regular session of the House of Representatives will meet this day at twelve o'clock noon in the Hall of the House for the purpose of organization.

The hour of twelve o'clock having arrived, Honorable Lloyd H. Wood, Chief Clerk of the House of Representatives, called the Members-elect to order and announced that

This being the day and hour fixed by Article II, Section 4 of the Constitution of Pennsylvania for the meeting of the General Assembly, the Members-elect of the House of Representatives will come to order.

The CHIEF CLERK. At the conclusion of the prayer the Members-elect will remain standing in silence until the sound of the gavel as a mark of respect to the memory of our Member who died since we last met, Honorable Daniel Carson, Philadelphia County, who passed away on December 4, 1957.

PRAYER

Prayer was offered by Reverend David R. Hoover, pastor of St. Paul's Lutheran Church, McConnellsburg, Fulton County, Pennsylvania, as follows:

Almighty and everlasting God, Who by the guiding of a star didst lead the Wise Men long ago to worship in adoration at the manger in Bethlehem, mercifully grant that we in the significance of this day who come to Thee in faith and confidence may receive from Thee the keen insight which was characteristic of those sages of old. Inspire in us the recognition of our own capacities and enlighten us with the need for sincere cooperation and enkindle within us the determination to work for the welfare of all the people of this great Commonwealth.

Keep us steadfastly in Thy care and use as for Thy honor and glory, through Jesus Christ, Thy Son, our Lord, Who liveth and reigneth with Thee and the Holy Ghost, ever one God, world without end. Amen.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor, Honorable Otis B. Morse, being introduced, presented communications from the Governor which were laid upon the table.

PRESENTATION OF ELECTION RETURNS

The Secretary of the Commonwealth, Mr. John A. Rice, being introduced, pursuant to the provisions of the Act of June 3, 1937, P. L. 1333, presented to the House of Representatives the returns of the election for Members in this honorable body held on November 4, 1958.

RESOLUTION

ELECTION RETURNS OPENED

Mr. BOIES, a Member-elect, offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, Tuesday, January 6, 1959.

Resolved, That the returns for the election of Members of the House of Representatives held Tuesday, November 4, 1958, be now opened and read.

VOTES CAST FOR
CANDIDATES FOR REPRESENTATIVES IN THE GENERAL ASSEMBLY
GENERAL ELECTION—NOVEMBER 4, 1958

Party	Name	Address	Votes
	ADAMS COUNTY		
	1 Member		
Dem.	Charles B. Bender,	45 E. Broadway, Gettysburg	8,422
*Rep.	Francis Worley,	Latimore Twp., R. D. 1, York Springs	9,231
	ALLEGHENY COUNTY		
	1st District—2 Members		
Dem.	James F. Clarke,	3606 Parkview Ave., Pgh. 13	24,787
Dem.	K. Leroy Irvis,	2170 Centre Ave., Pgh. 19	24,232
Rep.	Wm. A. Miller,	125 Moultrie St., Pgh. 19	8,182
Rep.	David Thompkins,	2517 Wyandote St., Pgh. 13	8,068
	2nd District—1 Member		
*Dem.	John H. Devlin,	708 Bigelow Square, Pgh. 19	8,618
Rep.	Bernyce C. Lysle,	4748 Friendship Ave., Pgh. 24	3,876
	3rd District—1 Member		
*Dem.	Walter T. Kamyk,	4627 Carlton St., Pgh. 1	11,522
Rep.	Robert John Binnie, Jr.,	5302 Holmes St., Pgh. 1	4,232
	4th District—1 Member		
Dem.	Thomas H. Cauley,	927 N. Sheridan Ave., Pgh. 6	8,392
*Rep.	Joseph P. Rigby,	624 Copeland St., Pgh. 32	8,566
	5th District—1 Member		
*Dem.	Leo J. McLaughlin,	7137 Upland St., Pgh. 8	10,233
Rep.	Walter C. Rainey,	7215 Tilden St., Pgh. 6	5,495
	6th District—1 Member		
Dem.	David H. Klein,	2856 Fernwald Rd., Pgh. 17	8,744
*Rep.	Maurice H. Goldstein,	5666 Phillips Ave., Pgh. 17	11,235
	7th District—1 Member		
*Dem.	Edward A. Schuster, Sr.,	425 Susanna Ct., Pgh. 7	9,131
Rep.	John P. Stack,	704 Graphic St., Pgh. 17	4,008
	8th District—1 Member		
*Dem.	Paul F. Lutty,	150 Monastery Ave., Pgh. 3	11,893
Rep.	Wallace J. Carson,	732 Lillian St., Pgh. 10	6,105
	9th District—1 Member		
Dem.	Thomas F. Lamb,	905 Gladys Ave., Pgh. 16	14,931
Rep.	Glenn E. Stuart,	237 Olympia St., Pgh. 11	12,865
	10th District—1 Member		
*Dem.	Louis Leonard,	1217 Strahley Place, Pgh. 20	10,431
Rep.	John R. O'Connell,	2429 Silver Oak Drive, Pgh. 20	7,381

Party	Name	Address	Votes
	11th District—1 Member		
*Dem.	Martin C. Mihm,	716 Lockhart St., Pgh. 12	11,609
Rep.	August A. Gonlin,	601 Union Ave., Pgh. 12	5,406
	12th District—1 Member		
Dem.	Thomas J. Foerster,	3714 Ruggles St., Pgh. 14	9,428
Rep.	John J. Vaughan,	2423 Osgood St., Pgh. 14	9,082
	13th District—1 Member		
*Dem.	John T. Walsh,	1415 Freemont St., McKeesport	11,180
Rep.	Clyde A. Loy,	614 Evans Ave., McKeesport	5,453
	14th District—2 Members		
*Dem.	Jules Filo,	4109 Greensprings Ave., West Mifflin	26,555
*Dem.	David M. Boies,	312 Fourth St., Clairton	25,406
Rep.	Edwin R. Kopriver,	107 Doney St., Duquesne	18,658
Rep.	Frank P. Duschek,	Hillview Rd., R. D. 1, Clairton	14,317
Better Pa. Schools	Walter L. Bouvé,	227 Bost Dr., W. Mifflin, Dravosburg	1,288
	15th District—4 Members		
Dem.	Frank C. Rayburn,	2528 Applegate Ave., Bethel Park	48,100
Dem.	Philip R. McLaughlin,	719 Chestnut St., Coraopolis	47,034
Dem.	Margaret Lee Walgren,	29 Terraceview Dr., Pgh. 16	41,500
Dem.	Theodore P. Telep,	Hookstown Rd., R. D. No. 1, Coraopolis	40,438
*Rep.	Edwin C. Ewing,	35 Lebanon Hills Dr., Mt. Lebanon, Pgh. 28	59,732
*Rep.	George W. Cooper,	47 W. Marlin Drive, Pgh. 16	59,429
*Rep.	John R. Haudenshield,	111 Ramsey Ave., Carnegie	57,586
*Rep.	Ronald L. Thompson,	224 Parker Drive, Pgh 16	57,010
	16th District—4 Members		
Dem.	John J. Murray,	104 Sumner Ave., Forest Hills, Pgh. 21	54,928
Dem.	J. P. Moran,	116-8th St., Turtle Creek	52,738
Dem.	George E. Jenkins,	1009 Kirkpatrick St., N. Braddock, Braddock P. O.	51,850
Dem.	Andrew C. Thomas,	1702 Romine Ave., Port Vue, McKeesport	50,413
*Rep.	Dennis D. Stevens,	368 Lougeay Rd., Pgh. 35	51,701
Rep.	Samuel Jenkins,	2507 Monroeville Rd., Monroeville	51,137
Rep.	William P. H. Johnston,	1516 Hudson St., Verona	50,844
Rep.	Lester E. Spray,	827 S. Trenton Ave., Wilkinsburg, Pgh, 21	49,040
	17th District—4 Members		
Dem.	Francis X. McCulloch,	1528 Beech St., Cheswick	40,820
Dem.	Clyde R. Watford,	9040 Harmony Dr., Ingomar	40,620
Dem.	Cyril C. Vidra,	416 Bechman St., Springdale	35,288
Dem.	Gerard C. Interval,	202 N. Balph Ave., Pgh. 2	33,645
*Rep.	Raymond E. Wilt,	131 Enger Ave., Pgh. 14	53,512
*Rep.	Lee A. Donaldson, Jr.,	3 Elizabeth St., Etna, Pgh. 23	53,485
*Rep.	Willard F. Agnew, Jr.,	222 Lexington Ave., Pgh. 15	52,543
*Rep.	Laurence V. Gibb,	624 Mulberry St., Sewickley	50,785
	ARMSTRONG COUNTY 2 Members		
Dem.	John R. Walker,	Cowanshannock Twp., R. D. 1, Rural Valley	13,662
Dem.	Paul E. Putney,	East Franklin Twp., Mounted Rt. 10, Kittanning	12,850
*Rep.	W. Stuart Helm,	910 Wilson Ave., Kittanning	15,781
*Rep.	W. Mack Guthrie,	801 Terrace Ave., Apollo	15,150
	BEAVER COUNTY 1st District—1 Member		
*Dem.	Robert K. Hamilton,	917 Maplewood Ave., Ambridge	14,335
Rep.	William C. Angel,	362 State St., Baden	8,324
	2nd District—2 Members		
*Dem.	Charles D. Stone,	Hopewell Twp., 100 Summit St., Aliquippa	22,701
Dem.	William Kovolenko,	219 Second Ave., Aliquippa	20,877
Rep.	Kenneth E. Miller,	Chippewa Twp., 2702 Darlington Rd., Beaver Falls	18,412
Rep.	E. Don Harvey,	508 Church St., Aliquippa	16,717
	BEDFORD COUNTY 1 Member		
Dem.	Robert E. Huff,	Railroad Ave., Saxton	6,991
*Rep.	Stanley G. Stroup,	Bedford Twp., R. D. 2, Bedford	8,836
	BERKS COUNTY 1st District—2 Members		
*Dem.	Gus Yatron,	1801 Holly Rd., Reading	21,645
Dem.	Charles F. Luigard,	1335 Perkiomen Ave., Reading	20,570
Rep.	Joseph J. Lowalski,	1367 Perkiomen Ave., Reading	11,748
Rep.	Louis E. Daniels,	1456 N. 11th St., Reading	11,613
Soc.	Walter R. Hollinger,	1327 N. 14th St., Reading	394
Soc.	Alfred E. Eckenrode,	525 Kenhorst Blvd., Reading	368
	2nd District—1 Member		
Dem.	George A. Geist,	Cumru Twp., 14 Wyomissing Ave., R. D. No. 1, Reading	9,502
*Rep.	LeRoy A. Weidner,	11 Marshall Ave., Stony Creek Mills, Reading	11,352
	3rd District—1 Member		
Dem.	Wayne L. Balthaser,	427 Franklin St., Hamburg	8,778
Rep.	William G. Piper,	202 Harvard Blvd., Lincoln Park, Reading	7,922
	4th District—1 Member		
Dem.	Lawrence C. Machmer,	Rockland Twp., R. D. No. 1, Mertztown	9,091
Rep.	Richard L. Adams,	1907 Elizabeth Ave., Laureldale	7,284

Party	Name	Address	Votes
	BLAIR COUNTY		
	1st District—2 Members		
Dem.	James H. Cole,	308—3rd Ave., Altoona	10,904
Dem.	Paul H. Byrne,	1508—19th St., Altoona	10,535
*Rep.	Charles A. Auker,	1106—26th Ave., Altoona	12,732
*Rep.	Harold G. Miller,	1738—23rd Ave., Altoona	12,333
	2nd District—1 Member		
Dem.	Edwin H. Woodring, Jr.,	1504 Logan Ave., Tyrone	7,548
Rep.	Joseph R. Holliday,	Antis Twp., R. D. 2, Tyrone	13,261
	BRADFORD COUNTY		
	1 Member		
Dem.	Walter D. Knowles,	201 Maple St., Sayre	6,712
Rep.	Evan S. Williams,	Troy Twp., Troy P. O.	11,986
	BUCKS COUNTY		
	1st District—2 Members		
Dem.	John H. Wood, Jr.,	903 Station Ave., Langhorne	20,610
Dem.	David C. MacNamara,	Warrington Twp., R. D. Stump Road, Chalfont	19,950
Rep.	Alan D. Williams, Jr.,	Maple and Cedar Sts., New Britain, Box 486, Doylestown	30,019
*Rep.	Margarette S. Kooker,	5th and Park Aves., Quakertown	29,572
	2nd District—1 Member		
Dem.	James J. A. Gallagher,	26 Flower Lane, Levittown	21,260
Rep.	J. Maurice Tomlinson,	2207 Bristol Pk., Cornwells Hgts.	16,334
	BUTLER COUNTY		
	2 Members		
Dem.	James A. Green,	105 E. Main St., Evans City	17,363
Dem.	Warren I. Korn,	221 Brown St., Butler	14,135
Rep.	Albert L. McCandless,	Center Twp., R. D. No. 5, Butler	18,510
*Rep.	Samuel Mahan,	500 S. Washington St., Butler	17,771
	CAMBRIA COUNTY		
	1st District—1 Member		
*Dem.	Hiram G. Andrews,	115 Main St., Johnstown	12,939
Rep.	Cecil K. Leberknight,	715 Von Lunen, Dale Boro, Johnstown	9,348
	2nd District—3 Members		
*Dem.	E. J. Farabaugh,	Loretto	33,696
*Dem.	Louis Rovansek,	414 Locust St., Conemaugh	31,547
*Dem.	Philip Lopresti,	755 Wayne St., Westmont, Johnstown	30,996
Rep.	Rayford A. Robel,	202 Crestview Dr., Johnstown	23,365
Rep.	Leopold J. Wendekier,	101 Linwood Ave., Patton	22,843
Rep.	Philip Baldacchino,	Summerhill, South Fork	20,296
	CAMERON COUNTY		
	1 Member		
Dem.	Rod Shadman,	W. Shippen Twp., R. D. 2, Emporium	1,390
*Rep.	Edwin W. Tompkins,	120 West 4th St., Emporium	1,455

Party	Name	Address	Votes
	CARBON COUNTY		
	1 Member		
Dem.	John F. Bonner,	204 W. Ludlow St., Summit Hill	11,341
Rep.	William A. Wyatt,	309 N. 2nd St., Lehighton	10,636
	CENTRE COUNTY		
	1 Member		
Dem.	Robert N. Hendershot,	213 Warwick St., Philipsburg	9,276
Rep.	Eugene M. Fulmer,	205 E. Beaver Ave., State College	10,987
	CHESTER COUNTY		
	1st District—1 Member		
Dem.	Joseph H. Coates,	E. Nottingham Twp., R. D. 3, Oxford	6,741
*Rep.	William E. Brown,	78 Virginia Ave., Coatesville	7,460
	2nd District—2 Members		
Dem.	Leo D. McDermott,	403 N. Church St., West Chester	17,536
Dem.	James W. Roberts,	Elverson	16,722
*Rep.	William H. Ashton,	Delchester Rd., Edgemont	29,677
*Rep.	Joseph P. Ujobai,	137 Fifth Ave., Phoenixville	29,174
	CLARION COUNTY		
	1 Member		
Dem.	Darl H. Callon,	Sligo	6,332
*Rep.	Paige Varner,	88 Payne St., Clarion	7,045
Proh.	Robert G. Burnham,	Clarion Twp., Corsica	140
	CLEARFIELD COUNTY		
	1st District—1 Member		
*Dem.	Harris G. Breth,	Lawrence Twp., R. D. 2, Clearfield	7,816
Rep.	Wiliam C. Chase,	1 West 1st St., Clearfield	7,462
	2nd District—1 Member		
Dem.	Frank M. O'Neill,	421 W. Garfield Ave., DuBois	6,814
Rep.	Ralph A. Marsh,	713 Chestnut St., DuBois	6,708
	CLINTON COUNTY		
	1 Member		
Dem.	Samuel D. Ilgen,	Logan Twp., Logantown	4,976
*Rep.	Ruth S. Donahue,	41 N. Fairview St., Lock Haven	6,970
	COLUMBIA COUNTY		
	1 Member		
Dem.	John M. Evans,	Orange Twp., Orangeville	9,859
*Rep.	Albert E. Strausser,	301 E. Fifth St., Berwick	10,965
	CRAWFORD COUNTY		
	2 Members		
Dem.	Thomas J. Ferris,	968½ Water St., Meadville	10,335
Dem.	Harvey George,	Hayfield Twp., R. D. 1, Saegertown	10,162
*Rep.	George C. Magee, Jr.,	738 Balwin St., Meadville	13,669
*Rep.	Ralph S. Merry,	Pine Twp., R. D. 1, Linesville	13,489

Party	Name	Address	Votes
	CUMBERLAND COUNTY		
	2 Members		
Dem.	Robert C. Derrick,	223 Woodland Ave., New Cumberland	17,251
Dem.	William H McCrea, Jr.,	Lower Miffiin Twp., R. D. 3, Newville	17,235
*Rep.	Clarence G. Stoner,	407 E. Main St., Shiremanstown	22,518
*Rep.	Arthur George,	114 S. West St., Carlisle	22,499
	DAUPHIN COUNTY		
	1st District—2 Members		
Dem.	Roy Egolf,	1611 Naudain St., Harrisburg	12,981
Dem.	Gerald H. Goldberg,	2223 N. 3rd St., Harrisburg	12,971
*Rep.	James S. Bowman,	1541 State St., Harrisburg	19,227
*Rep.	Robert S. Ogilvie,	2619 N. 2nd St., Harrisburg	19,106
	2nd District—2 Members		
Dem.	Wiliam M Hower,	1024 Penn St., Oberlin	20,227
Dem.	Joseph Leswing,	4021 N. 2nd St., Harrisburg	19,735
*Rep.	Blaine C. Hocker,	42 Harrisburg St., Oberlin	27,436
Rep.	Russell C. Keiser,	Lower Paxton Twp., Rt. No. 87, 4700 Orchard St., Harrisburg	26,945
	DELAWARE COUNTY		
	Ist District—1 Member		
Dem.	Anthony DiSimone,	2026 Edgmont Ave., Chester	8,755
*Rep.	Peter J. Murphy,	522 E. Ninth St., Chester	11,960
	2nd District—2 Members		
Dem.	Edward G. Janosik,	1113 Alexander Ave., Drexel Hill	21,724
Dem.	Elizabeth K. Grillet,	72 Nyack Ave., Lansdowne	21,190
*Rep.	Elizabeth K. Dengler,	551 Northerwood Rd., Upper Darby	31,056
*Rep.	Mae W. Kernaghan,	419 Holly Rd., Yeadon	30,979
	3rd District—4 Members		
Dem.	Robert Baxter, Jr.,	602 Upland Ave., Upland	46,352
Dem.	George S. Dozer,	44 Rodmer Rd., Havertown	46,097
Dem.	Charles W. Parris,	138 Elmwood Ave., Norwood	45,895
Dem.	Antonina S. Bachman,	1444 Sharon Park Dr., Sharon Hill	45,734
*Rep.	Clarence D. Bell,	400 Summit St., Upland	74,385
*Rep.	Edwin E. Lippincott, II,	Sycamore Mills Rd., Media	73,901
*Rep.	Joseph W. Isaacs,	1547 Baltimore Ave., Folcroft	73,189
Rep.	Rocco A Odorisio,	402 W. Wayne Ave., Wayne	73,154
	ELK COUNTY		
	1 Member		
*Dem.	William F. Renwick,	130 Straub Ave., St. Marys	6,907
Rep.	Daniel T. Brahaney,	Samuel Avenue, Johnsonburg	6,405
	ERIE COUNTY		
	1st District—1 Member		
Dem.	Peter G. Schaaf,	323 West Seventh St., Erie	10,802
Rep.	Delbert W. Dalrymple,	1358 W 31st St., Erie	10,236
	2nd District—1 Member		
*Dem.	Julian Polaski,	109 W. 38th St., Erie	13,967
Rep.	Julian Polaski,	109 W 38th St., Erie	8,165
	3rd District—2 Members		
Dem.	John L. Spiegel,	349 South Center St., Corry	12,697
Dem.	Ross Shreve,	301 Hathaway St., Girard	12,336
*Rep.	Ford E. O'Dell,	Harborcreek Twp., R. D. No. 1, Harborcreek	20,623
*Rep.	Stanley Blair,	37 West Avenue, Albion	20,560
	FAYETTE COUNTY		
	1st District—1 Member		
*Dem.	Robert Wheeler, Jr.,	Box 209, Georges Twp., R. D. No. 2, Uniontown	8,679
Rep.	Joseph S. Kaputa,	42 Lyons St., Fairchance	4,411
	2nd District—3 Members		
*Dem.	E. Gadd Snider,	South Union Twp., New Salem Rd., Uniontown	27,411
*Dem.	Nicholas Kernick,	37 Shady Lane, Uniontown	26,182
*Dem.	Pat C. Trusio,	47 E. Penn St., Uniontown	25,495
Rep.	Robert G. Shaw,	South Union Twp., Box 235, R. D. No. 2, Uniontown	17,190
Rep.	John S. Fleming,	208 W. Green St., Connellsville	16,850
Rep.	Frank A. Beck,	2 Steel St., Brownsville	15,831
	FOREST COUNTY		
	1 Member		
Dem.	Herbert A. Moritz,	Jenks Twp., Marienville	967
*Rep.	James Kepler Davis,	Tionesta	1,204
	FRANKLIN COUNTY		
	1 Member		
Dem.	Alvin H. Miller,	315 Cleveland Ave., Waynesboro	12,924
*Rep.	Enos H. Horst,	120 Lincoln Way West, Chambersburg	15,166
	FULTON COUNTY		
	1 Member		
*Dem.	Marl H. Garlock,	Todd Twp., McConnellsburg	2,231
Rep.	Merrill W. Kerlin,	Todd Twp., McConnellsburg	1,954
	GREENE COUNTY		
	1 Member		
*Dem.	Stephen McCann,	Waynesburg Rd., Carmichaels	9,883
Rep.	Stephen McCann,	Waynesburg Rd., Carmichaels	4,463
	HUNTINGDON COUNTY		
	1 Member		
Dem.	William L. Sipple,	204 Pine St., Huntingdon	4,874
*Rep.	Orville E. Snare,	610 Penna. Ave., Huntingdon	7,958
	INDIANA COUNTY		
	1 Member		
Dem.	Robert A. Bracken,	East Wheatfield Twp., R.D. 1, Vintendale	12,574
*Rep.	William G. Buchanan,	380 Poplar Ave., Indiana	15,572

Party	Name	Address	Votes
	JEFFERSON COUNTY		
	1 Member		
Dem.	Bill G. Wescot	603 Hill St., Reynoldsville	8,409
*Rep.	Samuel B. Dennison	728 Main St., Reynoldsville	10,592
	JUNIATA COUNTY		
	1 Member		
Dem.	John F. Clark	Walker Twp., R.D. 2, Mifflintown	3,270
*Rep.	Lester H. Zimmerman	316 Orange St., Mifflintown	3,657
	LACKAWANNA COUNTY		
	1st District—1 Member		
*Dem.	William J. Reidenbach	211 Penn Ave., Scranton	15,187
Rep.	Gerald J. McDermott	405 Olive St., Scranton	9,280
	2nd District—1 Member		
Dem.	Michael J. Needham	324 S. Hyde Parke Ave., Scranton	14,430
Rep.	J. Russell Phillips	2310 Blvd. Ave., Scranton	11,515
	3rd District—1 Member		
*Dem.	Joseph G. Wargo	106 Bosak Court, Olyphant	12,011
Rep.	Paul Matyassi	211 George St., Throop	4,136
	4th District—1 Member		
*Dem.	Marion L. Munley	175 Spruce St., Archbald	13,117
Rep.	Peter J. Kerpan	1425 Main St., Peckville	6,622
	5th District—1 Member		
Dem.	John Laurenzi	112 Mary St., Old Forge	8,731
*Rep.	William Edwards	R.D. 1, Jermyn	10,676
	LANCASTER COUNTY		
	1st District—1 Member		
Dem.	William M. Hawman, Jr.	819 N. Shippen St., Lancaster	9,872
*Rep.	Paul G. Murray	310 Race Ave., Lancaster	10,984
	2nd District—3 Members		
Dem.	Breneman Shultz, Sr.	612 Union St., Columbia	18,684
Dem.	Kenneth C. McCauley	Drumore Twp., R.D. 1, Drumore	18,671
Dem.	Vernon K. Nelms	81 N. Church St., Ephrata	18,346
*Rep.	Edwin D. Eshleman	345 N. George St., Millersville	40,827
*Rep.	Baker Royer	1157 W. Main St., Ephrata	40,759
*Rep.	Norman Wood	Fulton Twp., R.D. 1, Peach Bottom	40,674
	LAWRENCE COUNTY		
	1st District—1 Member		
*Dem.	Dominick E. Cioffi	25 E Reynolds St., New Castle	9,490
Rep.	Delbert D. Denniston	331 Laurel Blvd., New Castle	6,815
	2nd District—1 Member		
Dem.	Ralph A. Sainato	Box 126, Hillsville	9,670
*Rep.	Donald W. Fox	North Beaver Twp., R.D. 2, Enon Valley	12,766
	LEBANON COUNTY		
	2 Members		
Dem.	Harry K. Fishman	128 Cumberland St., Lebanon	11,244
Dem.	Joseph Charles Evans, Jr.	1414 N. 8th St., Lebanon	11,240
*Rep.	H. Jack Seltzer	Oak and Forge Sts., Palmyra	16,976
*Rep.	John H. Light	P. O. Box 215, 1312 E. Main St., Annville	16,601
	LEHIGH COUNTY		
	1st District—2 Members		
Dem.	Samuel W. Frank	634 Gordon St., Allentown	17,109
Dem.	Mary E. Leiby	518 Washington St., Allentown	16,638
*Rep.	Reginald P. Stimmel	1245 N. 19th St., Allentown	16,977
Rep.	Paul A. DeLong	341 N. Fifth St., Allentown	16,586
	2nd District—2 Members		
Dem.	Richard C. Buss	Burke St., Fullerton	16,925
Dem.	Clinton J. Leiby	1541 N. 19th St., Allentown	16,597
*Rep.	Marian E. Markley	Lower Macungie Twp., R.D. 1, Macungie	19,551
*Rep.	William A. Steckel	1018 Main St., Slatington	18,275
	LUZERNE COUNTY		
	1st District—1 Member		
Dem.	Frank M. Fay	Jeanesville, Hazleton	10,752
Rep.	Leo Kubitsky	417 Winters Ave., West Hazleton	11,311
	2nd District—1 Member		
Dem.	Stanley A. Meholchick	3 Sively St., Ashley	9,457
Rep.	James B. Post, Jr.	Lee Park, Oxford St., Wilkes-Barre	9,321
	3rd District—1 Member		
*Dem.	James Musto	61 Bryden St., Pittston	12,588
Rep.	Andrew P. Kosik	526 Main St., Dupont Pittston	6,594
	4th District—1 Member		
*Dem.	William B. Curwood	51 N. Main St., Shickshinny	10,083
Rep.	William Samuel	Lehman Twp., R.D. 2, Hunlock Creek	8,398
	5th District—1 Member		
Dem.	Frank P. Crossin	130 E. Bennette St., Kingston	10,209
Rep.	Gordon S. Dietterick, Jr.	272 Rutter Ave., Kingston	8,104
	6th District—1 Member		
Dem.	Fred J. Shupnik	550 Charles St., Luzerne	11,178
Rep.	Roy W. Parry	40 Slocum St., Forty Fort	10,497
	7th District—1 Member		
Dem.	Joseph M. Walsh	199 W. River St., Wilkes-Barre	11,715
*Rep.	James J. Jump	70 E. Jackson St., Wilkes-Barre	13,486

Party	Name	Address	Votes
	LYCOMING COUNTY		
	1st District—1 Member		
Dem.	Lawrence Swartz,	1212 Baldwin St., Williamsport	7,941
*Rep.	John E. Whittaker,	137 Lincoln Ave., Williamsport	8,592
	2nd District—1 Member		
Dem.	Howard M. Burns,	Upper Fairfield Twp., R.D. 2, Montoursville	10,395
Rep.	William H. Brand,	28 Round Hill Rd., Williamsport	9,699
	McKEAN COUNTY		
	1 Member		
Dem.	Albert A. Griffin,	19 Thomas Ave., Bradford	6,097
*Rep.	Albert W. Johnson,	409 Franklin St., Smethport	10,245
	MERCER COUNTY		
	1st District—1 Member		
Dem.	H. Coleman Satterfield,	303 Spruce St., Sharon	10,050
*Rep.	Ralph J. Down,	1647 Hanna St., Sharon	11,074
	2nd District—1 Member		
Dem.	Rocky A. Farmartino,	124 Shenango Blvd., Farrell	9,568
*Rep.	James E. Willard,	E. Sheango Twp., R.D. 2, Pulaski	11,179
	MIFFLIN COUNTY		
	1 Member		
Dem.	Joseph W. Bailey,	116 S. Main St., Yeagertown	4,986
*Rep.	Harry W. Price, Jr.,	135 W. Third St., Lewistown	6,789
	MONROE COUNTY		
	1 Member		
Dem.	Van D. Yetter, Jr.,	Smithfield Twp., R.D. 2, East Stroudsburg	7,467
Rep.	Hanford L. Cleveland,	Smithfield Twp., R.D. 2, East Stroudsburg	6,709
	MONTGOMERY COUNTY		
	1st District—1 Member		
Dem.	Louis J. Carter,	Penn Wynne, 240 Rockglenn Rd., Philadelphia 31	6,906
Rep.	Robert P. Johnson,	520 Prescott Rd., Merion Station	19,041
	2nd District—1 Member		
Dem.	James P. McCann,	623 Spring Mill Ave., Conshohocken	9,791
*Rep.	Thomas H. W. Jones,	1733 DeKalb St., Norristown	12,092
	3rd District—4 Members		
Dem.	R. Winfield Smith,	Campbell Rd., Marlborough, R.D. 1, Pennsburg	43,992
Dem.	Phillip P. Kalodner,	7754 Lucretia Mott Way, Lynnewood Gardens, Phila. 17	43,986
Dem.	Owen J. Keenan,	Hatfield Twp., Arville Rd., R.D. 1, Lansdale	43,938
Dem.	John J. Campbell, Jr.,	246 Moorehead Ave., W. Conshohocken	43,904
*Rep.	Evelyn Glazier Henzel,	414 Keswick Ave., Glenside	74,152
*Rep.	Morton H. Fetterolf, Jr.,	Cricket Road, Flourtown	73,996
*Rep.	Floyd K. Brenninger,	811 Columbia Ave., Lansdale	73,775
*Rep.	Herman B. Willaredt,	Bridge St., Mont Clare	73,427
	MONTOUR COUNTY		
	1 Member		
Dem.	Donald E. Whitenight,	Mahoning Twp., R.D. 4, Danville	2,685
Rep.	Harry A. Kessler,	36 Ash St., Danville	2,963
	NORTHAMPTON COUNTY		
	1st District—1 Member		
Dem.	James A. O'Donnell,	918 Otnaska St., Bethlehem	10.403
Rep.	C. Earl Garland,	741 Linden St., Bethlehem	7,375
	2nd District—3 Members		
Dem.	Jeanette F. Reibman,	514 McCartney St., Easton	25,470
Dem.	James F. Prendergast,	340 Paxinosa Ave., Easton	24,241
Dem.	Gus P. Verona,	Box 161, Pen Argyl	23,404
Rep.	James A. Hemstreet,	260 Tayler Ave., Easton	21,150
Rep.	Russel S. Moyer,	2131 Lincoln Ave., Northampton	20,674
Rep.	Joseph Abram Ide,	810 Fairfield Ave., Easton	19,378
	NORTHUMBERLAND COUNTY		
	1st District—1 Member		
Dem.	John F. Stank,	517 Webster St., Ranshaw	12,175
Rep.	Edward Dunn,	135 W. Water St., Mount Carmel	11,575
	2nd District—1 Member		
Dem.	Samuel W. Haupt,	1040 Masser St., Sunbury	8,343
*Rep.	Adam T. Bower,	138 Bainbridge St., Sunbury	10,300
	PERRY COUNTY		
	1 Member		
Dem.	Kermit B. Binger,	Blain	4,605
*Rep.	Carl M. Barton,	Maple Lane, New Bloomfield	5,738
	PHILADELPHIA COUNTY		
	1st District—1 Member		
*Dem.	James J. Dougherty,	117 Tree St., Phila.	14,458
Rep.	Peter B. Scuderi,	952 Jackson St., Phila.	8,098
	2nd District—1 Member		
Dem.	Alfonso Parlante,	1506 E. Moyamensing Ave., Phila.	9,891
Rep.	Michael M. Grasso, Jr.,	1811 S. 9th St., Phila.	7,576
	3rd District—2 Members		
Dem.	Vincent Capitelo,	1308 S. 10th St., Phila 47	18,695
*Dem.	Vincent F. Scarelli,	2103 S. Lambert St., Phila.	18,497
Rep.	Vito F. Canuso,	1741 S. 16th St., Phila	13,259
Rep.	Anthony Marino,	2421 S. Garnet St., Phila.	12,989
	4th District—1 Member		
*Dem.	Mary A. Varallo,	1418 Point Breeze Ave., Phila.	14,022
Rep.	Vincent S. Cangemi,	1325 S. Ringgold St., Phila.	3,915

Party	Name	Address	Votes
	5th District—2 Members		
*Dem.	Henry Cianfrani,	526 Fitzwater St., Phila.	17,304
*Dem.	Granville E. Jones,	2233 Christian St., Phila.	17,185
Rep.	Herbert W. Salus, Jr.,	614 S. 11th St., Phila.	11,543
Rep.	Claude L. Harris,	617 S. 19th St., Phila. 46	11,199
	6th District—1 Member		
*Dem.	Louis Silverman,	1325 Green St., Phila. 23	7,738
Rep.	Walter T. Darmepray,	809 N. Franklin St., Phila.	3,443
	7th District—1 Member		
*Dem.	Francis X. Muldowney,	862 N. 22nd St., Phila.	7,571
Rep.	Oscar W. Olson,	211 N. 17th St., Phila. 3	4,519
	8th District—1 Member		
*Dem.	Samuel Floyd,	1022 W. Girard Ave., Phila.	8,630
Rep.	George C. Stanton,	1855 N. 11th St., Phila.	3,319
	9th District—1 Member		
*Dem.	William Limper,	169 W. Huntingdon St., Phila.	12,368
Rep.	Gene P. Lenart,	411 W. Hewson St., Phila.	6,108
	10th District—1 Member		
Dem.	Herbert Arlene,	1942 Jefferson St., Phila. 21	12,683
Rep.	John H. Troupe,	3126 W. Columbia Ave., Phila.	4,167
	11th District—1 Member		
*Dem.	Susie Monroe,	1942 N. 23rd St., Phila.	9,984
*Rep.	Thomas H. Montgomery,	2058 N. Camac St., Phila. 22	2,627
	12th District—1 Member		
Dem.	Hampton Riley,	2257 N. 22nd St., Phila.	10,143
Rep.	Robert S. Robbins,	2609 N. 33rd St., Phila.	2,871
	13th District—2 Members		
*Dem.	Thomas A. Frascella,	1239 W. Somerset St., Phila.	19,848
*Dem.	John J. Welsh,	3544 N. Broad St., Phila. 40	19,802
Rep.	Thomas M. Rowland, Jr.,	1415 W. Allegheny Ave., Phila.	10,912
Rep.	Thomas Syer, Jr.,	1326 West Wishart St., Phila.	10,783
	14th District—1 Member		
Dem.	Louis Cappiella, Jr.,	4017 Dexter St., Phila.	7,106
*Rep.	Austin M. Lee,	No. 1 Lothian Place, Phila. 28	10,536
	15th District—2 Members		
Dem.	George B. Hartley,	209 E. Cliveden St., Phila. 19	22,067
Dem.	Joseph B. Meranze,	351 Glen Echo Rd., Phila. 19	21,820
Rep.	John Stewart, Jr.,	6834 Anderson St., Phila.	22,787
*Rep.	Beatrice Z. Miller,	409 W. Price St., Phila. 44	22,497

Party	Name	Address	Votes
	16th District—1 Member		
Dem.	Peter E. Perry,	7179 N. Uber St., Phila.	24,518
Rep.	Tobias Goldberg,	7504 N. 20th St., Phila.	15,331
	17th District—1 Member		
*Dem.	Eugene Gelfand,	5711 N. 12th St., Phila.	15,561
Rep.	Emanuel Eiferman,	4931 N. 7th St., Phila.	7,809
	18th District—1 Member		
*Dem.	Louis Sherman,	4805 B St., Phila.	13,582
Rep.	John Patrick Walsh,	6030 N. 2nd St., Phila.	11,658
	19th District—1 Member		
*Dem.	Thomas J. McCormick,	3842 N. Park Ave., Phila.	11,352
Rep.	William W. Mayer,	4446 N. 6th St., Phila.	6,559
	20th District—1 Member		
*Dem.	Harry R. J. Comer,	2764 N. Howard St., Phila.	16,699
Rep.	James Generale,	3506 Kensington Ave., Phila.	10,379
	21st District—2 Members		
*Dem.	Martin J. Taylor,	3527 Frankford Ave., Phila.	20,636
Dem.	Joseph A. Sullivan,	2152 E. Ann St., Phila.	20,383
Rep.	Stanley Pietrusinski,	2608 E. Orthodox St., Phila.	14,007
Rep.	Joseph G. McNamara,	3140 Miller St., Phila.	13,532
	22nd District—1 Member		
Dem.	George W. Gibson,	1134 Harrison St., Phila. 24	9,479
Rep.	John Kee,	2100 Scattergood St., Phila.	10,051
	23rd District—3 Members		
*Dem.	Leo A. McKeever,	1675 E. Cheltenham Ave., Phila.	51,931
*Dem.	Joshua Eilberg,	1522 Longshore Ave., Phila.	51,546
*Dem.	Kathryn Graham Pashley,	8123 Honing St., Phila. 11	51,482
Rep.	John J. Collins,	547 E. Rosalie St., Phila.	41,927
Rep.	Frank J. Tiemann,	3344 Wellington St., Phila.	41,782
Rep.	Lewis H. Trautz,	1830 Bergen St., Phila. 15	41,748
	24th District—1 Member		
Dem.	Ernest O. Branca,	4734 Sheffield Ave., Phila.	13,382
Rep.	Theodore S. Green,	7009 Hegerman St., Phila.	10,502
	25th District—1 Member		
*Dem.	Herbert Holt,	4018 Parish St., Phila. 4	10,699
Rep.	Samuel Rymer,	4106 Cambridge St., Phila. 4	3,459
	26th District—1 Member		
*Dem.	Sarah A. Anderson,	226 N. 52nd St., Phila.	7,936
Rep.	Fred D. Harrod, Sr.,	26 N. 50th St., Phila.	2,708
	27th District—1 Member		
*Dem.	Herbert Fineman,	5406 Morse St., Phila.	16,474
Rep.	Russell W. Payne,	1224 N. Alden St., Phila	5,360

Party	Name	Address	Votes
	28th District—1 Member		
*Dem.	George X. Schwartz,	7015 Greenhill Rd., Phila.	12,334
Rep.	Ralph Marino,	218 N. Felton St., Phila. 39	7,184
	29th District—1 Member		
*Dem.	Martin P. Mullen,	5332 Glenmore Ave., Phila.	13,957
Rep.	Frank J. Anastasio,	5421 Chester Ave., Phila.	9,957
	30th District—2 Members		
Dem.	Ralph M. Dennis,	4800 Walnut St., Phila.	17,800
*Dem.	Charles D. Heavey,	5506 Cedar Ave., Phila.	17,250
Rep.	Matthew J. Hanley,	847 S. 56th St., Phila.	10,167
Rep.	Allen Grant,	49th and Locusts Sts., Chatham Ct. Apts., Phila.	9,386
	31st District—1 Member		
Dem.	James P. O'Donnell,	2636 S. 66th St Phila. 42	13,045
Rep.	William J. Maguire,	9142 S. Redfield St., Phila.	9,438
	PIKE COUNTY 1 Member		
Dem.	Ernest H. Gastmeyer,	608 Second St., Matamoras	1,928
Rep.	J. Russell Eshback,	Lehman Twp., Bushkill	2,974
	POTTER COUNTY 1 Member		
Dem.	Robert J. Flint,	5 Water St., Coudersport	3,455
*Rep.	Ray C. Goodrich,	Roulette Twp., Roulette	3,687
	SCHUYLKILL COUNTY 1st District—2 Members		
Dem.	John J. McDonald,	28 Ogden St., Girardville	19,635
Dem.	William J. Long,	22 E. South St., Mahanoy City	18,487
Rep.	John Boris,	1937 Walnut St., Ashland	19,845
Rep.	Wayne M. Breisch,	Union Twp., R. D., Ringtown	19,540
	2nd District—2 Members		
Dem.	Joseph F. Holden,	424 S. 2nd St., St. Clair	17,516
Dem.	Albert I. Nagle,	Orchard St., Auburn	16,086
*Rep.	George W. Heffner,	1310 Howard Ave., Pottsville	20,293
*Rep.	William K. Knecht,	134 E. Grand Ave., Tower City	18,855
	SNYDER COUNTY 1 Member		
Dem.	Marshall Boyer,	Middlecreek Twp., Kreamer	2,556
*Rep.	Harvey P. Murray,	412 W. Pine St., Selinsgrove	6,193
	SOMERSET COUNTY 2 Members		
Dem.	Robert A. Stoughton,	Jenner Twp., Jennerstown	14,236
Dem.	Fred H. Bolden,	229 North St., Meyersdale	14,180
*Rep.	William R. Kerns,	1100 E. Main St., Somerset	16,414
*Rep.	Harry A. Naugle,	202 South Main St., Davidsville	15,469
	SULLIVAN COUNTY 1st District—1 Member		
Dem.	Walter C. Karge,	LaPorte Twp., R D 1, Dushore	1,182
*Rep.	Kenneth B. Lee,	Eagles Mere	1,874
Ind.	Eugene L. Calaman,	Cherry Twp., Mildred	17
	SUSQUEHANNA COUNTY 1 Member		
Dem.	Stanley O'Hop,	Clifford Twp., Clifford	5,362
*Rep.	Harold G. Wescott,	412 Broad Ave., Susquehanna	8,893
	TIOGA COUNTY 1 Member		
Dem.	George H. Painter,	Westfield Twp., R. D. No. 4, Westfield	3,958
*Rep.	Harry R. McInroy,	Church St., Westfield	8,606
	UNION COUNTY 1 Member		
Dem.	Paul A. Lemmon,	421 N. 10th St., Lewisburg	2,162
*Rep.	Louis A. Pursley,	1030 Washington Ave., Lewisburg	5,577
	VENANGO COUNTY 1 Member		
Dem.	Joseph B. Judson,	817 Elk., Franklin	6,999
*Rep.	Harry S. Gramlich,	806 Liberty St., Franklin	12,711
Proh.	Eugene A. Kern,	73 Willow St., Oil City	451
	WARREN COUNTY 1 Member		
Dem.	Harold F. Spink,	211 Younie Ave., Sugar Grove	5,128
*Rep.	Allen M. Gibson,	210½ S. Main St., Sheffield	8,876
	WASHINGTON COUNTY 1st District—2 Members		
*Dem.	Michael R. Flynn,	30 E. Prospect Ave., Washington	19,280
Dem.	J. Dean Polen,	Morningside Dr., Avella	17,436
Rep.	George J. Mucey,	720 Sara Drive, Washington	14,434
Rep.	Albert S. Paxton,	19 North Ave., Washington	13,753
	2nd District—2 Members		
Dem.	Austin J. Murphy, Jr.,	308 Fallowfield Ave., Charleroi	26,175
*Dem.	A. V. Capano,	845 Thompson Ave., Donora	23,207
Rep.	Armand A. Balsano,	734 Fallowfield Ave., Charleroi	12,316
Rep.	Edna I. Reynolds,	Peters Twp., McGrann Hills, 37 Kimber Drive, Bridgeville	12,287
	WAYNE COUNTY 1 Member		
Dem.	Albert S. Rutledge,	Damascus Twp., R. D. 2, Calicoon, N. Y.	4,074
Rep.	Arthur J. Wall,	301 8th St., Honesdale	8,212
	WESTMORELAND COUNTY 1st District—1 Member		
*Dem.	Charles J. Jim,	206 Gertrude St., Latrobe	10,953
Rep.	Archie H. Sweeney,	609 Hillside Ave., Ligonier	9,087

Party	Name	Address	Votes
	2nd District—2 Members		
*Dem.	Anthony J. Petrosky,	Salem Twp., Box 26, Slickville	29,246
Dem.	Barnet Sakulsky,	1137 5th Av., New Kensington	27,990
Rep.	John F. Adams,	114 Orchard Drive, Irwin	21,446
Rep.	Michael A. Sotak,	Franklin Twp., R. D. 1, Export	18,516
	3rd District—2 Members		
*Dem.	H. J. Maxwell,	1200 Hillcrest Ave., Monessen	31,138
*Dem.	Charles J. Mills,	711 Eastmont Dr., Greensburg	30,944
Rep.	Frank J. Hough,	E. Huntingdon Twp., R. D. 3, Mt. Pleasant	19,819
Rep.	Guido Casari,	Hempfield Twp., R. D. 6, Greensburg	16,713
	WYOMING COUNTY 1 Member		
Dem.	Ezra W. Carter,	Falls Twp., R. D. 1, Falls	2,494
*Rep.	James Wynd, Jr.,	Easton Twp., R. D. 3, Tunkhannock	5,234
	YORK COUNTY 1st District—1 Member		
*Dem.	John R. Gailey, Jr.,	377 Madison Ave., York	10,630
Rep.	Kenneth L. May,	813 Texas Ave., York	7,866
	2nd District—1 Member		
Dem.	Carl W. Nelson,	Monagham Twp., R. D. 3, Dillsburg	9,570
Rep.	Stanley H. Gross,	E. Manchester Twp., R. D. 1, Mt. Wolf	9,037
	3rd District—1 Member		
Dem.	Howard H. Perry,	R. D. No. 8, York	9,543
Rep.	George A. Goodling,	Loganville	9,350
	4th District—1 Member		
*Dem.	Harold B. Rudisill,	418 Baltimore St., Hanover	11,033
Rep.	Ward W. Donohue,	127 N. Diamond St., York	6,766

* Incumbent

CERTIFICATE OF ELECTION

I have the honor to present the returns of the election held November 4, 1958, of the following Members of the House of Representatives in the General Assembly:

Francis Worley, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Adams County;

James F. Clarke and K. Leroy Irvis, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Allegheny County;

John H. Devlin, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Allegheny County;

Walter T. Kamyk, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the third district of Allegheny County;

Joseph P. Rigby, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the fourth district of Allegheny County;

Leo J. McLaughlin, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the fifth district of Allegheny County;

Maurice H. Goldstein, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the sixth district of Allegheny County;

Edward A. Schuster, Sr., having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the seventh district of Allegheny County;

Paul F. Lutty, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the eighth district of Allegheny County;

Thomas F. Lamb, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the ninth district of Allegheny County;

Louis Leonard, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the tenth district of Allegheny County;

Martin C. Mihm, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the eleventh district of Allegheny County;

Thomas J. Foerster, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the twelfth district of Allegheny County;

John T. Walsh, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the thirteenth district of Allegheny County;

Jules Filo and David M. Boies, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the fourteenth district of Allegheny County;

Edwin C. Ewing, George W. Cooper, John R. Haudenshield and Ronald L. Thompson, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the fifteenth district of Allegheny County;

John J. Murray, J. P. Moran, George E. Jenkins and Dennis D. Stevens, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the sixteenth district of Allegheny County;

Raymond E. Wilt, Lee A. Donaldson, Jr., Willard F. Agnew, Jr. and Laurence V. Gibb, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the seventeenth district of Allegheny County;

W. Stuart Helm and W. Mack Guthrie, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Armstrong County;

Robrt K. Hamilton, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Beaver County;

Charles D. Stone and William Kovolenko, having re-

ceived the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Beaver County;

Stanley G. Stroup, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Bedford County;

Gus Yatron and Charles F. Luigard, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Berks County;

LeRoy A. Weidner, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Berks County;

Wayne L. Balthaser, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the third district of Berks County;

Lawrence C. Machmer, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the fourth district of Berks County;

Charles A. Auker and Harold G. Miller, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Blair County;

Joseph R. Holliday, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Blair County;

Evan S. Williams, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Bradford County;

Alan D. Williams, Jr. and Margarette S. Kooker, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Bucks County;

James J. A. Gallagher, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Bucks County;

Albert L. McCandless and Samuel Mahan, having received the highest number of votes were duly elected Members of the House of Representatives in the Genral Assembly of Butler County;

Hiram G. Andrews, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Cambria County;

E. J. Farabaugh, Louis Rovansek and Philip Lopresti, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Cambria County;

Edwin W. Tompkins, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Cameron County;

John F. Bonner, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Carbon County;

Eugene M. Fulmer, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Centre County;

William E. Brown, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Chester County;

William H. Ashton and Joseph P. Ujobai, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Chester County;

Paige Varner, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Clarion County;

Harris G. Breth, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Clearfield County;

Frank M. O'Neil, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Clearfield County;

Ruth S. Donahue, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Clinton County;

Albert E. Strausser, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Columbia County;

George C. Magee, Jr. and Ralph S. Merry, having received the highest number of votes, were duly elected Members of the House of Representatives in the Genral Assembly of Crawford County;

Clarence G. Stoner and Arthur George, having received the highest number of votes, were duly elected Members of the House of Representatives in the General Assembly of Cumberland County;

James S. Bowman and Robert S. Ogilvie, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Dauphin County;

Blaine C. Hocker and Russel C. Keiser, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Dauphin County;

Peter J. Murphy, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Delaware County;

Clyde R. Dengler and Mae W. Kernaghan, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Delaware County;

Clarence D. Bell, Edwin E. Lippincott, II, Joseph W. Isaacs and Rocco A. Odorisio, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the third district of Delaware County;

William F. Renwick, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Elk County;

Peter G. Schaaf, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Erie County;

Julian Polaski, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Erie County;

Ford E. O'Dell and Stanley Blair, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the third district of Erie County;

Robert Wheeler, Jr., having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Fayette County;

E. Gadd Snider, Nicholas Kornick and Pat C. Trusio, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Fayette County;

James Kepler Davis, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Forest County;

Enos H. Horst, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Franklin County;

Marl H. Garlock, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Fulton County;

Stephen McCann, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Greene County;

Orville E. Snare, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Huntingdon County;

William G. Buchanan, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Indiana County;

Samuel B. Dennison, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Jefferson County;

Lester H. Zimmerman, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Juniata County;

William J. Reidenbach, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Lackawanna County;

Michael J. Needham, having recived the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Lackawanna County;

Joseph G. Wargo, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the third district of Lackawanna County;

Marion L. Munley, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the fourth district of Lackawanna County;

William Edwards, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the fifth district of Lackawanna County;

Paul G. Murray, having received the highest number of votes was duly elected a Member of the House of of Representatives in the General Assembly in the first district of Lancaster County;

Edwin D. Eshleman, Baker Royer and Norman Wood, having received the highest number of votes were duly elected Members of he House of Representatives in the General Assembly in the second district of Lancaster County;

Dominick E. Cioffi, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Lawrence County;

Donald W. Fox, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Lawrence County;

H. Jack Seltzer and John H. Light, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Lebanon County;

Samuel W. Frank and Reginald P. Stimmel, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Lehigh County;

Marian E. Markley and William A. Steckel, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Lehigh County;

Leo Kubitsky, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Luzerne County;

Stanley A. Meholchick, having received the highet number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Luzerne County;

James Musto, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the third district of Luzerne County;

William B. Curwood, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the fourth district of Luzerne County;

Frank P. Crossin, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the fifth district of Luzerne County;

Fred J. Shupnik, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the sixth district of Luzerne County;

James J. Jump, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the seventh district of Luzerne County;

John E. Whittaker, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the seventh district of Luzerne County;

Howard M. Burns, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Lycoming County;

Albert W. Johnson, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of McKean County;

Ralph J. Down, having received the highest number of votes was duly elected a Member of the House of Repre-

sentatives in the General Assembly in the first district of Mercer County;

James E. Willard, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Mercer County;

Harry W. Price, Jr., having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Miffiin County;

Van D. Yetter, Jr., having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Monroe County;

Robert P. Johnson, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Montgomery County;

Thomas H. W. Jones, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Montgomery County;

Evelyn Glazier Henzel, Morton H. Fetterolf, Jr., Floyd K. Brenninger and Herman B. Willaredt, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the third district of Montgomery County;

Harry A. Kessler, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Montour County;

James A. O'Donnell, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Northampton County;

Jeanette F. Reibman, James F. Prendergast and Gus P. Verona, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Northampton County;

John F. Stank, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Northumberland County;

Adam T. Bower, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Northumberland County;

Carl M. Barton, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Perry County;

James J. Dougherty, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Philadelhia County;

Alfonso Parlante, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of Philadelphia County;

Vincent Capitolo and Vincent F. Scarcelli, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the third district of Philadelphia County;

Mary A. Varallo, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the fourth district of Philadelphia County;

Henry Cianfrani and Granville E. Jones, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the fifth district of Philadelphia County;

Louis Silverman, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the sixth district of Philadelphia County;

Francis X. Muldowney, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the seventh district of Philadelphia County;

Samuel Floyd, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the eighth district of Philadelphia County;

William Limper, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the ninth district of Philadelphia County;

Herbert Arlene, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the tenth district of Philadelphia County;

Susie Monroe, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the eleventh district of Philadelphia County;

Hampton Riley, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the twelfth district of Philadelphia County;

Thomas A. Frascella and John J. Welsh, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the thirteenth district of Philadelphia County;

Austin M. Lee, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the fourteenth district of Philadelphia County;

John Stewart, Jr., and Beatrice Z. Miller, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the fifteenth district of Philadelphia County;

Peter E. Perry, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the sixteenth district of Philadelphia County;

Eugene Gelfand, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the seventeenth district of Philadelphia County;

Louis Sherman, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the eighteenth district of Philadelphia County;

Thomas J. McCormack, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the nineteenth district of Philadelphia County;

Harry R. J. Comer, having reecived the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the twentieth district of Philadelphia County;

Martin J. Taylor and Joseph A. Sullivan, having received the highest number of votes were duly elected

Members of the House of Representatives in the General Assembly in the twenty-first district of Philadelphia County;

John Kee, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the twenty-second district of Philadelphia County;

Leo A. McKeever, Joshua Eilberg and Kathryn Graham Pashley, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the twenty-third district of Philadelphia County;

Ernest O. Branca, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the twenty-fourth district of Philadelphia County;

Herbert Holt, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the twenty-fifth district of Philadelphia County;

Sarah A. Anderson, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the twenty-sixth district of Philadelphia County;

Herbert Fineman, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the twenty-seventh district of Philadelphia County;

George X. Schwartz, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the twenty-eighth district of Philadelphia County;

Martin P. Mullen, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the twenty-ninth district of Philadelphia County;

Ralph M. Dennis and Charles D. Heavey, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the thirtieth district of Philadelphia County;

James P. O'Donnell, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the thirty-first district of Philadelphia County;

J. Russell Eshback, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Pike County;

Ray C. Goodrich, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Potter County;

John Boris, and John J. McDonald, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Schuylkill County;

George W. Heffner and William K. Knecht, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Schuylkill County;

Harvey P. Murray, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Snyder County;

William R. Korns and Harry A. Naugle, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly of Somerset County;

Kenneth B. Lee, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Sullivan County;

Harold G. Wescott, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Susquehanna County;

Harry R. McInroy, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Tioga County;

Louis A. Pursley, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Union County;

Harry S. Gramlich, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Venango County;

Allen M. Gibson, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Warren County;

Michael R. Flynn and J. Dean Polen, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the first district of Washington County;

Austin J. Murphy, Jr. and A. V. Capano, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Washington County;

Arthur J. Wall, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Wayne County;

Charles J. Jim, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of Westmoreland County;

Anthony J. Petrosky and Barnet Sakulsky, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the second district of Westmoreland County;

H. J. Maxwell and Charles J. Mills, having received the highest number of votes were duly elected Members of the House of Representatives in the General Assembly in the third district of Westmoreland County;

James Wynd, Jr., having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly of Wyoming County;

John R. Gailey, Jr., having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the first district of York County;

Carl W. Nelson, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the second district of York County;

Howard H. Perry, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the third district of York County;

Harold B. Rudisill, having received the highest number of votes was duly elected a Member of the House of Representatives in the General Assembly in the fourth district of York County;

as the same have been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the return boards.

Respectfully submitted,

JOHN S. RICE,
Secretary of the Commonwealth

SEAL

January 6, 1959

ROLL CALL

The CHIEF CLERK. The roll will now be called.

The roll was called and the following Members-elect were present:

MEMBERS PRESENT—207

Agnew,	Frank,	Luigard,	Riley,
Anderson,	Frascella,	Lutty,	Rovansek,
Andrews,	Fulmer,	McCandless,	Royer,
Arlene,	Gailey,	McCann,	Rudisill,
Ashton,	Gallagher,	McCormack,	Sakulsky,
Auker,	Garlock,	McDonald,	Scarcelli,
Balthaser,	Gelfand,	McInroy,	Schaaf,
Barton,	George,	McKeever,	Schuster,
Bell,	Gibb,	McLaughlin,	Schwartz,
Blair,	Gibson,	Machmer,	Seltzer,
Boies,	Goldstein,	Magee,	Sherman,
Bonner,	Goodrich,	Mahan,	Shupnik,
Boris,	Gramlich,	Markley,	Silverman,
Bower,	Guthrie,	Maxwell,	Snare,
Bowman,	Hamilton,	Meholchick,	Snider,
Branca,	Haudenshield,	Merry,	Stank,
Brenninger,	Heavey,	Mihm,	Steckel,
Breth,	Heffner,	Miller, B. Z.,	Stevens,
Brown,	Helm,	Miller, H. G.,	Stewart,
Buchanan,	Henzel,	Mills,	Stimmel,
Burns,	Hocker,	Monroe,	Stone,
Capano,	Holliday,	Muldowney,	Stoner,
Capitolo,	Holt,	Mullen,	Strausser,
Cianfrani,	Horst,	Munley,	Stroup,
Cioffi,	Irvis,	Murphy,A.J.,Jr.,	Sullivan,
Clarke,	Isaacs,	Murphy, P. J.,	Taylor,
Comer,	Jenkins,	Murray, H. P.,	Thompson,
Cooper,	Jim,	Murray, J. J.,	Tompkins,
Crossin,	Johnson, A. W.,	Murray, P. G.,	Trusio,
Curwood,	Johnson, R.,	Musto,	Ujobai,
Davis,	Jones, G. E.,	Naugle,	Varallo,
Dengler,	Jones, T. H. W.,	Needham,	Varner,
Dennis,	Jump,	Nelson,	Verona,
Dennison,	Kamyk,	O'Dell,	Wall,
Devlin,	Kee,	O'Donnell, J. A.,	Wargo,
Donahue,	Keiser,	O'Donnell, J. P.,	Weidner,
Donaldson,	Kernaghan,	Odorisio,	Welsh,
Dougherty,	Kessler,	Ogilvie,	Wescott,
Down,	Knecht,	O'Neil,	Wheeler,
Edwards,	Kooker,	Parlante,	Whittaker,
Eilberg,	Kornick,	Pashley,	Williams,A.D.,Jr.,
Eshback,	Korns,	Perry, H. H.,	Williams, E. S.,
Eshleman,	Kovolenko,	Perry, P. E.,	Willard,
Ewing,	Kubitsky,	Petrosky,	Willaredt,
Farabaugh,	Lamb,	Polaski,	Wilt,
Fetterolf,	Lee, A. M.,	Polen,	Wood,
Filo,	Lee, K. B.,	Prendergast,	Worley,
Fineman,	Leonard,	Pursley,	Wynd,
Floyd,	Light,	Reibman,	Yatron,
Flynn,	Limper,	Reidenbach,	Yetter,
Foerster,	Lippincott,	Renwick,	Zimmerman,
Fox,	Lopresti,	Rigby,	

The CHIEF CLERK. Two Hundred seven members-elect having answered to their names a quorum is present.

PETITIONS PROTESTING THE SEATING OF LOUIS SIVERMAN AND JOHN R. GAILEY, JR.

Mr. A. W. JOHNSON a Member-elect. Mr. Speaker I desire to make a statement with regard to the administering of the oath to the Members-elect. There are two Members who have presented their certificates of election, certified by the Secretary of the Commonwealth that each received a majority of the votes cast in his respective election district.

The right of these two Members to continue to hold their respective seats in this House has been seriously challenged and since this House has the Constitutional authority to judge the elections and qualifications of its members, I now bring the matter to its attention.

There has come into my hands, from certain citizens of Philadelphia and York Counties, two petitions questioning the Constitutional qualifications of one of their respective Representatives, and on behalf of these citizens of Philadelphia and York Counties, I file these petitions and trust that they be referred to the proper Committee for expeditious disposition.

A search of the authorities, both as to procedure and the law, forced us to the conclusion that the orderly way to transact the business of this House with regard to the seating of these two Members was to have the oath of office administered to them and then should any qualification questions arise, any questions as to their Constitutional qualification, they be presented to the House by the proper procedure, to be heard by the proper Committee.

TO THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE STATE OF PENNSYLVANIA

SUBDIRECTED TO THE HONORABLE HIRAM G. ANDREWS, SPEAKER OF THE SAID HOUSE:

PETITION PROTESTING THE SEATING OF LOUIS SILVERMAN, REPRESENTATIVE OF THE SIXTH LEGISLATIVE DISTRICT OF PHILADELPHIA COUNTY, PENNSYLVANIA

The Petition of the undersigned, citizens and electors of the Sixth Legislative District in and for Philadelphia County, Pennsylvania, respectfully represents:

1. That Louis Silverman was certified by the County Election Board of Philadelphia County as having been elected a member of the House of Representatives of the State of Pennsylvania, from the Sixth Legislative District of Philadelphia County, Pennsylvania, on November 4, 1958.

2. That at the time of his election, the said Louis Silverman was not duly qualified to hold the office to which he was elected, for the reason that Louis Silverman had not been an inhabitant and resident of the district for one year next before the election of November 4, 1958, as required by the Constitution of Pennsylvania, Article II, Section 5.

3. That Article II, Section 5 of the Constitution of Pennsylvania provides that Senators and Representatives of the General Assembly "shall have been citizens and inhabitants of the State four years, and inhabitants of their respective districts one year next before their election (unless absent on the public business of the United States or of this State), and shall reside in their respective districts during their terms of service."

4. That Louis Silverman is an inhabitant and resides with his wife and family at 704 Chelten Hills Drive in Elkins Park, Montgomery County, Pennsylvania.

5. That the said Louis Silverman is not in inhabitant of the Sixth Legislative District of Philadelphia County, and does not reside at 1325 Green Street, Philadelphia, Pennsylvania, as is represented on his candidate's affidavit accompanying his nominating petition.

6. That evidence, documentary and otherwise, is available to establish the fact that Louis Silverman was not an inhabitant of the Sixth Legislative District, Philadelphia County, Pennsylvania, for one year prior to the election of November 4, 1958 and that Louis Silverman is not now a resideint of said District.

7. That, pursuant to Article II, Section 9 of the Pennsylvania Constitution, the House of Representatives shall judge the elections and qualifications of its members.

WHEREFORE, for the reasons aforesaid, the said Louis Silverman should be expelled from the House of Representatives of the State of Pennsylvania; and therefore, your petitioners request the said House of Representatives to investigate the matter.

And they will ever pray.

WALTER T. DARMOPRAY
LILLIE ZURR
ORIDIO SANTA
DORCAS SANTA

State of Pennsylvania:
County of Philadelphia:

Walter T. Darmopray, being duly sworn according to law, deposes and says that the facts set forth in the foregoing Petition are true and correct to the best of his/her knowledge, information and belief.

WALTER T. DARMOPRAY

Sworn to and subscribed before
me this 3rd day of January 1959.
MICHAEL DARMOPRAY

TO THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE STATE OF PENNSYLVANIA

SUB DIRECTED TO THE HONORABLE HIRAM G. ANDREWS, SPEAKER OF THE SAID HOUSE: PETITION PROTESTS THE SEATING OF JOHN R. GAILEY, JR., REPRESENTATIVE OF THE 1ST DISTRICT OF YORK COUNTY, PENNSYLVANIA.

The Petition of the undersigned citizens and electors of the 1st Legislative District in and for York County, Pennsylvania, respectfully represents:

1.

That John R. Gailey, Jr. was certified by the County Election Board of York County as having been elected a member of the House of Representatives of the State of Pennsylvania, from the 1st Legislative District of York County, Pennsylvania on November 4, 1958.

2.

That at the time of his election the said John R. Gailey, Jr. was not duly qualified to hold said office to which he was elected, for the reason that voters were paid by checks signed by John R. Gailey, Jr., treasurer of the York County Democratic Committee, to vote for the said John R. Gailey, Jr., and that said voters did vote for the said John R. Gailey, Jr., upon being influenced by the payment of said checks for the said votes.

3.

That the said John R. Gailey, Jr. should be disqualified from holding the office of Representative from the 1st Legislative District of York County, Pennsylvania for the violation of Section 1851, Article 18 of the Act of June 3, 1937 P. L. 1333.

4.

That evidence, documentary and otherwise, is available to establish the facts that voters were paid by checks signed by John R. Gailey, Jr., treasurer of the York County Democratic Committee, to vote for the said John R. Gailey, Jr. for the office of Representative from the 1st Legislative District of York County, Pennsylvania.

5.

That, pursuant to Article 2, Section 9 of the Pennsylvania Constitution the House of Representatives shall judge the election and qualifications of it's members.

Wherefore, for the reason aforesaid, the said John R. Gailey, Jr. should be expelled from the House of Representatives of the State of Pennsylvania; and therefore your petitioners request the said House of Representatives to investigate the matter.

And they will ever pray.

ADAM H. RUDY
ARTHUR C. SALISBURY
WILLARD M. EICHELBERGER

STATE OF PENNSYLVANIA }
COUNTY OF YORK } ss:

Adam H. Rudy, being duly sworn according to law, doth depose and say that the facts set forth in the Petition are true and correct to the best of his/her knowledge, information, and belief.

ADAM H. RUDY

Sworn and subscribed to
before me this 5th day of January, 1959.
WILLIAM H. GROW
Notary Public
My Commission Expires: March 2, 1961.

The CHIEF CLERK. The Chair will receive the petitions of the gentleman from McKean, Mr. Johnson, and his remarks will be noted in the Journal of the House.

RESOLUTION

OATH TO BE ADMINISTERED TO MEMBERS-ELECT

Mr. YATRON a Member-elect, offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, Tuesday, January 6, 1959.

Resolved, That the Honorable Albert S. Readinger, a Judge learned in the law, of the Court of Common Pleas of Berks County, be requested to administer the oath of office required by Article VII of the Constitution, to be taken by the Members of the House of Representatives.

COMMITTEE APPOINTED TO ESCORT HONORABLE ALBERT S. READINGER TO ROSTRUM

The CHIEF CLERK appoints the gentleman from Northumberland, Mr. Stank and the gentleman from Bedford, Mr. Stroup, to escort his Honor Judge Albert S. Readinger, Judge of the Court of Common Pleas of Berks County, to the rostrum.

The Committee will proceed with the performance of its duty.

The CHIEF CLERK. The Chair recognizes the Chairman of the Committee of Escort.

The CHAIRMAN. Mr. Chief Clerk, I have the honor to present the Honorable Albert S. Readinger, Judge of the Court of Common Pleas of Berks County.

The CHIEF CLERK. The Committee is discharged with the thanks of the House.

OATH ADMINISTERED TO MEMBERS-ELECT

The CHIEF CLERK. A Bible will be found in the desk of each Member-elect for those who swear by the Bible.

The Members-elect will rise, raise their right hands and remain standing at their desks during the administration of the oath of office.

The oath of office was then administered to two hundred and seven Members-elect by Honorable Albert S. Readinger as follows:

Do you solemnly swear, or affirm, that you will support,

obey and defend the Constitution of the United States and the Constitution of this Commonwealth, and that you will discharge the duties of your office with fidelity; that you have not paid or contributed, or promised to pay or contribute, either directly or indirectly, any money or other valuable thing to procure your nomination or election, except for necessary and proper expenses expressly authorized by law; that you have not knowingly violated any election law of this Commonwealth, or procured it to be done by others in your behalf; that you will not knowingly receive, directly or indirectly, any money or other valuable thing for the performance or non-performance of any act or duty pertaining to your office, other than the compensation allowed by law?

The CHIEF CLERK. The Members and their guests are aware of the fact that Judge Readinger has served with great distinction for many years in this House. The Chair, at this time, will ask him to make a few remarks.

ADDRESS BY HONORABLE ALBERT S. READINGER

Hon. ALBERT S. READINGER. Mr. Chief Clerk, Members of the House, ladies and gentlemen. I truly feel at home here today when I look into that sea of smiling young faces with whom I associated for so many years. I assure you that I am a very happy person to have been invited here today to administer to you the oath of office.

I should confess to you, though, that the first day I knew I was going to be a Judge I came to Harrisburg in a hurry and I put in my request for this very job I am performing today. I did not want anybody to get in ahead of me.

I suppose I should take this occasion to give to you a lot of words of advice and wisdom, but I will spare you that. We have been listening to each other for so many years up here, absorbing the wisdom of all parts of the Commonwealth, that I know that nothing I could say would add to your already great store of wisdom. As the Commonwealth moves forward, of course, it will have many new problems. You have always dealt with them honestly, diligently and intelligently in the past and I know that you will continue to do that. So may I offer to you—and each of you—my heartiest congratulations and my best wishes to you for the coming session.

LEAVE OF ABSENCE

The CHIEF CLERK. Are there any requests for leave of absence?

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. McCann for Messrs. MORAN and WALSH for today's session only.

RESOLUTION

ELECTION OF SPEAKER

Mr. TAYLOR offered a resolution which was read, considered and adopted as follows:

In the House of Representatives,
January 6, 1959.

Resolved, that in accordance with the provisions of Article 2, Section 9 of the Constitution of Pennsylvania, the House shall now proceed to the election of a Speaker and that the Clerks act as Tellers.

NOMINATIONS FOR SPEAKER

The CHIEF CLERK. The House will now proceed to the election of a Speaker. Nominations are in order.

Mr. LOPRESTI. Mr. Chief Clerk and Members of the House, it is my privilege and certainly it is my pleasure at this time to make a nomination for the office of Speakership of this House.

During recent years there has been one among us, who on many and frequent occasions has counselled, given advice and informed this House on the many grave problems that came before it. At the same time, when tensions were high, tempers were rising, he came forth with a spirit of good humor, of wit, which on many occasions reduced and entirely dissipated those tensions.

The gentlemen who I am about to nominate has won the love and the respect of all who know him and he has won that respect by diligent work, by fairness and by his high principles. We all know, we all respect the various counsels this gentleman has given us over the years. But to me personally, and I believe to most of you, the outstanding contribution to this House that has been made by this gentleman has been his insistance upon maintaining the position of the House of Representatives, by maintaining and establishing the dignity of the House as a body, insisting upon its position as a co-equal on legislative matters, and also protecting and maintaining the rights and the dignities of the individual membership.

Mr. Chief Clerk, it is my pleasure to place in nomination for the position of Speaker of the House of Representatives, my colleague, the gentleman from Cambria County, Hiram G. Andrews.

The CHIEF CLERK. The gentleman from Cambria County, Mr. Lopresti, places in nomination for the position of Speaker, the gentleman from Cambria, Mr. Hiram G. Andrews.

Mr. HELM. Mr. Chief Clerk, ladies and gentleman of the House of Representatives, my present duty may not have much political pleasure for me personally, but I do take a great deal of personal pleasure in seconding the nomination of the Honorable Hiram G. Andrews for Speaker of the House of Representatives.

A custom that has been used for many years in the Hall of this House was by-passed on opening day of the 1957 Session. Many of you who served during the last session will recall that the custom to which I have reference is that of the Minority Party offering candidates for nomination for various offices of this House. This formality was dispensed with and the Speaker at that time was unanimously chosen to serve. The word "unanimous" rings a good sound in the ears of all people, especially in the Halls of the Legislature. Unanimous action in the selection of the officers, to my mind, lays the groundwork for cooperation and good will between parties.

Perhaps a more important reason for us to by-pass this custom today is brought about by the sound selection that has been made by the Majority Party in naming as their candidate for Speaker of the House the Honorable Hiram G. Andrews. Very few, and none of you who really know him, would oppose his being named to this particular post. His wisdom and his knowledge is the result of having served for many years in top-level legislative capacities.

In addition, he has been untiring in securing proper recognition for the Members of the Legislature and for the legislative branch of this government. Since the

Democrats have had control of the House of Representatives following the recent November election, there never was any question about the Republicans supporting the gentleman from Cambria, Mr. Andrews, as the candidate for Speaker. We of the Minority Party are highly honored to have such a distinguished Legislator to serve us and for these reasons I propose that Hiram G. Andrews be unanimously selected to serve as Speaker of the House.

Therefore, I now move that nominations for Speaker of the House be closed.

On the question,

Will the House agree to the motion?

It was unanimously agreed to.

Hiram G. Andrews of Cambria County was unanimously elected by a rising vote.

The CHIEF CLERK. There being no other nominations, the Honorable Hiram G. Adams is unanimously declared elected Speaker of this House.

The Chair requests the gentleman from Armstrong, Mr. Helm, the former Speaker of the House, to take the Chair and preside at this time.

Mr. HELM IN THE CHAIR.

COMMITTEE APPOINTED TO ESCORT SPEAKER-ELECT TO ROSTRUM

Mr. HELM. The Chair appoints the gentleman from Cambrie, Mr. Lopresti, and the gentleman from McKean, Mr. Johnson to escort Speaker-elect Hiram G. Andrews, to the rostrum.

The committee will proceed in the performance of its duties.

COMMITTEE APPOINTED TO ESCORT JUDGE IVAN J. McKENDRICK TO ROSTRUM

Mr. HELM. The Chair appoints the gentleman from Cambria, Mr. Rovansek and the gentleman from Blair, Mr. Auker to escort to the rostrum His Honor, Ivan J. McKendrick, President-Judge of the Court of Common Pleas of Cambria County, who has been requested by the Speaker-elect to administer the oath of office to him.

The committee will proceed in the performance of its duties.

OATH OF OFFICE ADMINISTERED TO SPEAKER-ELECT

The oath of office was administered to the Honorable Hiram G. Andrews, Speaker-elect of the House of Representatives by the Honorable Ivan J. McKendrick, President Judge of Common Pleas Court of Cambria County.

Mr. HELM. Members of the House, the Chair at this time would like to present to the Members of the House a very personal friend of the Speaker of the House of Representatives, the Honorable Ivan J. McKendrick.

ADDRESS BY HONORABLE IVAN J. McKENDRICK

Hon. IVAN J. McKENDRICK. Four years ago, in this appointed place, it was my privilege to administer the oath of office to your Speaker. Today, I have again performed that service for my friend of the years whom I respect politically and admire personally. I am indebted to him for many kindnesses in the past and this is a proud moment for me.

In honoring Hi Andrews, the people of Pennsylvania have honored themselves.

By your gracious act today, you have honored not only Hi Andrews, but yourselves as well.

We, of Cambria County who know him as a friend and neighbor, will continue to vouch for his patriotism, his integrity and his zeal for equal justice for all. His pen and his voice, and he is a master in the use of both, have always been ready and available in the interest of good government, which is the crown of all legislation.

His long experience will be a lamp to light his way in the future. Emerson has said that

> Nature now puts an old head on young shoulders and then a young heart beating under four-score winters."

With your honored Speaker, the years that have come and gone have not abated his powers nor dimmed his vision of what Pennsylvania, with your help, can be.

As Speaker, he will not become entangled in the meshes of parliamentary procedures.

I'm sure you will agree that Hi knows his way around. His forthright approach to the problems the General Assembly must meet and solve, will give direction to the things that so vitally affect the destiny of all of us. I know personally, that Hi would have preferred to serve in the ranks, rather than as a part of the "Big Brass; to run with the foot-men;" but, if the battle demands, willing and able to "contend with (the) horses." Parenthetically, the allusion is to the 5th verse of the 12th chapter of Jeremiah; I commend it to your reading.

Pennsylvania needs Hi Andrews and others like him and his own Cambria County presents him to the service of our common state.

He is a man of abiding faith in humanity and humanity's God; a good man whose word is his bond.

When the poet, Robert Browning, penned the first stanza of Rabbi Ben Ezra, he must have had in mind those of whom your Speaker is a prototype. "Grow old along with me."

Hiram, you will bear your honors with becoming humility, and, as you and Mrs. Andrews walk together along the pathway of life, may you both have abundant health, supreme happiness and no little prosperity.

Mr. HELM. The Chair thanks the Honorable Judge McKendrick.

The Chair points out that early in 1957 he learned that this particular type gavel was not sufficient and I think it was demonstrated today, was it not.

Will the Speaker-elect present himself to the Chair.

Mr. Speaker, two years ago you gave me what I think was one of the greatest thrills I have ever known. I have the opportunity today to return to you and to entrust to your care the gavel of this House of Representatives that you so ably used in 1955. I return it to you with the sincere hope that you will enjoy your reign as Speaker of this House as I have during the past two years.

I return it to you with the hope that you do not retain it too long.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. Mr. Speaker, were I your enemy rather than your friend, I might find it in my heart to envy the distinction with which you have served.

You, sir, have been a gentleman in the political realm in which you have functioned, and as a presiding officer over the deliberations of this House, you have been a Speaker whose decisions have known no master except the traditions and rules of this branch of Pennsylvania's General Assembly.

If punctuality is the politeness of kings, you are indeed of royal lineage. I receive this gavel, Mr. Speaker, from your hands, fully realizing the responsibilities which, as a symbol, it represents.

In the days to come, Mr. Speaker, I will feel free to go to you for active assistance and advice.

As you have pointed out, two years ago it was my privilege to place this symbol in your keeping. Today you transfer it into my keeping.

Perhaps this symbol may again be transferred into your keeping.

Who knows?

The traditions of this House make it certain that I will not come this way again.

Thank you, sir, and may you and yours always travel safely in the hollow of God's hand.

First of all, I hope the learned Judge's remarks are imprinted in the record. If I ever appear before him I want to be prepared to shove them in his face.

And now I am enmeshed in mazes of protocol. If I err as to precedence, it is because I have lacked contact in the circles of the mighty.

I salute the members of the Governor's Cabinet, now serving, and Cabinet members-designate.

I salute those who serve this Commonwealth at lesser levels

I salute distinguished guests from all sections of our Commonwealth.

And I salute you as Members of this House, a co-ordinate branch of our state government, functioning within the confines of a constitutional mandate. I say to you that we have duties to perform that cannot be wholly committed into the sole keeping and control of any of the other coordinate branches of the government through which we serve.

I would be remiss if I failed to point out that the happy situation we face today could not have been made real, lacking the constructive assistance of the Republican party's State Chairman and the leaders of his party whose advice he sought, and whose decisions, as to initial policies, he made real.

I thank him, not only on behalf of the Members of the General Assembly, but on behalf of the people of our Commonwealth.

However, the course followed by the Republican Party's State Chairman would have been of little avail lacking the cooperation, the leadership, of Pennsylvania's next Governor and his ringing declaration that partisan bickerings that seek only to achieve a transient partisan advantage have no place in our thinking.

Some weeks ago the leaders of the Republican Party convened, and when they convened they framed a brief statement of policy, a statement designed to serve as a yardstick with which they would measure legislation that will be proposed for the consideration of Pennsylvania's General Assembly in the months to come.

These, they said, were the tests they would apply:

Is it right?

Is it good for all the people?

Will it work?

Can taxpayers afford it?

We accept that formula, and will vie with you gentlemen on my left in our allegiance to such a basic test.

We cannot hope to create a political and parliamentary millenium. There will be times when tempers will flicker and flame momentarily, but come day, go day, we can start out working together in good faith, and continue doing so.

And I proclaim to you today my personal conviction that constructive party service is not a crime, and also my further conviction that there is no proper place in the public service for those who hold that politics is a disgusting business and that politician is a dirty word. And there have been such in the councils of our state.

Ladies and gentlemen of the House, and poltical leaders great and small, I say to you that undoubtedly there is a providence that shapes our ends, rough hew them though we may.

Sometimes the Democratic process may actually be wiser than it plans. Events and the wisdom of the electorate compel us to change our traditional legislative technique if Pennsylvania's General Assembly is not to become an object of derision.

Heretofore we have accorded might the right to rule. In our present situation reason and intelligent persuasion can be accorded the right to rule.

There are those who apparently have failed to realize the significance of the recent election. The contest did not produce an austerlitz for Republicans, or a waterloo for Democrats. Instead, it was a leipzig for all concerned.

At the last election two parties fought a battle, a contest that neither party won.

The devotion to party was undoubtedly being overemphasized in all political quarters. Feuds, real and insipient, threatened to disrupt party ranks on both sides on the center aisle. Personal antipathies threatened to over-shadow principles.

What did the people say to us at the recent election? They said to us: "Forget for a time purely party victories for party's sake. These are critical days. Stop your quarreling and follow your statesmen."

Ladies and gentlemen of the House, the people have placed us in a position in which we must necessarily make our choice between cooperation, conciliation, honest compromise and utter and complete chaos.

It would be well to remember that our party and partly both parties, and our parliamentary system are on trial. It would also be well to remember that this General Assembly, of which we are Members, and also the next administration, inherits an era of real accomplishment. Ours is the opportunity to add to past achievements and to our own merit rating.

Let us not be among those who attempt to add to the glamor of future achievements by partisan denunciation of past achievements.

I say to you that when private spites and personal feuds are not even a footnote to the story, history will say that James Duff, John Fine, and George Leader were

good Governors, and that each succeeding Legislature during our era has advanced the standard of concrete accomplishment.

We, too, in our brief day, must press forward. Common sense, integrity, and courage does it!

There will be a need for courage. Father Penn, in his day, spawned many children—he created counties, cities, boroughs, townships—and sent them forth into the economic world on their own.

It has come about through these years that these children, the grandchildren, the great grandchildren, and the great-great grandchildren of the entities that Father Penn created, are coming to him in their real or imagined hour of need and pleading: "If you do not help us, we will perish."

It will perhaps be our duty to help develop avenues of self-help for those who would saddle an ever-increasing load of responsibility for local situations upon Father Penn's tiring shoulders.

There is another field in which there is a reconstruction job to do. There is need for a reconstruction of the public psychology concerning taxes.

Perhaps in this mission an enlightened Press could help create a more enlightened view than now prevails concerning the function of the tax dollar.

Taxes, wisely administered and justly apportioned, are actually instruments of service rather than burdens. Taxes, indeed, are the strong pillars that uphold our economic and social structure.

Without taxes we would become and remain a primitive people. Without taxes property values would crumble into nothingness.

Taxes are an instrumentality that creates new values and maintains existing values.

Within a definite range, a range that can be scientifically ascertained, taxes actually stimulate our economy.

But there is a point at which increased tax levies sap our economy.

In ascertaining the point at which taxes cease to be the motivating agency and become an economic burden, we welcome the advice and the constructive assistance of the financial experts.

Ladies and gentlemen of the House, there are many things that I want to say to you, but I cannot, with due deference to the patience of our distinguished guests, say them now.

I am no stranger in this Hall. Whatever my past offending may have been, there is no one who can say that my determination to help advance the prestige and correct functioning of this House has ever faltered.

If we are to serve well, we must be well served. The time must come when every chairman of every major committee has an office—an office of his own—an office in which he is provided with competent secretarial help.

It is our business to establish the fact that we most emphatically are not a lower House. The world should know it is our intention to claim and maintain an equality in the matter of the facilities we need with the distinguished statesmen who serve our Commonwealth in another place.

During the years, we have been crowded and pushed around. We must, and we will, obtain the space we need if we are to do a reasonably efficient job.

Now is the time, and I speak to my colleagues on my right, to make certain that the minority group in this house is always accorded equality as to facilities with the majority group.

Incidentlly, in the past the majority group in this House has not always made intelligent use of its facilities and it has failed to provide adequate facilities for the majority.

Confidentially, I must needs say that while the Speaker functions in an ornate grand central station, the present Majority Leader in this House now functions, and has functioned, in quarters so confined, so congested, that they bear more resemblance to a dump than they do to a palace.

I say to the Majority and Minority Members of this House, that is a situation that should be corrected. The people were so glad to move up from up there! The gentleman from McKean will acknowledge having moved into far more commodious and convenient and well-furnished quarters than the man who was so tickled to come down and take his place.

I am sometimes led to believe that we have been down-graded in the estimate of Press and public because we have down-graded ourselves.

It is to be hoped that Bureaus, Departments, and our next Governor will cooperate with us in our search for space—space in which to operate efficiently.

In this mater, I assure you that the Chair will endeavor to become increasingly adept in the art of gentle persuasion. Our assets, ladies and gentlemen of the House, will be—must be—courage, conviction and a plan.

And I hope that in our planning we will accept the test:

Is it right?

Is it good for all the people?

Will it work?

Can taxpayers afford it?

And that is the end of the statement I desire to make.

Ladies and gentlemen of the House, I want to say before going on with other business that I miss some familiar faces.

Some of the Legislative Engineers are not present with us, much to my regret, but I rather imagine that is because in past sessions in the early days of the session, these gentlemen preferred to foregather in some other place and only gave us the privilege of their presence during the closing days of our session. And so I think it was the decision that until they were willing to accord us a greater amount of attention than they accorded the people who serve in another place we just don't have legislative engineers lined up.

I just have one further word. I have some guests whom I cherish with a particular affection. There are some of the nephews with us today and we picked out the littlest ones—the littlest ones—to come. And so I would ask William Clark, Walter Clark, Donald Clark and their wives to stand up and take a bow. Out in our neck of the woods we raise them big and we raise them pretty.

NOTIFICATION SENATE IS ORGANIZED

SERGEANT-AT-ARMS. Mr. Speaker, the Committee on the part of the Senate.

The SPEAKER. The Chair recognizes the Committee on the part of the Senate.

Mr. KELLER. Mr. Speaker, the Committee on the part

of the Senate informs the House that the Senate is now organized and ready to proceed with business of the session.

The SPEAKER. The Chair thanks the Committee on the part of the Senate.

Members of the House, with the "old master" at your left you do not have to have any brains; if you just start your mouth going he tells you what to say.

THANKS TO CHIEF CLERK

The SPEAKER. The Chair extends the sincere thanks of the House, and we mean sincere, to the Chief Clerk for the able manner in which he has conducted the organization proceeding, and to Earl Price, who has rendered such invaluable assistance.

ELECTION OF CHIEF CLERK

The SPEAKER. The Chair will now proceed to the election of a Chief Clerk.

Mr. Hamilton offered a resolution which was read as follows:

In the House of Representatives,
Tuesday, January 6, 1959.

Resolved, That Joseph Ominsky, of Philadelphia County, be elected Chief Clerk of this House of Representatives.

On the question,

Will the House adopt the resolution?

Mr. HAMILTON. Mr. Speaker, Members of the House, I offer this resolution in behalf of the Honorable Joseph Ominsky of Philadelphia, who was a former Member of this House and who has had his education, both as a lawyer, an accountant, and an engineer.

From his former activities in our House he certainly will be a man who knows what the Members of this House will need and will be at all times at their service. I am sure that all of the Members of this House will enjoy the new Chief Clerk, the Honorable Joseph Ominsky from Philadelphia.

Mr. A. W. JOHNSON. Mr. Speaker, it seems but yesterday that the gavel fell sine die on the 1957 Session. Since that time many outstanding and important things have happened in the nation and in the world, and we can thank God that our democracy today thrives and flourishes. It is great for all of us to be here on this the 143rd Session of the General Assembly of Pennsylvania.

I think we should welcome here today our guests. We are certainly honored by having these fine people from Pennsylvania here to see us organize our House. You folks, our guests, are here seeing in action one of the finest deliberative bodies in the nation, and we who are Members are proud to represent you.

I think these beautiful floral tributes that are on our desks today are emblematic of the high esteem in which the people of this great state hold their General Assembly. Let all of us, as our Speaker in his speech stated, work hard that we will have a successful Session. All of us want a short business-like session. The people of Pennsylvania, I believe, have given us a mandate to get down to work, to solve the problems that face the Commonwealth and to do our job with dispatch. I am sure we all pledge to the people that we will do that very job.

In order to have a successful Session and get the work under way we depend quite largely on the men up front. We need able, efficient personnel up there directing our efforts and helping us in every way. The office of Chief Clerk, therefore, is a highly important office. It is one of the most important offices in this General Assembly. It is the one office that we all have direct contact with, it is the person we go to with many of our problems and for much help throughout this Capitol.

We therefore, as I stated, want a good man for the job. The man who has been nominated for the job, as the gentleman from Beaver has stated, is an outstanding individual. He was one of the former Members of this General Assembly, and by the way, he is an outstanding successful practicing attorney. He is just what the doctor ordered, just what we need for this successful 1959 Session. I met him for the first time two weeks ago. I find that he is a very friendly, amiable, cooperative and I might say a highly intelligent person. He should make a great Chief Clerk.

I, therefore, second the nomination of Joseph Ominsky for the office of Chief Clerk, and I move that the nominations be closed.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

The SPEAKER. You have in your wisdom elected a thoroughly capable and efficient man as Chief Clerk.

The Chair would recognize the new Chief Clerk for the purpose of making a few remarks.

The CHIEF CLERK. (Joseph Ominsky) Mr. Speaker, I rise to thank the membership of this great deliberative body for their confidence in electing me to be its Chief Clerk and especially do I extend thanks to the gentleman from Beaver, Mr. Hamilton, for his gracious remarks when he proposed my name, and to the gentleman from McKean, Mr. Johnson, for seconding my nomination and closing the nominations.

Appreciation also is extended to my predecessors, the Honorable Lloyd H. Wood and Mr. Earl Price, for their generous assistance to me during the many days we spent preparing for the organization of this House.

Today, ladies and gentlemen of this House, we see how true democracy works, wherein government is ruled by the majority will of the citizens of our great Commonwealth. When the Minority joins with the Majority in approving the officers proposed by the Majority of this House without a dissenting vote, it is real democracy in action.

As your Chief Clerk I will make no distinction between Minority and Majority in my official capacity during my term of office and my staff shall be given specific instructions to service all the Members alike.

Having had the honor, as was indicated before of serving several terms as a Member of this House I fully realize the requirements and the needs of the membership, especially the necessities of those who are serving for the first time, and I shall try with all the sincerity and capabilities that God gave me to fulfill these requirements.

All I ask of you Members of this House is to cooperate with the understanding that I know all of you possess. May we have, Mr. Speaker, a fruitful Session, one that will be beneficial to the people of this great Common-

wealth, and may the Lord grant all of us the wisdom, the courage and the strength to carry out our tasks in the best traditions of this House.

I thank you.

RESOLUTION

ELECTION OF SECRETARY

Mr. WHEELER offered a resolution which was read as follows:

In the House of Representatives,
Tuesday, January 6, 1959.

Resolved, That Paul C. Moomaw, of Franklin County, be elected Secretary of this House of Representatives.

On the question,

Will the House adopt the resolution?

Mr. GIBSON. Mr. Speaker, ladies and gentlemen of the House, it is a distinct honor and pleasure today to comment briefly on the nomination just placed before the House.

My good friend and former colleague, Paul Moomaw, the gentleman from Franklin County, served this House during the 1955 Session, with distinction. A few minutes ago our Floor Leader on this side commented that the nominee for Chief Clerk was just what the doctor ordered. Well, Mr. Speaker, I have been reliably informed that today is the birthday of the gentleman from Franklin, and it gives me great pleasure to wish Paul Moomaw success in his new office and a very happy birthday which I express for all the Members of the House.

Mr. Speaker, I move that the nomination for office of Secretary of the House be closed.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

The SPEAKER. The oldtimers in this House remember the Legislative name made famous quite a number of years ago of Moomaw-Moran—the celebrated Moomaw-Moran Bill. The Chair is now pleased to recognize the senior Member of that old time combination, our new Secretary of the House, Mr. Moomaw.

The SECRETARY. (Paul C. Moomaw). Mr. Speaker, Members of the House and guests, it is certainly an honor to have been selected again to be your Secretary during this two-year term.

I recall having been your Secretary during the 1955-56 Session and I made every effort to be of service to all the Members in my capacity as Secretary and, if during this term, I can improve upon that service it will be my every effort to do so.

I want at this time also to thank Mr. Wheeler and Mr. Gibson for placing my name in nomination and for seconding the nominations and making it unanimous.

I, like the Chief Clerk, believe that this unanimous election means that we should have unanimous action, and we will certainly give unanimous representation to all the Members of the House in the services which my office can perform.

I thank you very much.

COMMITTEE TO ESCORT CHIEF CLERK AND SECRETARY

The SPEAKER. The Chair appoints Mr. Wood, retiring Chief Clerk, and Mr. Waterhouse, retiring Secretary, as a committee to escort the chief clerk and Secretary to the Bar of the House where the oath of office will be administered to them.

If there are any Members-elect who have not yet taken the oath of office, they will present themselves at the Bar of the House.

Mr. McCANN. Mr. Speaker, one of our Members for whom we requested a leave of absence, the Honorable J. P. Moran of Allegheny County, has arrived, and we would like for him to take the oath of office at this time with the officers of the House.

The SPEAKER. The gentleman from Allegheny, Mr. Moran, will present himself at the Bar of the House.

Mr. WOOD. It is a pleasure on behalf of Secretary Waterhouse and myself to have the privilege of presenting for the administering of the oath of office, not only the new Chief Clerk and Secretary, but an old former colleague of mine, still a Member of the House, the Member from Allegheny, Mr. J. P. Moran.

The SPEAKER. The Chair requests Judge Readinger to administer the oath to the officers of the House and the Member from Allegheny County.

OATH OF OFFICE ADMINISTERED TO THE CHIEF CLERK, SECRETARY AND MEMBER-ELECT J. P. MORAN

The oath of office was then administered to Joseph Ominsky, Chief Clerk-elect, Paul C. Moomaw, Secretary-elect of the House and J. P. Moran, Member-elect by the Honorable Albert S. Readinger.

APPOINTMENT OF PARLIAMENTARIAN

The SPEAKER. In compliance with the Act of the General Assembly approved the 28th day of May, 1931, P. L. 201, as amended, the Speaker appoints S. Edward Moore of Cumberland County, as Parliamentarian of the House of Representatives.

The Chair recognizes the Parliamentarian.

Mr. MOORE. Mr. Speaker, thank you very much for reappointing me Parliamentarian of the House. This is my Golden Anniversary of legislative service—fifty years filled with wonderful memories. Believe it or not, I might make it for fifty more.

Thank you.

The SPEAKER. If the Parliamentarian ever writes and publishes his memoirs during our lifetime some of us probably had better prepare to take up permanent residence in Florida.

RESOLUTION

THANKING JUDGES

Mr. FARABAUGH offered a resolution which was read, considered and adopted as follows:

In the House of Representatives,
Tuesday, January 6, 1959.

Resolved, That the Members of the House of Representatives do hereby extend their thanks to the Honorable Albert S. Readinger and the Honorable Ivan J. McKendrick for their services in administering the oath of office to its Members and Officers.

RESOLUTION

STANDING RULES OF HOUSE

Mr. McCANN offered a resolution which was read, considered and adopted as follows:

In the House of Representatives,
Tuesday, January 6, 1959.

Resolved, That the Standing Rules of the House of Representatives for the 1957 Session be and the same are hereby adopted as the Rules for this House, with the following amendments:

Rule 22. Paragraph 4, is hereby amended by striking out:

"AERONAUTICS, to consist of 15 Members;
CITIES-COUNTIES—FIRST, SECOND AND SECOND CLASS A, to consist of 20 Members;
PUBLIC UTILITIES, to consist of 20 Members."

and insert in lieu thereof the following committees:

"CITIES-COUNTIES—FIRST CLASS, to consist of 20 Members;
CITIES-COUNTIES, SECOND AND SECOND CLASS A, to consist of 20 Members;
PUBLIC UTILITIES AND CORPORATIONS, to consist of 20 Members;
WORKMEN'S COMPENSATION, to consist of 20 Members."

ANNOUNCEMENT OF DEMOCRATIC FLOOR LEADERS

Mr. LOPRESTI. Mr. Speaker, as Chairman of the Democratic Caucus, I have been instructed to announce, for the information of the Members of the House and for the record, that the gentleman from Greene, Mr. McCann, has been elected by the Demoractic Caucus as the Majority Leader of the House, and that the Lady from Philadelphia, Mrs. Varallo, has been elected Majority Whip of the House.

ANNOUNCEMENT OF REPUBLICAN FLOOR LEADERS

Mr. WOOD. Mr. Speaker, as Chairman of the Republican Caucus, I have been instructed to announce, for the information of the Members of the House and for the record, that the gentleman from McKean, Mr. Johnson, has been elected by the Republican Caucus as the Minority Leader, and that the gentleman from Warren, Mr. Gibson, has been elected Minority Whip of the House.

RESOLUTION

COMMITTEE TO NOTIFY SENATE HOUSE IS ORGANIZED

Mr. BRETH offered a resolution which was read, considered and adopted as follows:

In the House of Representatives,
Tuesday, January 6, 1959.

Resolved, That a committee of three Members be appointed by the Speaker to wait upon the Senate and inform that body that the House of Representatives is organized and ready to proceed with the business of the Session.

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a Committee to wait upon the Senate and inform that body that the House is organized and ready to proceed with business, Messrs. Musto, Filo and Gibson.

The Committee will proceed in the performance of its duty.

RESOLUTION

COMMITTEE TO NOTIFY GOVERNOR HOUSE IS ORGANIZED

Mr. REIDENBACH offered a resolution which was read, considered and adopted as follows:

In the House of Representatives,
January 6, 1959.

Resolved, That a committee of three Members be appointed by the Speaker to wait upon his Excellency, the Governor of the Commonwtalth, and inform him that the House of Representatives is organized and ready to receive any communications he may be pleased to make.

APPOINTMENT OF COMMITTEE

The SPEAKER appointed as a committee to wait upon the Governor and inform him that the House is organized and ready to receive communications Mr. McCann, Mrs. Varallo, Mr. Johnson.

The Committee will proceed in the performance of its duty.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REQUEST TO ADDRESS JOINT ASSEMBLY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session today, January 6, 1959.

GEORGE M. LEADER.

GOVERNOR INVITED TO ADDRESS JOINT ASSEMBLY

Mr. SNIDER. Mr. Speaker, I move that His Excellency the Governor of the Commonwealth be invited to address the Joint Assembly at a time to be fixed by Concurrent Resolution.

The motion was agreed to.

SENATE MESSAGE

JOINT SESSION

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 6, 1959.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives meet in joint session Tuesday, January 6, 1959, at 2:15 p.m., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency the Governor of the Commonwealth, also witnessing the opening, counting and computing of the official returns of the election for Governor, Lieutenant Governor, and Secretary of Internal Affiairs, held Tuesday, November 4, 1958, in several counties of this Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

COMMITTEE TO ESCORT GOVERNOR TO HALL OF HOUSE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 6, 1959.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee on the part of the House to escort the Governor to the Hall of the House Mrs. Munley, Mrs. Anderson, and Mrs. Markley.

The Committee will proceed in the performance of its duty.

REPORT OF COMMITTEE TO NOTIFY SENATE HOUSE IS ORGANIZED

Mr. MUSTO. Mr. Speaker, your Committee appointed to wait upon the Senate and inform that body that the House is organized and ready to proceed with the business of the session has performed that duty.

The SPEAKER. The Chair receives the report and the Committee is discharged with the thanks of the House.

REPORT OF COMMITTEE TO NOTIFY GOVERNOR HOUSE IS ORGANIZED

Mr. McCANN. Mr. Speaker, I wish to inform you that the Committee appointed to wait upon the Governor and inform him that this House is organized and ready to proceed with its work has performed that duty.

The SPEAKER. The Chair receives the report and the Committee is discharged with the thanks of the House.

RESOLUTION

COMMITTEE TO ESCORT SENATE

Mr. Maxwell offered a resaolution which was read, considered and adopted as follows:

In the House of Representatives,
January 6, 1959.

Resolved, That the Speaker appoint a committee of two to escort the Members of the Senate to the Hall of the House for the purpose of attending the Joint Session of the General Assembly.

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a Committee to escort the Senate to the Hall of the House for the purpose of attending the Joint Session, Messrs. Dougherty and Ewing.

The Committee will proceed in the performance of its duty.

RESOLUTION

ELECTION OF TELLER

Mr. BRETH offered a resolution which was read, considered and adopted as follows:

In the House of Representatives,
January 6, 1959.

Resolved, That the gentleman from York County, Mr. Rudisill, be appointed Teller on the part of the House of Representatives to open and compute the vote for Governor, Lieutenant Governor and Secretary of Internal Affairs in a Joint Session of the Senate and House.

SENATE MESSAGE

ELECTION OF TELLER

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

The Clerk of the Senate being introduced, informed the House that the Honorable Henry J. Propert of the County of Montgomery, has been elected Teller on the part of the Senate to compute the vote cast on November 4, 1958, for Governor, Lieutenant Governor and Secretary of Internal Affairs in Joint Session of the General Assembly, Tuesday, January 6, 1959.

COMMITTEE ON COMMITTEES APPOINTED

The SPEAKER. In compliance with the Rule of the House, the Chair has appointed the following Committee on Committees:

Messrs. Wheeler, Chairman, Dougherty, Taylor, Boies, Kamyk, Breth, Capano, Royer, Hocker, Price, with the Speaker of the House ex officio.

SENATE MESSAGE

INAUGURAL COMMITTEE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 6, 1959.

Resolved, (if the House of Representatives concur), That the President pro tempore of the Senate be and is hereby authorized to appoint a committee of fifteen Senators to act in conjunction with a committee of twenty members of the House of Representatives, to make necessary arrangements for the inauguration of the Governor-elect, to wait upon His Excellency, and to conduct him to the Capitol for the purpose of having the oath of office administered to him; and be it further

Resolved, That the inaugural ceremonies take place at twelve o'clock Noon on the third Tuesday of January, the 20th instant, 1959, on the west side of the Capitol, should the weather prove favorable, otherwise in the State Farm Show Building; and be it further

Resolved, That said committee be and is hereby authorized to expend a sum not exceeding Five Thousand ($5,000) Dollars in the making and carrying out of said arrangements, the same be provided for in the Appropriation Bill.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

APPOINTMENT OF INAUGURAL COMMITTEE

The SPEAKER. In compliance with the provisions of a concurrent resolution adopted by the Senate and House of Representatives, Tuesday, January 6, 1959, the Chair hereby appoints as an Inaugural Committee on the part of the House:

Messrs. Boies, Petrosky, Dougherty, Snider, Reidenbach, Musto, Hamilton, Leonard, Breth, Mrs. Varallo, Messrs. Wood, Bower, Helm, Ewing, Gibson, Westcott, Hocker, A. W. Johnson, Jump and Price.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 6, 1959.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Tuesday, January 20, 1959, at ten o'clock a. m., E. S. T., unless sooner recalled by the President Pro Tempore; and when the House of Representatives adjourns this week, it reconvene Monday, January 19, 1959 at four-thirty o'clock p. m., E. S. T., unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

POSTAGE FOR LEGISLATIVE JOURNAL

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 6, 1959.

Whereas, the Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, therefore be it

Resolved, (if the House of Representatives concur), That the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the bills, calendars and histories be provided for in the Appropriation Bill.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE ESCORTING SENATE

Mr. DOUGHERTY. Mr. Speaker, your Committee appointed to wait upon the Senate and escort them to the Hall of the House for the Joint Session has performed that duty and the Senate is now present.

The SPEAKER. The committee is discharged with the thanks of the House.

The SPEAKER. The Lieutenant-Governor the Honorable Roy E. Furman is invited to preside over the Joint Session of the General Assembly.

The President pro tempore of the Senate, the Honorable M. Harvey Taylor, and the Secretary of the Senate, the Honorable G. Robert Watkins are invited to be seated on the rostrum.

The Members of the Senate will please be seated in the space reserved for them.

The SPEAKER. The Chair has the honor of presenting the Lieutenant Governor of the Commonwealth of Pennsylvania, Roy E. Furman, who will preside over the deliberations of the Joint Session.

JOINT SESSION OF THE GENERAL ASSEMBLY

LIEUTENANT-GOVERNOR ROY E. FURMAN PRESIDING

COMMITTEE ESCORTING GOVERNOR

The SERGEANT-AT-ARMS OF THE SENATE. Mr. President, the Committee appointed to escort the Governor to the Hall of the House.

Mr. ELLIOTT. Mr. President, I have the Honor of presenting His Excellency, George M. Leader, Governor of the Commonwealth of Pennsylvania.

The LIEUTENANT-GOVERNOR. Members of the General Assembly, I have the honor and privilege of presenting His Excellency, George M. Leader, Governor of the Commonwealth of Pennsylvania, who will now address you.

FINAL MESSAGE OF GOVERNOR GEORGE M. LEADER

January 6, 1959.

To the Honorable, the General Assembly of the Commonwealth of Pennsylvania:

It is a time-honored custom that the outgoing Governor address this distinguished body one last time before relinquishing the reins of office to his successor.

That address takes place at a moment of transition, at a moment when the departing Administration prepares to make way for the new; at a moment when the Legislature is readying itself for the tasks ahead; at a moment when the Governor-to-be is pondering the course he will chart during his own term of office.

And so, as the history of the Commonwealth pauses between the chapter written and the chapter to come, custom decrees that the outgoing Governor account for his Administration's stewardship; and present a balance sheet of the Commonwealth's governmental assets and liabilities as of the moment.

Call the Governor's final message a valedictory, if you like; or call it a swan song. My point is that the custom has merit. For if we use this short-lived interval to recapitulate what has gone before, it is likely to give us perspective in our attempt to consider what lies ahead.

As to what lies ahead, this is your province—yours and my successor's. For make no mistake: I do not, as the retiring Governor, intend to tinker with this Legislature and its works. I shall make no recommendations

to you, for it is neither my duty, my prerogative, nor my wish. But I shall, with your indulgence, express my opinions on a few pertinent subjects.

Neither is it my intention to spell out, word by word, the accomplishments we have registered together during these past four years; or, by the same token, our failures to accomplish what we could, or should have.

Just as we share the credit for what was well done, we must stand together to divide whatever blame accrues for what we failed to do.

In any case, a detailed recountal will be appended to my remarks.

And I predict that you will find the list of our accomplishments long and impressive.

Nevertheless, the veterans of those past two sessions will confirm that few of our achievements were easily registered. For the most part, they were hammered out the hard way on the anvil of partisan give-and-take.

This makes them all the more remarkable, in my view.

For the separation of powers doctrine, which divides the executive from the legislative branch of government, has, during the past four years, been carried one step further.

The electorate separated us politically as well.

During the 1955 session, my party held the House but not the Senate. And during the 1957 session, the voters—who rule us all—gave their Democratic Governor a Republican House and Senate to work with.

This is no longer an unusual situation, either in Pennsylvania or elsewhere. We see it in other states. And roughly the same thing has happened—although with opposite party alignments—in our National Government. Indeed, my successor will in his turn face an identical condition of affairs to my own in terms of the Legislature's political structure.

Now, I doubt that a Democratic Congress is altogether to President Eisenhower's liking. I would be less than candid if I told you that this was the way I, myself, had wanted the two past Legislatures to be comprised. And I suspect that our incoming Governor would rather have the members of his own party in control of both House and Senate.

Even so. The government of this Nation has not ground to a halt because the Chief Executive must work with Democratic legislators. Neither has the Commonwealth's government grappled in fruitless deadlock during these past four years.

The executive and legislative branches have contended here in Pennsylvania, yes. But we have somehow avoided stalemate, if not partisanship. And when the sound and fury have subsided, we have somehow found ourselves standing together on the flat common ground of agreement; or sharing a precarious foothold along the same slope.

If ever a testimonial has been written to the workability of the two-party system under the most difficult conditions, we have written it together in Pennsylvania during these past two legislative sessions.

That testimonial has been written in an amalgam of our collective sweat, occasional blood, and sometime tears.

But to what degree history will evaluate the product of our mutual effort, only time can tell. Perhaps rashly, let me hazard my own guess:

I believe that history will ultimately record that these were four highly productive years for Pennsylvania.

And in this valedictory mood, this is what consoles me when I think of the programs this Administration tried, and failed to get. I find added comfort in the knowledge that your new Governor will, in many cases, attempt once more to win your consent to these measures.

Furthermore, our incoming Governor will assume his office equipped—as few men before him have ever been—to assume the enormous responsibility of administering this Commonwealth's governmental affairs.

We have seen him in action as Mayor of Pittsburgh. We have seen him breathe life into a dying city. We have seen his ability to unite people, regardless of their backgrounds, skills, politics, credos, and diversities: unite them into a solid phalanx of civic effort.

In a word, we have seen David L. Lawrence as a leader.

I predict that he will be a magnificent Governor. And I predict that the four years ahead will be great years for this Commonwealth.

For in addition to his leadership, his political and governmental skill, my successor has that sense of humanity, that gift of human concern, without which no man should seek this office.

And so the programs this Administration began, or expanded, fall into capable and sympathetic hands. An outgoing Governor can ask for nothing more.

In just a few days now, the inaugural ceremonies will be held.

Remembering my own inaugural address, I recall saying:

"We will act in the fields of social progress, the things of humane concern such as public health, the care of retarded children and the mentally ill, the advancement of public education . . .

"We will act to conserve and to develop for our wise use the natural resources of our state, to purify its streams, to increase its opportunities for outdoor recreation . . ."

The people of this State have the right to know just how well this Administration has lived up to the pledges I made for it on that cold January day four years ago.

Let me mention just a few of our accomplishments.

I am proudest, I think, of what we have done for the mentally ill.

At long last, we have begun to do what we should have been doing many years ago: the Commonwealth has recognized and shouldered its responsibility to the mentally ill.

It has taken a crash program to get us started. Even with that crash program we have far to go. But we're getting there.

By changing our approach from one of custody to one of care, by intensive treatment, some of our hospitals are now discharging 65 to 90 per cent of their newly admitted patients within a period of one to three months. Reprieved from the world of shadows, we are now sending these Pennsylvanians back to their homes, their families, their jobs, as healthy, productive citizens.

This is humanity in action. It is also economy in its truest sense.

Mental illness, as all of us know, is like any other disease: it is easier to cure if treated in its earliest stages. The big thing is to treat it—and treat it intensively—as soon as possible.

To underline the point, let me remind you that nearly 17,000 of our mental patients have been in State institutions from 15 to 45 years. To a great extent they should be considered as casualties of the custodial approach, casualties of the false economy we practiced for so many years.

We are still not doing all we should, or all we could. But for the first time in the history of the Commonwealth, we are managing to reduce the over-all patient population in our mental institutions. We have, as a matter of fact, 2200 fewer patients in our hospitals today than we had a few years ago. Yet we are admitting more patients than ever before.

If we sustain this program of intensive treatment; if we improve it as it should be improved we shall be harvesting human lives and saving tax dollars in the long run. But we are not yet over the crest of the hill.

Much still remains to be done, such as meeting the pressing need for more community psychiatric clinics. Budget-slashing in an area of this kind—and we had it in 1957—is, in my view, a false economy.

Now when you cure a mentally ill person, you restore him to productive life. He becomes a wage-earner and a taxpayer instead of a non-productive hospital patient.

This is not true of the severely retarded child. There is little salvage to be derived from the care and treatment of the so-called crib case—at least, in terms of the community's well-being.

Here, the argument of economy does ot hold good. It is overridden by the argument of decency, humanity, moral obligation.

And as an argument, it is sufficiently eloquent to prevail.

This is why we have spent some of the taxpayers' hard-

earned dollars to help our severely retarded children. I am proud of it; and I am proud that the Legislature saw this problem the same way.

For when this Administration took office, many of our institutions for the severely retarded were a rebuke to humanity. They were overcrowded, with bed touching bed. They were understaffed—and badly. And some of them had waiting lists that were years long.

We have acted in an area too long overlooked. We have eased the overcrowding. We have increased staff. We have modernized and expanded and improved our facilities, and we are building more of them. Gradually, we are cutting down on those waiting lists.

We must keep at it.

Now that vast majority of handicapped children don't need institutional care. The crippled, the hard-of-hearing, the less severely retarded, the children with speech difficulties and sight problems—these, given the chance, can become valuable, selfsupporting citizens in due course.

But if they are to learn how to make the most of their Godgiven abilities, if they are to find whatever happiness lies in store for them, if they are to adjust to life in an unhandicapped world, they must be given the chance.

We are giving it to them through special classes in our public schools—special classes under specially trained teachers.

As of this moment, we have more than 111,000 children enrolled in these special classes. That's the bright side of the picture. But there's the dark side to remember: better than 36,000 others who need special classes if they are to get an education are not getting those classes now.

Here again the job is not yet complete—nor will it be until every child in this State can get a free education to the limit of his ability.

Rich child or poor, lucky child or handicapped, he has a right to a fair share in the common inheritance of tomorrow. It is up to us to prepare him for that inheritance.

And so we build more classrooms, not only for the handicapped, but for all of our children. I am proud that this Administration has carried on a school-building program unrivalled in America's history.

During the past four years the Legislature brought to $925 million the total amount of school construction authorized for subsidization by the Commonwealth.

The sum was huge, but the need was great. It is still great, and it will remain so for years to come. In part this is due to the Commonwealth's failure in the past to keep our educational facilities up to scratch. And in part it is the result of a soaring birth-rate which has produced a bumper crop of school-age children.

The fact is that the Department of Public Instruction now has some 550 new school projects before it for approval. And these cannot be cleared for construction with State reimbursement unless the Legislature once more increases its authorization limit.

The question is, are all these new schools necessary?

I asked the question rhetorically, of course. These new schools are definitely necessary to accommodate increasing enrollment; or to replace the 315 schools which the Department of Public Instruction rates obsolete, inadequate, or potentially unsafe. We want none of our children to attend schools presenting risks of a disaster like that which struck an elementary school in Chicago!

I am happy to say that we are increasing the number of our teachers, and that we are paying them better.

Further, we have revised our public school curriculum, so that our children are getting a better education; more English, more foreign languages, more instruction in reading; more science; more mathematics, grade by grade.

We are moving closer every day to our goal of a State park within 25 miles of every Pennsylvanian. Four new parks have already been built, and another six are under construction.

And in the general field of conservation, it is recognized that we have been able to achieve the best professional direction of our Department of Forests and Waters since the days of Gifford Pinchot.

Our clean streams program, for instance, is more vigorous than ever.

And we are working steadily and effectively in the vital field of flood control.

In all of the Commonwealth's programs, one fact stands out:

No program can be effectively carried out unless we have firstrate people in jobs which call for special training or special skills.

And so this Administration has tried to build a trained corps of technological and professional personnel, selected by merit, and protected in their careers.

We cannot get, or keep these people through the time-worn methods of patronage as usual, for we are forced to compete with private industry and with other public bodies for their skills and talents.

Accordingly, we have placed better than 10,000 professional and technological Commonwealth employees under civil service— this by Executive Board action. This includes some 154 people in the central offices of the Department of Public Welfare, who were put on the merit system early in December.

I feel sure that this Legislature will give these essential career personnel the civil service protection of statute law, for without their skills and talents, we cannot engineer highways, manage our forests, direct industrial development programs, treat the mentally ill, or carry out with efficiency and continuity the important programs for which the Commonwealth is responsible.

Agreement with this principle was, I am happy to say, expressed in the platforms of both parties during the recent campaign.

Not the least of our accomplishments was registered when the 1955 Legislature revised our occupational disease, workmen's compensation, and unemployment compensation laws.

At the time these badly needed revisions were made, we could not, of course, foresee the coming recession. But because we acted when we did, we were able to cushion—at least to some extent—the sharp impact of the recession on our out-of-work people.

And here we come back to one of the Commonwealth's long standing and most serious problems: unemployment.

One out of five Pennsylvanians still lives in an area of chronic labor surplus.

Joblessness was a problem when I took office, and it is a problem still.

That's why, in my inaugural speech, I said that all our actions in the fields of social progress and conservation "have their source in one great fundamental—the enduring prosperity of the people of the state; the development of constantly increasing employment opportunities in our economy for today's population and the rising population of tomorrow.

"We must face the fact," I said, "that growth and development are not automatic, and we are in competition with other states and other regions."

I promised that this Administration would give top priority to the basic necessity of creating jobs for the jobless.

And so this Administration has.

We reorganized the Department of Commerce from top to bottom, and hired experts in the field of industrial development. We followed the recommendation of a bipartisan tax study committee and, for the first time in many years, we are now exempting manufacturers from the capital stock tax.

With a healthier tax climate for industry, we have coupled another effective tool—the Pennsylvania Industrial Development Authority, which was created with the bipartisan support of the Legislature.

The upshot of our over-all program is what experts have called the most aggressive and successful industrial development program in the United States.

The record bears out this estimate. During the past two years, better than 60,000 new job opportunities have been created within our State. PIDA alone has put up second-mortgage funds for 71 new plants which will provide

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11,841 new jobs and a total annual payroll exceeding $38 million.

At the moment, however, PIDA is temporarily halted for lack of funds. In my opinion, it will be one of this Legislature's most important tasks to consider another appropriation for this self-liquidating program. Eventually, PIDA will be a revolving fund, with repaid loans furnishing the money for new loans.

A word about highways.

We now have under way the greatest highway building program in our history.

We have completed thousands of miles of high type new roads, hundreds of miles of modern four-lane highways, and construction or improvement of more than 700 bridges.

Our maintenance program is continuing. And we are taking full advantage of four federal aid programs to build super-highways, primary highways, secondary programs, and urban extensions.

In May of 1957, we removed the tolls from ten bridges. We have modernized several hundred of our speed zones and begun a five-year program to make our road signs better and safer.

But even yet our Department of Highways needs reorganization.

At my request and that of the 1957 General Assembly, the Automotive Safety Foundation was asked to survey the Highway Department and recommend, on a nonpartisan basis, the changes we could profitably make to improve our efficiency.

I shall not go into the details of the Foundation's findings, which are available to every member of the Legislature. Suffice it to say that I agree with most of the recommendations made, and that this Administration anticipated them in several instances and acted accordingly.

For example, nearly two thousand employees of the Department were placed under civil service by Executive Board Action; we formed a planning and research division; and we instituted in-service training for engineers.

There is still much that can be done, and I call the attention of this General Assembly to the fact that the Automotive Safety Foundation has provided the Commonwealth with a blueprint to guide our future action.

While we are on the subject of highways, I might mention that Pennsylvania has been cited by the National Safety Council as "one of the states leading the way in 1957 for one of the most encouraging annual (safety) records America has ever had on the highways." Only two other states—Tennessee and Colorado—were honored in similar fashion.

Pennsylvania merits the title, therefore, of "The Safe Driver State."

And it will merit that title even more if this Legislature authorizes our State Police to use radar as a check against speeding. Here again I was pleased to note that both the Democratic and Republican platforms for 1958 pledged this measure in the immediate future.

There are two other important problems which are worthy of your early consideration.

The first concerns a rank injustice to the City of Philadelphia. The present law does not make the excellent health program of that City eligible for recognition as a county unit, and denies the people of Philadelphia the State reimbursement to which they are plainly entitled. In any view, this situation should, in fairness, be corrected so that Philadelphia becomes eligible for the same annual allowance of 75 cents per capita that the Commonwealth grants other health units.

The second matter is that of higher education. Here again, both parties have endorsed the principle that Pennsylvania must give every deserving student an equal opportunity for higher education. Through loans, scholarships, and community colleges, I feel this need can and will be met. And I feel sure that this General Assembly will work closely with the new Governor in the formulation of such a program.

One final word about taxes . . .

The state government pays half the cost of public education within the Commonwealth.

It provides the only tax funds in Pennsylvania which go to higher education, the college and university training which gives us the ability to manage and direct this vastly intricate economy.

The state government pays the full cost in Pennsylvania for the treatment of mental illness, and very nearly the full cost for the treatment of tuberculosis.

The state government provides practically all of the public funds which go toward the operation of our voluntary private hospitals.

The state government has the full burden of relief and public assistance, which, in this period when we are just recovering from the recession, is a heavy burden to bear.

In much of Pennsylvania the state government provides the only public health service, the only effective police service, the only park and recreation service.

The state is the partner of local government in a score of tasks, from urban redevelopment to the care of delinquent and dependent children.

The state is the associate of the Federal Government in a multitude of labors, from flood control and mine drainage to the building of interestate highways.

These things, and a hundred more in every locality and in every occupation, are the expression in human life of the cold figures in a budget.

They must be paid for with tax dollars.

It is not my place to recommend the how's, where's, why's, and how much's of revenue raising, nor do I intend to make any suggestions on the subject.

I should simply like to say this:

The classic situation, in which a member of the Legislature can vote for appropriations and against taxes, has no kinship with reality.

Recognizing this, I think it is about time that both parties have, in the not-so-distant past, been guilty of using the problem of taxation for partisan advantage.

I suggest that both parties lay aside their partisan hatchets in future approaches to the subject, using as their yardstick only the standard of what is fair to the individual and fair to the corporation.

My successor has already appointed a tax study committee similar to the one I evolved back in 1956.

As a Governor who has seen the advantages of the bipartisan approach to taxation, let me urge that this Legislature put aside politics in its approach to a vitally important subject and back this bipartisan committee with bipartisan cooperation.

My urging, needless to say, is prompted solely by my concern for the good of the Commonwealth.

I wish there were time for me to discuss a dozen other subjects with you. For instance, I should like to tell you of the national recognition we have received for our work in vocational rehabilitation. And I should like to talk at some length with you about the problems of our cities.

But just as Administrations come to an end, so must speakers.

So let me say just this:

During the past four years, I have come to know this great State of ours intimately, in all its marvelous complexity.

I have travelled it from one end to another and talked with thousands of its people.

I have had the privilege, accorded to relatively few men, of having served as its Governor.

From this familiarity with Pennsylvania, its government, its affairs, its economy, its people, I have learned how much we have to be proud of. And I have emerged after these four years with an unbounded confidence in our future.

This is a great State—great in its resources, great in its industrial might, great in its people.

I predict that it will become greater still in the years to come, and that we are just now entering a period of startling growth and accomplishment.

To you, Ladies and Gentlemen of the General Assem-

bly, and to our new Governor, belongs the task of guiding the Commonwealth's course for the future.

I am sure that you will be equal to the responsibilities ahead, and that you will justify with distinction the confidence expressed in your wisdom by the people of this State.

It is with that certainty that I wish you well in your direction of this Commonwealth we love so deeply.

GEORGE M. LEADER.

The LIEUTENANT-GOVERNOR. Governor Leader, in behalf of the General Assembly I wish to express our appreciation and thanks for your excellent address.

ELECTION RETURNS

The LIEUTENANT GOVERNOR. This being the day and the time agreed upon by a concurrent resolution of the Senate and House of Representatives, and in accordance with the provisions of the Constitution and the laws of this Commonwealth for the opening and computing of the official returns of the election for Governor, Lieutenant-Governor and Secretary of Internal Affairs, held on Tuesday, November 4, 1958, in the several counties of this Commonwealth, the returns will now be opened and read.

The Teller on the part of the Senate is the gentleman from Montgomery, Mr. Propert. The Teller on the part of the House is the gentleman from York, Mr. Rudisill. They will please come to the desk and proceed in the performance of their duty.

The returns for Governor were opened and read by the Clerk.

VOTES CAST FOR GOVERNOR ON NOVEMBER 4, 1958

COUNTIES	David M. Lawrence Dem.	Arthur T. McGonigle Rep.	Herman A. Johansen Soc. Lab.	Herbert G. Lewin Workers	Scattering
Adams	7,735	9,860	13	27	
Allegheny	322,063	269,293	1,320	1,173	40
Armstrong	12,920	16,499	78	55	
Beaver	35,917	27,231	139	115	
Bedford	6,879	8,940	24	15	
Berks	45,118	42,456	393	52	
Blair	18,472	26,256	79	79	
Bradford	6,480	12,206	25	21	
Bucks	41,199	46,742	169	59	
Butler	14,345	20,489	89	57	3
Cambria	46,613	31,329	140	185	
Cameron	1,097	1,748	3	2	2
Carbon	11,281	10,583	62	15	
Centre	8,815	11,493	27	27	
Chester	23,763	38,017	52	42	8
Clarion	5,081	8,420	17	22	
Clearfield	13,757	14,900	92	66	
Clinton	5,664	6,284	30	25	
Columbia	10,126	10,637	14	30	2
Crawford	10,749	13,655	66	29	1
Cumberland	16,891	23,078	89	19	
Dauphin	33,483	46,647	243	79	
Delaware	78,568	116,227	455	124	
Elk	6,733	6,503	24	22	
Erie	37,837	39,449	221	76	
Fayette	34,204	23,053	137	32	
Forest	814	1,348	4	3	
Franklin	12,910	15,150	26	20	2
Fulton	2,144	2,038	5	6	
Greene	8,338	6,496	42	36	
Huntingdon	5,226	7,688	16	13	
Indiana	12,234	15,876	..	..	
Jefferson	7,637	11,329	27	29	
Juniata	3,187	3,694	4	6	
Lackawanna	62,172	44,213	55	14	
Lancaster	28,378	52,254	115	117	
Lawrence	20,575	18,339	79	69	
Lebanon	11,090	17,062	72	23	
Lehigh	34,199	35,635	240	37	1
Luzerne	76,636	67,314	152	99	
Lycoming	15,919	20,696	48	58	
McKean	6,036	10,360	92	13	
Mercer	20,582	21,195	244	39	
Mifflin	4,775	6,960	34	5	
Monroe	6,690	7,443	74	10	
Montgomery	62,194	103,506	243	82	
Montour	2,416	3,154	5	1	1
Northampton	34,658	29,204	438	81	2
Northumberland	18,772	23,650	51	47	
Perry	4,261	6,031	26	9	
Philadelphia	468,318	290,320	1,467	470	
Pike	1,827	3,080	9	4	
Potter	2,908	4,222	8	13	
Schuylkill	35,841	40,445	84	109	
Snyder	2,510	6,246	8	11	
Somerset	14,620	16,356	46	32	
Sullivan	1,366	1,684	1	2	
Susquehanna	5,300	8,976	7	7	
Tioga	4,112	8,470	7	10	
Union	2,167	5,609	13	16	
Venango	7,021	13,098	39	16	2
Warren	5,330	8,760	65	13	
Washington	40,713	30,211	169	216	
Wayne	4,118	8,181	15	8	
Westmoreland	68,282	51,867	461	304	
Wyoming	2,739	4,979	12	4	
York	40,047	33,635	173	56	
TOTAL	2,024,852	1,948,769	8,677	4,556	64

The LIEUTENANT-GOVERNOR. The Chair recognizes the Senator, from Montgomery, Mr. Propert teller on the part of the Senate.

Mr. PROPERT. Mr. President, the Tellers agree in their count and submit the following report for Governor:

David L. Lawrence, 355 S. Aiken Ave., Pgh. 6, 2,024,852.

Arthur T. McGonigle, Lower Heidelberg Twp., R.D. 1, Sinking Springs, Berks Co., 1,948,769.

Herman A. Johansen, 38-C Logans Ferry Rd., Monroeville, Allegheny Co., 8,677.

Herbert G. Lewin, 839 Cricket Rd., Secane, Delaware Co., 4,556.

The LIEUTENANT-GOVERNOR. David L. Lawrence, having received the highest number of votes, was duly elected Governor for the term of four years from the third Tuesday of January 1959.

The returns for Lieutenant-Governor were opened and read by the Clerk.

VOTES CAST FOR LIEUTENANT-GOVERNOR ON NOVEMBER 4, 1958

COUNTIES	John Morgan Davis Dem.	John M. Walker Rep.	Louis Dirle Soc. Lab.	Eloise Fickland Workers	Scattering
Adams	7,917	9,615	17	16	
Allegheny	305,073	278,763	1,480	1,336	13
Armstrong	13,258	15,881	53	51	
Beaver	35,147	27,355	167	165	
Bedford	6,896	8,831	11	13	
Berks	47,848	38,535	312	67	
Blair	18,486	25,889	81	89	
Bradford	6,441	12,174	20	22	
Bucks	41,509	46,025	149	60	
Butler	13,781	20,310	94	49	3
Cambria	44,228	32,706	165	231	
Cameron	1,052	1,750	4	10	
Carbon	11,305	10,128	56	14	
Centre	8,661	11,436	31	34	
Chester	23,562	37,977	65	51	
Clarion	5,700	7,697	16	14	
Clearfield	14,396	13,983	66	49	
Clinton	5,666	6,207	19	32	
Columbia	10,740	9,903	10	25	
Crawford	10,424	13,580	59	32	
Cumberland	17,018	22,699	63	26	
Dauphin	33,198	46,330	217	88	
Delaware	76,314	116,780	418	136	
Elk	6,934	6,157	26	35	
Erie	36,787	39,074	217	106	
Fayette	35,179	21,083	96	43	
Forest	853	1,287	3	..	
Franklin	13,184	14,844	21	18	
Fulton	2,133	1,983	7	3	
Greene	9,296	5,340	20	21	
Huntingdon	5,202	7,535	26	24	
Indiana	12,619	15,345	..	..	
Jefferson	8,021	10,825	26	36	
Juniata	3,293	3,578	8	5	
Lackawanna	61,569	43,125	70	25	
Lancaster	28,585	51,848	98	114	
Lawrence	19,981	18,370	70	108	2

Lebanon	11,119	16,793	81	35	
Lehigh	34,373	34,366	183	56	
Luzerne	73,462	66,647	164	132	
Lycoming	16,246	20,102	45	63	
McKean	5,754	10,391	88	19	
Mercer	20,345	21,056	193	50	
Mifflin	5,062	6,544	18	7	
Monroe	7,170	6,677	43	15	
Montgomery	60,839	105,039	209	92	
Montour	2,476	3,073	2	2	
Northampton	35,658	26,477	301	108	
Northumberland	18,866	22,473	47	82	
Perry	4,301	5,933	16	9	
Philadelphia	462,022	289,452	1,321	494	
Pike	1,808	3,058	11	2	
Potter	2,860	4,215	5	16	
Schuylkill	35,375	40,420	103	122	
Snyder	2,563	6,131	7	14	
Somerset	14,433	16,571	40	23	
Sullivan	1,341	1,669	5	4	
Susquehanna	5,229	8,934	13	17	
Tioga	3,996	8,536	5	13	
Union	2,192	5,506	6	10	
Venango	6,860	13,118	32	25	
Warren	5,174	8,813	51	22	
Washington	43,417	27,880	171	194	
Wayne	3,997	8,184	14	6	
Westmoreland	70,082	48,667	413	278	
Wyoming	2,727	4,946	11	5	
York	40,826	32,493	116	48	
TOTAL	2,002,829	1,929,112	7,975	5,111	18

The LIEUTENANT-GOVERNOR. The Chair recognizes the teller on the part of the House, the gentleman from York County, Mr. Rudisill.

Mr. RUDISILL. Mr. President, the Tellers agree in their count and submit the following report for Lieutenant-Governor:

John Morgan Davis, 441 W. Allens Lane, Phila. 19, 2,002,829.

John M. Walker, 605 Hulton Rd., Oakmont, Allegheny Co., 1,929,112.

Louis Dirle, 813 Everglade Ave., Greenock Heights, McKeesport, Elizabeth Twp., Allegheny Co., 7,975.

Eloise Fickland, 1818 N. 24th St., Phila. 21, 5,111.

The LIEUTENANT-GOVERNOR. John Morgan Davis, having received the highest number of votes was duly elected Lieutenant-Governor for a term of four years from the third Tuesday of January 1959.

VOTES CAST FOR SECRETARY OF INTERNAL AFFAIRS ON NOVEMBER 4, 1958

COUNTIES	Genevieve Blatt Dem.	Andrew J. Gleason Rep.	Wilda Weatherford Soc. Lab.	Louis Shoemaker Workers	Scattering
Adams	7,934	9,544	19	37	
Allegheny	327,406	255,214	1,652	2,108	10
Armstrong	13,912	15,082	72	151	
Beaver	35,718	26,523	178	239	
Bedford	6,899	8,765	18	31	
Berks	48,247	37,910	328	97	
Blair	18,645	25,754	99	189	
Bradford	6,423	12,161	27	38	
Bucks	41,559	46,158	159	80	
Butler	14,766	19,176	118	251	2
Cambria	45,070	31,651	277	536	
Cameron	1,093	1,716	4	7	
Carbon	11,362	9,948	53	49	
Centre	8,942	11,067	36	51	
Chester	23,431	38,064	61	114	
Clarion	6,131	7,214	33	40	2
Clearfield	13,955	14,267	91	90	
Clinton	5,729	6,084	30	48	
Columbia	10,722	9,838	15	54	
Crawford	10,309	13,605	76	65	
Cumberland	17,313	22,327	77	34	
Dauphin	33,793	45,685	227	134	
Delaware	76,076	116,831	425	151	
Elk	7,328	5,788	25	31	
Erie	37,527	38,712	215	131	
Fayette	34,967	21,126	127	73	1
Forest	862	1,262	2	4	
Franklin	13,210	14,685	24	66	1
Fulton	2,144	1,977	7	4	
Greene	9,302	5,236	29	38	
Huntingdon	5,181	7,410	31	42	
Indiana	12,769	15,163	..	..	
Jefferson	8,016	10,741	35	56	
Juniata	3,310	3,529	10	6	
Lackawanna	61,582	43,114	69	31	
Lancaster	28,802	51,513	95	171	
Lawrence	20,020	18,241	79	165	3
Lebanon	11,418	16,492	58	44	
Lehigh	34,641	33,748	216	116	
Luzerne	73,298	66,433	185	180	
Lycoming	16,236	19,941	64	126	
McKean	5,743	10,346	93	27	
Mercer	20,565	20,692	208	69	
Mifflin	5,150	6,385	20	34	
Monroe	7,258	6,573	47	36	
Montgomery	61,122	104,526	204	104	
Montour	2,489	3,071	4	11	
Northampton	35,825	25,910	329	222	
Northumberland	19,061	22,226	63	139	
Perry	4,294	5,917	25	26	
Philadelphia	461,728	290,960	1,366	589	
Pike	1,755	3,095	11	9	
Potter	2,865	4,202	14	18	
Schuylkill	35,220	40,227	110	211	
Snyder	2,626	6,028	8	25	1
Somerset	14,800	16,046	55	70	
Sullivan	1,339	1,665	5	5	
Susquehanna	5,221	8,938	18	25	
Tioga	3,966	8,480	13	23	
Union	2,192	5,499	15	27	
Venango	6,889	13,077	28	40	
Warren	5,198	8,688	57	32	
Washington	44,156	26,905	187	328	
Wayne	4,015	8,155	16	9	
Westmoreland	70,136	47,016	502	576	
Wyoming	2,739	4,883	17	18	
York	40,702	32,566	145	74	
TOTAL	2,033,102	1,891,771	8,906	8,625	20

The LIEUTENANT-GOVERNOR. The Chair recognizes the Teller on the part of the Senate, the gentleman from Montgomery County, Mr. Propert.

Mr. PROPERT. Mr. President, the Tellers agree in their count and submit the following report for Secretary of Internal Affairs:

Genevieve Blatt, 384 S. Highland Ave., Pgh., 2,033,-102.

Andrew J. Gleason, 533 Elknud Lane, Westmont, Johnstown, Cambria Co., 1,891,771.

Wilda Weatherford, Port Vue Rd., R.D. 1, Elizabeth, Lincoln Twp., Allegheny Co., 8,906.

Louis Shoemaker, East Rockhill Twp., R.D. 1, Perkasie, Bucks Co., 8,625.

The LIEUTENANT-GOVERNOR. Genevieve Blatt, having received the highest number of votes, was duly elected Secretary of Internal Affairs for the term of four years from the first Tuesday of May 1959.

CERTIFICATES OF ELECTION SIGNED

Certificates of election for Governor, Lieutenant-Governor, and Secretary of Internal Affairs were signed in the presence of the General Assembly by the President of the Senate, the Speaker of the House of Represntatives and by the Tellers on the part of the Senate and House of Representatives.

THE GENERAL ASSEMBLY

IN JOINT SESSION

Harrisburg, January 6, 1959.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D., one thousand nine hundred and fifty-nine, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Governor of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of the said Commonwealth, and upon counting the votes by a teller appointed on the part of each House, it appeared that David M. Lawrence had the highest number of votes; whereupon the said

DAVID M. LAWRENCE
was duly declared to have been duly elected
GOVERNOR OF THE COMMONWEALTH

In Testimony Whereof, we have hereunto set our hands and affixed our Seals the day and year above written.

ROY E. FURMAN,
President of the Senate
HIRAM G. ANDREWS,
Speaker of the House of Representatives
HENRY J. PROPERT,
Teller on the part of the Senate
HAROLD B. RUDISILL,
Teller on the part of the House of Representatives

THE GENERAL ASSEMBLY

IN JOINT SESSION

Harrisburg, January 6, 1959.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D., one thousand nine hundred and fifty-nine, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Lieutenant Governor of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of the said Commonwealth, and upon counting the votes by a teller appointed on the part of each House, it appeared that John Morgan Davis had the highest number of votes; whereupon the said

JOHN MORGAN DAVIS
was duly declared to have been duly elected
LIEUTENANT GOVERNOR OF THE COMMONWEALTH

In Testimony Whereof, we have hereunto set our hands and affixed our Seals the day and year above written.

ROY E. FURMAN,
President of the Senate
HIRAM G. ANDREWS,
Speaker of the House of Representatives
HENRY J. PROPERT,
Teller on the part of the Senate
HAROLD B. RUDISILL,
Teller on the part of the House of Representatives

THE GENERAL ASSEMBLY

IN JOINT SESSION

Harrisburg, January 6, 1959.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D., one thousand nine hundred and fifty-nine, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Secretary of Internal Affairs of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of the said Commonwealth, and upon counting the votes by a teller appointed on the part of each House, it appeared that Genevieve Blatt had the highest number of votes; whereupon the said

GENEVIEVE BLATT
was duly declared to have been duly elected
SECRETARY OF INTERNAL AFFAIRS OF THE COMMONWEALTH

In Testimony Whereof, we have hereunto set our hands and affixed our Seals the day and year above written.

ROY E. FURMAN,
President of the Senate
HIRAM G. ANDREWS,
Speaker of the House of Representatives
HENRY J. PROPERT,
Teller on the part of the Senate
HAROLD B. RUDISILL,
Teller on the part of the House of Representatives

JOINT SESSION ADJOURNED

The LIEUTENANT-GOVERNOR. The business for which the Joint Session was assembled having been completed, the Chair now declares the Joint Session adjourned.

The Senators will please reassemble in the Senate Chamber.

THE SPEAKER (HIRAM G. ANDREWS) IN THE CHAIR

PROCEEDINGS OF JOINT SESSION PRINTED IN JOURNAL

Mr. KAMYK. Mr. Speaker, I move that the proceedings of the Joint Session of the Senate and House of Representatives held Tuesday, January 6, 1959, be printed in full in this day's Legislative Journal.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor, being introduced presented a communication in writing from His Excellency the Governor, which was read as follows:

REASONS FOR PARDONS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to present herewith the reasons for pardons and commutations granted by me from January 1, 1957, to date.

GEORGE M. LEADER.

(For report see appendix).

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPOINTMENT OF SECRETARY TO GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have appointed Otis B. Morse IV, of York, York County, to be Secretary to the Governor vice David V. Randall resigned.

GEORGE M. LEADER.

REPORT OF THE BOARD OF DIRECTORS OF CITY TRUSTS-PHILADELPHIA

The SPEAKER laid before the House the Report of the Board of Directors of City Trusts of Philadelphia for the year 1957.

(For report see appendix).

REPORT OF THE DOLLAR SAVINGS BANK-PITTSBURGH

The SPEAKER laid before the House the advertised list of depositors who had not made a deposit within two years, and whose dividends which had not been entered upon their pass books amount to at least five dollars.

(For report see appendix).

REPORT OF THE LEHIGH COAL AND NAVIGATION COMPANY

The SPEAKER laid before the House the Report of the Lehigh Coal and Navigation Company for the year 1958.

(For report see appendix).

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, I would like to make an announcement before we adjourn the session today, if I may have the permission.

Mr. Speaker, the House of Representatives will convene tomorrow morning at 11:00 a.m. for session. And for all of the Members and their guests who are here with us today, immediately following the adjournment of the session, there is an afternoon buffet in the new Caucus Room. We hope that you will all join us there immediately following the session.

ADJOURNMENT

Mr. LEONARD. Mr. Speaker, I move that this House do now adjourn until Wednesday, January 7, 1959 at 11:00 a.m.

The motion was agreed to, and (at 3:20 p.m.) the House adjourned.

HOUSE JOURNAL SUPPLEMENT

OATH OF OFFICE ADMINISTERED TO MEMBER-ELECT

The SPEAKER laid before the House the proceedings of Friday, December 6, 1957 with reference to the special election held in Blair County.

OATH OF OFFICE ADMINISTERED TO MEMBER ELECT

In the House of Representatives, Friday, December 6, 1957, 12 o'clock Noon.

The SPEAKER (W. Stuart Helm) in the Chair.

The SPEAKER. This being the day and hour fixed by the Speaker of the House for administering the Oath of Office required by the Constitution of Pennsylvania to be taken by Members elected to the House of Representatives, those here present will come to order.

A vacancy in the office of Representative of the Commonwealth of Pennsylvania for the Second Legislative District of the County of Blair was caused by the death of the Honorable Daniel H. Erb on the fourth day of June, 1957.

Therefore, by virtue of the authority vested in me by the Constitution and Election Laws of this Commonwealth, as Speaker of the House of Representatives, I issue a Writ for a Special Election to be held in the County of Blair on the 5th day of November, 1957, to choose a person to represent the Second Legislative District of said County.

The writ of Special Election follows:

COMMONWEALTH OF PENNSYLVANIA, S.S.:

To Hon. James A. Finnegan, Secretary of the Commonwealth, and to Herbert S. Bolger, Milton S. Emeigh and Edward J. Fanagan, constituting the Board of Elections of the County of Blair:

GREETINGS: WHEREAS, A vacancy exists in the office of Representative of the Commonwealth of Pennsylvania for the Second Legislative District of the County of Blair, caused by reason of the death of Daniel H. Erb, the representative from said district, on the fourth day of June, one thousand nine hundred fifty-seven.

NOW, THEREFORE, I, W. Stuart Helm, Speaker of the House of Representatives, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania and by the Act of Assembly in such case made and provided, do hereby command you: That you cause an election to be held in the Second Legislative District of the County of Blair on the fifth day of November, A.D. one thousand nine hundred fifty-seven, to choose a person to represent said Legislative District in the House of Representatives of Pennsylvania for the remainder of the term expiring December first, one thousand nine hundred fifty-eight, and that you give due and public notice of said election throughout said District, in the form and manner directed by law.

Given under my hand and the seal of the House of Representatives at Harrisburg, Pennsylvania, this 31st day of July, A.D. one thousand nine hundred fifty-seven.

ATTEST:

LLOYD H. WOOD,
Chief Clerk of the House of Representatives

W. STUART HELM,
Speaker of the House of Representatives

COMMONWEALTH OF PENNSYLVANIA } SS:
COUNTY OF DAUPHIN }

J. EARL PRICE being duly sworn according to law, says that he resides at 909 Centre Street, Ashland, Schuylkill County, Pennsylvania, that he is a Sergeant-at-Arms of the House of Representatives, Commonwealth of Pennsylvania, specially deputized.

That he served on the Honorable James A. Finnegan, Secretary of the Commonwealth, on the 31st day of July, 1957, at 11:00 o'clock A.M., at his office in the Capitol Building, in Harrisburg, a writ for a special election for the office of Representative in the General Assembly for the Second Legislative District of the County of Blair, by command of the Honorable W. Stuart Helm, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

J. EARL PRICE
Sergeant-at-Arms

Sworn and subscribed to before me this 31st day of July, 1957.

(Notarial Seal)

Helen F. F. Klinepeter
Notary Public

My Commission expires October 25, 1960, Penbrook, Hbg., Pa. Dauphin County.

Commonwealth of Pennsylvania } ss:
County of Dauphin }

J. EARL PRICE being duly sworn according to law, says that he resides at 909 Centre Street, Ashland, Schuylkill County, Pennsylvania, that he is a Sergeant-at-Arms of the House of Representatives, Commonwealth of Pennsylvania, specially deputized.

That he served on the Board of Elections of Blair County, on the 1st day of August, 1957, at 1:10 o'clock, P. M., at its office in Hollidaysburg, a writ for a special election for the office of Representative in the General Assembly for the Second Legislative District of the County of Blair, by command of the Honorable E. Stuart Helm, Speaker of the House of Representatives of the Commonwealth of Pennsylvania.

J. EARL PRICE
Sergeant-at-Arms

Sworn and subscribed to before me this 1st day of August, 1957.

(Notarial Seal)

ARTHUR M. HESS,
Notary Public
1207 Logan Boulevard, Altoona, Pa.
My Commission expires May 25, 1961.

The SPEAKER. The Returns of the Special Election by the County Board of Elections of the County of Blair and the Certificate of the election of Joseph Ramsey Holliday as the Representative in the House of Representatives for the Second Legislative District of Blair County by the Honorable James A. Finnegan will now be read by the Assistant Chief Clerk of the House, Mr. Earl Price.

SPECIAL ELECTION

Office of the County Board of Elections
Hollidaysburg, Pa., November 20, 1957

Commonwealth of Pennsylvania } ss: Hollidaysburg, Pa.,
County of Blair } November 20, 1957

To the Secretary of the Commonwealth:

We Hereby Certify, That the following is a true and correct statement of the returns of the votes cast at the Special Election held on Tuesday, November 5, 1957, for each and every candidate in the County of Blair as the same remain on file in this office, for the office of Representative in the General Assembly.

REPUBLICAN

Joseph Ramsey Holliday, Nine Thousand Seven Hundred Twelve 9,712

DEMOCRATIC

J. Richard Hartman, Five Thousand Six Hundred Sixty-three 5,663

In Testimony Whereof, We have hereunto set our hands and seal of office, this twentieth day of November, 1957.

(SEAL)

HERBERT S. BOLGTH
MILTON S. NEIGH
EDWARD J. FLANAGAN
County Board of Elections

Attest: ARTHUR M. HESS
Clerk

The SPEAKER. The Writ for the Special Election and the returns of the election will be spread on the Journal of the House when it next convenes.

In the Name and by Authority of the
Commonwealth of Pennsylvania

To His Excellency the Speaker and to the Members of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, Greetings:

I have the honor to present the return of the Special Election of a Member of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania in the Second Legislative District in Blair County, as the same has been certified to and filed with the Secretary of the Commonwealth of Pennsylvania by the Blair County Board of Elections:

JOSEPH RAMSEY HOLLIDAY
Second Legislative District
Blair County, Pennsylvania

In testimony whereof, I have hereunto set my hand, at the City of Harrisburg, this Twenty-fifth day of November in the year of our Lord one thousand nine hundred and fifty-seven and of the Commonwealth the one hundred and eighty-second.

JAMES A. FINNEGAN
Secretary of the Commonwealth

(SEAL)

In the Name and by Authority of the
Commonwealth of Pennsylvania

I, James A. Finnegan, Secretary of the Commonwealth, do hereby certify that at the Special Election held on the Fifth day of November, 1957.

JOSEPH RAMSEY HOLLIDAY

Having received 9,712 votes, was duly elected to the office of Representative in the General Assembly.

The Second Legislative District in Blair County.

Witness my hand and the seal of my office this Twenty-fifth day of November, 1957.

JAMES A. FINNEGAN
Secretary of the Commonwealth

(SEAL)

The SPEAKER. The Chair appoints as a Committee to escort the Member-Elect, Joseph Ramsey Holliday, to the Bar of the House for the purpose of having administered to him the Oath of Office, the gentleman from Blair, Mr. Miller, and the gentleman from McKean, Mr. Johnson.

The Committee will proceed in the performance of its duty.

Mr. Joseph Ramsey Holliday was escorted to the Bar of the House by the Committee.

The SPEAKER. The Oath of Office required by Article VII of the Constitution of Pennsylvania to be subscribed to by Members elected to the House of Representatives will now be administered by the Honorable William H. Neely, a Judge learned in the Law of the Court of Common Pleas of the County of Dauphin.

OATH OF OFFICE ADMINISTERED

Judge William H. Neely administered the oath of office to Honorable Joseph Ramsey Holliday.

The SPEAKER. The Chair extends its sincere thanks to Judge Neely for taking time out from a very busy Court to administer the Oath of Office to our new Member.

The Chair takes pleasure in presenting to the gentleman from Blair his Certificate of Office.

ADJOURNMENT

The SPEAKER. The purpose for which we met here having been carried out, the assemblage is adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., WEDNESDAY, JANUARY 7, 1959. No. 2.

HOUSE OF REPRESENTATIVES

WEDNESDAY, January 7, 1959

The House met at 11:00 a.m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend DAVID R. HOOVER, offered the following prayer:

Gracious God, our Father, Whose wisdom far surpasses the comprehension of man's mind, endue us with the competency of Thy divine power that we may be enabled to use our knowledge for the betterment of all mankind. Quicken our spirits that we, working harmoniously with Thy will, may foster Thy truths in the capacity to which we have been called.

Fill our hearts with Thy divine grace, and strengthen us to extend that love toward one another. Teach us Thy way, and by the guidance of Thy Holy Spirit, challenge us to humbly walk therein; through Jesus Christ, Thy dear Son, our Lord, Who liveth and reigneth with Thee and the Holy Ghost, ever One God, world without end. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, January 6, 1959 will be postponed until printed.

The Chair hears none.

OATH OF OFFICE ADMINISTERED TO MEMBER-ELECT JOHN T. WALSH

The SPEAKER. The Oath of Office will be administered by the Honorable Eustis H. Bane, Judge of the Common Pleas Court of Fayette County, Pennsylvania, to John T. Walsh, representing the 13th District of Allegheny County.

The Chair appoints the gentleman from Allegheny, Mr. Kamyk, and the gentleman from Allegheny, Mr. Ewing, to escort Member-elect John T. Walsh to the Bar of the House to take the oath of office.

The SPEAKER. The Chair thanks Judge Bane for taking the time to administer the oath. It is nice to have him back in our midst. He was once a familiar figure in this House and we hope that he will visit us often.

DISTRIBUTION OF COMMITTEE APPOINTMENTS

Mr. McCANN. Mr. Speaker, I would like to request that the Chief Clerk order the distribution of the Committee reports to the desks of all the Members of the House, and the assignment of the Committee rooms for the organization of the Committees, which will take place shortly in the Session today.

I would like to have him direct at this time the people who are responsible to see that these are distributed so that we may proceed with the Session immediately upon two signatures on the Committee report here.

RESOLUTION

REPORT OF COMMITTEE ON COMMITTEES

Mr. McCANN offered a resolution which was read as follows:

In the House of Representatives,
January 7, 1959.

Resolved, That in compliance with the provisions of Rule 27 of the House, it is recommended that the Members of the House named herein be and are hereby elected Members of the Standing Committees of this House of Representatives. The Chairmen and Vice-Chairmen whose names are included in this Report are appointed by the Speaker of the House.

Respectfully submitted by the Committee on Committees:

ROBERT WHEELER, JR., Chairman
JAMES J. DOUGHERTY
MARTIN J. TAYLOR
DAVID M. BOIES
WALTER T. KAMYK
HARRIS G. BRETH
A. V. CAPANO
BAKER ROYER
BLAINE C. HOCKER
HARRY W. PRICE, JR.
HIRAM G. ANDREWS
Speaker of the House, Ex-Officio

AGRICULTURE AND DAIRY INDUSTRIES

SNIDER, Chairman
FARABAUGH, Vice Chairman

Burns	Nelson	Korns
Devlin	Perry, H. H.	Light
Garlock	Reibman	Stoner
Luigard	Shupnik	Stroup
Machmer	Yetter	Wescott
Murphy, A. J.	Ashton	Worley

APPROPRIATIONS

POLEN, Chairman
STANK, Vice Chairman

Boies	Munley	Brown
Breth	Musto	Cooper
Dougherty	Reidenbach	Helm
Hamilton	Snider	Hocker
McCormack	Wheeler	Tompkins
Mihm	Bower	Wood

BANKING AND BUILDING AND LOAN ASSOCIATIONS

MULDOWNEY, Chairman
CLARKE, Vice Chairman

Comer	Mills	Cooper
Frascella	Murray, John J.	Gibson
Gelfand	O'Donnell,	Lee, Austin M.
Holt	James A.	Murray, Harvey P.
Jenkins	Schaaf	Murray, Paul G.
Lutty	Sherman	Seltzer
	Buchanan	

BOROUGHS

FILO, Chairman
MORAN, Vice Chairman

Balthaser	Murphy	Fox
Burns	Reibman	Fulmer
Farabaugh	Rudisill	Kernaghan
Jenkins	Verona	Kubitsky
Kovolenko	Wargo	Williams
Meholchick	Agnew	Zimmerman

CITIES—COUNTIES, FIRST CLASS

LIMPER, Chairman
MULLEN, Vice Chairman

Branca	Muldowney	Kee
Comer	Parlante	Lee, Austin M.
Frascella	Pashley	Miller, B. Z.
Heavey	Schwartz	Stewart
Jones,	Sullivan	Williams,
Granville E.	Boris	Alan D., Jr.
McCormack	Johnson,	
	Robert P.	

CITIES—COUNTIES, SECOND CLASS AND SECOND CLASS A

MIHM, Chairman
DEVLIN, Vice Chairman

Clarke	Leonard	Gibb
Foerster	McLaughlin	Goldstein
Irvis	Needham	Jump
Jenkins	Schuster	Kessler
Kamyk	Walsh	O'Dell
Lamb	Donaldson	Rigby

CITIES—THIRD CLASS

WALSH, Vice Chairman
YATRON, Vice Chairman

Boies	Polaski	Magee
Cioffi	Sakulsky	Mahan
Frank	Schaaf	Miller, Harold G.
Gailey	Stone	Murphy, Peter J.
Luigard	Trusio	Murray, Paul G.
McDonald	Jump	Ogilvie

COUNTIES

CIOFFI, Chairman
FLYNN, Vice Chairman

Farabaugh	Renwick	Down
Kovolenko	Rudisill	Heffner
McDonald	Sakulsky	Light
Meholchick	Stank	Mahan
O'Neil	Wheeler	Pursley
Prendergast	Barton	Wynd

EDUCATION

REIBMAN, Chairman
ANDERSON, Vice Chairman

Capano	Polen	Eshleman
Floyd	Reidenbach	Goldstein
Gailey	Rovansek	Helm
Hamilton	Sherman	Stroup
Kamyk	Yatron	Weidner
Musto	Dengler	Wescott

FISHERIES

CURWOOD, Chairman
YETTER, Vice Chairman

Arlene	O'Donnell,	Edwards
Breth	James A.	Gramlich
Crossin	Perry, H. H.	Stimmel
Foerster	Riley	Stoner
Frank	Schaaf	Willard
Jim	Trusio	Zimmerman
	Donahue	

GAME AND CONSERVATION

BRETH, Chairman
FRANK, Vice Chairman

Burns	Meholchick	Goodrich
Filo	Nelson	Kessler
Gallagher	Renwick	Lee, Kenneth B.
Jim	Riley	McInroy
Lamb	Yetter	Merry
Machmer	Ashton	Snare

HIGHWAYS

COMER, Chairman
GARLOCK, Vice Chairman

Cioffi	Petrosky	Down
Curwood	Stank	Hocker
Filo	Stone	Jump
Heavey	Yatron	Murray, Harvey P.
Kornick	Yetter	Strausser
Murray, John J.	Davis	Thompson

INSURANCE

HAMILTON, Chairman
MONROE, Vice Chairman

Crossin	Nelson	Horst
Eilberg	Prendergast	Murray, Paul G.
Fineman	Sakulsky	Naugle
Floyd	Schwartz	Pursley
Gelfand	Silverman	Stimmel
Kornick	Brown	Willaredt

JUDICIARY

RUDISILL, Chairman
FINEMAN, Vice Chairman

Devlin	Mihm	Isaacs
Eilberg	Reibman	Jones, Thomas
Gailey	Schwartz	H. W.
Gelfand	Sherman	Steckel
Irvis	Stone	Tompkins
Lamb	Agnew	Wilt
	Auker	

JUDICIARY—SPECIAL

LEONARD, Chairman
McCORMACK, Vice Chairman

Clarke	Heavey	Bower
Dennis	Holt	Bowman
Devlin	Muldowney	Donaldson
Foerster	Walsh	Weidner
	Bell	

LABOR RELATIONS

WARGO, Chairman
WELSH, Vice Chairman

Bonner	McLaughlin	Eshleman
Branca	Moran	George
Flynn	Parlante	Gramlich
Leonard	Polaski	Kee
Limper	Rovansek	Kubitsky
McKeever	Eshback	Stevens

LAW AND ORDER

MILLS, Chairman
GAILEY, Vice Chairman

Curwood	O'Neil	Johnson, Robert P.
Monroe	Scarcelli	Knecht
Munley	Welsh	Naugle
Murray, John J.	Yatron	Ujobai
	Gibb	

LIQUOR CONTROL

REIDENBACH, Chairman
SCARCELLI, Vice Chairman

Boies	Pashley	Boris
Curwood	Petrosky	Brenninger
Dougherty	Schuster	Eshback
Flynn	Taylor	Merry
Maxwell	Wargo	Murphy, Peter J.
Mills	Barton	Weidner

MILITARY AFFAIRS

NEEDHAM, Chairman
FLOYD, Vice Chairman

Anderson	McKeever	Fulmer
Balthaser	Mullen	George
Capitolo	Perry, Peter E.	Ogilvie
Crossin	Scarcelli	Seltzer
Irvis	Trusio	Snare
Kovolenko	Bell	Stevens

MINES AND MINERAL INDUSTRIES

ROVANSEK, Chairman
BONNER, Vice Chairman

Kornick	Needham	Dennison
McDonald	Prendergast	Ewing
Meholchick	Stank	Knecht
Murphy, A. J.	Verona	Varner
	Buchanan	

MOTOR VEHICLES

DOUGHERTY, Chairman
McLAUGHLIN, Vice Chairman

Branca	Parlante	Dengler
Cianfrani	Renwick	Dennison
Eilberg	Sherman	Ewing
Filo	Stone	Guthrie
Frascella	Taylor	Lippincott
O'Neil	Brenninger	Markley

MUNICIPAL CORPORATIONS

POLASKI, Chairman
TRUSIO, Vice Chairman

Arlene	Perry, P. E.	Bowman
Capitolo	Riley	Fetterolf
Holt	Schuster	Isaacs
Jim	Sullivan	Keiser
Mullen	Auker	Lippincott
O'Donnell, J. P.	Blair	

PROFESSIONAL LICENSURE

BOIES, Chairman
JONES, GRANVILLE E., Vice Chairman

Dennis	McCormack	McCandless
Dougherty	Munley	Miller, Beatrice Z.
Eilberg	Parlante	Odorisio
Fineman	Silverman	Rigby
Holt	Shupnik	Stewart
Maxwell	Kooker	Whittaker

PUBLIC HEALTH AND SANITATION

MAXWELL, Chairman
PASHLEY, Vice Chairman

Anderson	Monroe	Guthrie
Breth	O'Donnell, J. P.	Henzel
Dennis	O'Neil	Kernaghan
Jones, Granville E.	Silverman	Kooker
	Fox	

PUBLIC UTILITIES AND CORPORATIONS

PETROSKY, Chairman
CIANFRANI, Vice Chairman

Breth	Moran	Heffner
Floyd	Muldowney	Holliday
Heavey	Mullen	Magee
Lutty	Silverman	Steckel
Maxwell	Taylor	Thompson
Mills	Gibson	Wall

RAILROADS AND RAILWAYS

TAYLOR, Chairman
SCHUSTER, Vice Chairman

Arlene	O'Donnell,	Miller, Harold G.
Capitolo	James P.	O'Dell
Gallagher	Perry, Peter E.	Wall
Limper	Welsh	Worley
Luigard	McInroy	

STATE GOVERNMENT

SCHWARTZ, Chairman
RENWICK, Vice Chairman

Comer	Polen	Price
Fineman	Reidenbach	Royer
Hamilton	Rudisill	Strausser
Jones, Granville E.	Snider	Wilt
Lutty	Haudenshield	Wood
Petrosky	Jones,	
Polaski	Thomas H. W.	

TOWNSHIPS

KORNICK, Chairman
JIM, Vice Chairman

Balthaser	O'Donnell,	Goodrich
Farabaugh	James A.	Horst
Flynn	Perry, H. H.	Korns
Garlock	Shupnik	Lee, Kenneth B.
Jenkins	Verona	Odorisio
Machmer	Wheeler	Willaredt
	Edwards	

WAYS AND MEANS

WHEELER, Chairman
FRASCELLA, Vice Chairman

Capano	Musto	Davis
Cioffi	Polen	Ewing
Garlock	Snider	Gibson
Kamyk	Walsh	Price
Limper	Wargo	Royer
McLaughlin	Blair	Varner

WELFARE

KAMYK, Chairman
MUNLEY, Vice Chairman

Anderson	Monroe	Haudenshield
Bonner	Musto	Henzel
Capano	Murray, John J.	Markley
Dennis	Needham	McCandless
Frank	Pashley	Ujobai
Leonard	Donahue	Whittaker

WORKMEN'S COMPENSATION

CAPANO, Chairman
LUTTY, Vice Chairman

Bonner	Moran	Holliday
Branca	Rovansek	Keiser
Cianfrani	Scarcelli	Wescott
Gallagher	Sullivan	Williard
Gelfand	Welsh	Williams, Evan S.
McKeever	Fetterolf	Wynd

Mr. McCANN. Mr. Speaker, the Committee Report of the Standing Committees which is being distributed to the Members of the House and the Press at this time, does not contain the Committee on Elections and Apportionment.

This Committee will be a part of a supplementary report issued on Monday, January 19th, and at that time the report will be complete with any changes that may occur.

There is one printed error in the ommission of initials in the report under Agriculture and Dairy Industries on the first page. A Member on the Democratic side, Murphy, should have had the initials "A.J." following the name. There is more than one "Murphy" in the House. This report will then be complete for the record on Monday, January 19th.

The SPEAKER. The Chair desires to state that when the Committee to which the gentleman refers is named, it will be requested to immediately proceed to consider the matters that will be brought to its attention. It is not the intention or thought that the inquiry that must be made as a result of representations made at our opening meeting yesterday be delayed in any way. We expect the committee to proceed promptly with its business, as, if and when appointed.

On the question recurring,

Will the House adopt the report?

It was adopted.

PERMISSION TO ADDRESS HOUSE

Mr. A. W. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, yesterday we had a very beautiful opening here and I think we all enjoyed it very much. I think particularly the new Members must have been impressed by the pageantry of our opening, and as I stated, the beautiful flowers.

We all listened with great interest to the speech of His Excellency, the Governor of the Commonwealth, and we must all agree it did display a record of achievement during his four years. However, as he delivered his speech there were, of course, many things in it that the Governor was taking credit for which we on the Republican side did not agree with because many of the things that he was bragging about were started under former Republican governors and carried to fruition by this present administration.

However, superimposed upon all of these wonderful things that His Excellency bragged about yesterday is this situation. The Commonwealth at the present time faces the most critical financial crisis in its entire history. I have before me a statement, and I have delivered a copy of it to Mr. McCann, which was prepared last fall by the Department of Revenue in connection with the Commonwealth's borrowing $75 million in tax anticipation notes. I am sorry that I do not have a copy for every Member of this House, but I am going to offer this statement for the record so that the record will be complete, following the speech of His Excellency, the Governor.

For the information of the Members of the House, Mr. Speaker, this statement from the Department of Revenue says that in the month of March, this year, the Commonwealth of Pennsylvania will be $35 million overdrawn at the bank. I am not talking now about deficits, liabilities, assets or balance sheets, we are talking about cash in bank. This statement which was prepared by the Department of Revenue says that the estimated receipts during March will be $61 millon, the estimated expenditures $106 million, the cash balance ending up $35.2 million overdrawn. That means that sometime after the first of March the State Treasurer will have to cease honoring checks.

I do not know what His Excellency, the Governor is doing about this critical situation; I do not know what plans the incoming Governor has to meet the situation. It means that even we Members of the House and Senate, if this statement is true, will not get our checks on the first of March. It means that judges will not be paid, it means that those on relief will not be getting their money, it means that state employes will not be paid. This statement goes on to show that we will end this biennium $28.3 million overdrawn.

Another appalling situation is that the Commonwealth is now $45 million in arrears in payments to state employes and teachers retirement funds. These payments are all overdue. What this means is that the State Teachers Retirement Fund and the State Employes Retirement Fund has not received this money, has not been able to invest it and therefore are losing 3 to 4 per cent interest on the money, much to the detriment of these particular funds. I know you are going to say, well, why did we not provide ample funds?

We on the Republican side, as you know, here last session stood here for two days and took a fierce bombardment from the other side of the aisle because we were crippling the budget and doing such terrible things to the Commonwealth of Pennsylvania. My goodness, folks, if we had not rolled back some $50 or $60 million in appropriations, where would the Commonwealth be today without new taxes at the time. Particularly in view of the fact that Senator Dent and our good friend, Al Readinger, came to the Conference Committee on Appropriations with a statement from Mr. Bradley, and then Secretary of Revenue, Mr. Gleason, that they had found another $40 million and, therefore, we the Conference Committee on Appropriations could up appropriations another $40 million. Yet did not even Senator Dent on the part of the Senate last session say "you Republicans are legislating a $33 million surplus for this biennium. Therefore,

Mr. Readinger and Senator Dent refused to sign the Conference Report on appropriations because we would not go along with upping it another $30 or 40 million.

I am saying these things to you this morning because I think the Governor of this Commonwealth and the incoming Governor, instead of worrying about who's going to be fired and who's going to be hired or what's going to take place—the number one thing they should be worrying about right now is where are we going to get the money on March 1st to pay the bills of this Commonwealth.

I think it is a very, very serious situation, and I am putting it into the record at this time so that the record will be complete following the Governor's speech of yesterday.

Therefore, with the permission of the House, I would like to offer this statement which was prepared by the Department of Revenue in connection with borrowing $75 million on tax anticipation notes, so that it can be placed in the record.

STATEMENT BY MINORITY LEADER

In his final message to the Legislature, Governor George M. Leader failed to mention that the Commonwealth today faces the most acute financial crisis in its history.

Unless something is done to remedy the situation, the Commonwealth will have a cash deficit in March of 35 million dollars. That means overdrawn at the bank by 35 million dollars. For the first time in history the Commonwealth will not be able to pay its bills.

The Commonwealth is now 45 million dollars in arrears in payments to the state employes and teachers retirement funds. These payments are long overdue.

The Commonwealth has borrowed 75 million dollars in tax anticipation notes which must be repaid by May 31.

Pennsylvania's financial crisis would be more severe if the 1957 Republican Legislature had accepted inflated budget estimates submitted at the end of the session by Leader's budget secretary.

These inflated estimates were pulled out of the hat to induce the Legislature to appropriate 40 million dollars more than it did with no increase in taxes.

Senator John Dent accused the Republican majority of trying to 'legislate a 33-million dollar surplus'. Dent and House Minority Leader Albert Readinger refused to sign the conference report on the appropriation bill for this same reason.

Figures released by the Department of Revenue now show that Pennsylvania is in such dire financial straits that state employes may not get paid after March 15.

We are submitting the following figures as part of the record omitted by Leader in his self-congratulatory farewell address to the Legislature.

GENERAL FUND

ESTIMATED RECEIPTS, EXPENDITURES, AND CASH BALANCES

(In Millions and at End of Month)

Month	Estimated Receipts	Estimated Expenditures	Estimated Cash Balances	Tax Note Receipts	Tax Note Repayments	Estimated Cash Balances
Cash Balance 5/31/58			79.0(1)	...	...	79.0(1)
1958						
June	47.5(1)	56.1(1)	70.4(1)	...	...	70.4(1)
July	60.2(1)	46.6(1)	84.0(1)	...	...	84.0(1)
August	50.7	50.0	84.7	...	...	84.7
September ...	48.7	58.8	74.6	...	...	74.6
October	51.3	112.5	13.4	75.0	...	88.4
November	51.8	93.9	—28.7*	...	...	46.3
December	41.7	51.7	—38.7*	...	...	36.3
1959						
January	67.5	42.9	—14.1*	...	1.0(2)	59.9
February	47.0	92.5	—59.6*	...	1.0(2)	13.4
March	61.2	106.8	—105.2*	...	3.0(2)	—35.2*
April	124.0	100.9	—82.1*	...	25.0(2)	—37.1*
May	166.7(3)	112.9(4)	—28.3*	...	45.0(2)	—28.3*
Totals	818.3(5)	925.6	—28.3*	75.0	75.0	—28.3*

* Red
(1) Actual
(2) Repayment of tax notes
(3) Includes repayment by State Stores Fund of $15 million loan
(4) Includes $60.4 million retirement payments for 1957-59
(5) The estimated receipts shown are unofficial figures furnished by the Research and Statistics Division, Department of Revenue (7/17/58) and represents a shortage of approximately $83.0 million under the official estimate.

The SPEAKER. Peace is wonderful. The Chair welcomes a review of the past, that it may stir us to a greater endeavor to cope with the problems of the future.

We have no doubt that the gentleman from McKean, with his undoubted accounting ability, will be able to help this state of ours out of any particular mess that it may be in, in the days to come. We rely upon his help, his assistance, and not his anger, but we crave his sympathy.

COMMITTEE ON RULES

The SPEAKER. In compliance with the Rules of the House, the Chair has appointed the following Committee on Rules: Messrs. McCann, Devlin, Musto, Dougherty and Breth. The Speaker is serving ex-officio as a Member of this committee.

ANNOUNCEMENT

The SPEAKER. The Chair desires to announce that Members now privileged to file bills, file their bills simply by sending them to the desk of the Clerk, at the Speaker's left. Sign them plainly, your name and your County. If you have companion bills, bills that comprise a series, mark them one, two and three of the series, if the series includes three bills, so that the three bills, or the two bills as the case may be, may move in concert, one with the other.

ADDITIONAL COMMITTEE SPACE

Messrs. McCANN and A. W. JOHNSON offered a resolution and asked and obtained usanimous consent for its immediate adoption:

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 7, 1959.

Resolved, That the Speaker shall appoint a committee of five members of the House of Representatives who shall meet with the Department of Property and Supplies for the purpose of securing additional working space for the House of Representatives, its committees, officers and employes; and be it further

Resolved, That the committee and Department of Property and Supplies together conduct a room to room survey of the entire main capitol building and discover every area which might be made available to and utilized by the House of Representatives; and be it further

Resolved, That the Department of Property and Supplies is hereby urged and requested to cooperate with the committee and to assign to work with the committee those employes best qualified to conduct the survey.

COMMITTEE APPOINTED

The SPEAKER. Pursuant to the provisions of the Resolution adopted by the House this day, providing for a survey for additional space for the use of the House, the Speaker appointed the following Members: Messrs. McCann, chairman; Lopresti, Helm, Johnson and Wood.

The Chair hopes this Committee will stir up this space situation, and bring our needs in emphatic fashion before the Chief Executive and the Departments that work under him. It would be very, very regretful if this House in matters of this kind were compelled to take original judisdiction on its own, and by our legislative mandate commandeer space.

REFERENCE OF JOINT STATE GOVERNMENT COMMISSION STUDIES

The SPEAKER. In accordance with the provisions of Act No. 535 (Session of 1955) the following studies undertaken by Joint State Government Commission are referred to the following standing committees of the House of Representatives:

Study	Committee on
1. Study on problems of advanced training	Education
2. Codification of motor vehicle laws	Motor Vehicles
3. Codification of state and school employes' retirement statutes	State Government
4. Study on court procedures and administration and domestic relations laws	Judiciary
5. Study on decedents' estates laws	Judiciary General
6. Study on highway safety	Highways
7. Study on occupational disease statutes	Labor Relations
8. Continuing study on public schools	Education
9. Study on standards and specifications for nonhighway structures and equipment	State Government
10. Study on water and air pollution	Game and Conservation

REQUEST TO USE HALL OF HOUSE

Mr. McCANN. Mr. Speaker, on Tuesday, January 20th, we would like to have unanimous consent that the Hall of the House be used for the swearing-in- ceremony of the incoming cabinet of the newly elected Governor.

The SPEAKER. The Chair hears no objection and consent is granted.

Does the gentleman from Greene have a further statement to bring to the attention of the House with respect to the organization of the Committees?

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, on each of the Member's desks has been placed a mimeographed item breaking into four groups the Committees that will organize on this date; the thirty-one Committees of the House.

Since we have granted the Inaugural Committee the use of some rooms for the inauguration, and there are some changes on the third floor dealing with the Minority Floor Leader's office, for the purpose of organization only, certain Committees will meet in the New House Caucus Room, the Old House Caucus Room, the Chief Clerk's office and the appropriation Committee Room.

If you will check your sheets, each of the groups of particular committees will know where it will meet today for purposes of organization. Following the resolution we adopted today, dealing with the Committee the Speaker has appointed of five Members of this House who shall try to determine the additional needs of space for the House of Representatives, we will, following the inauguration of the newly elected Governor, reassign Committee rooms in compliance with additional space that we may receive to take care of the standing Committees of the House.

Therefore, the places of today's organization meetings are only temporary, for purposes of organization.

SCHEDULE FOR ORGANIZATION OF HOUSE COMMITTEE

The following House Committees will meet for organization immediately and we would request the Chairmen to get their organization meetings over as promptly as possible. We estimate that we can call the next group in approximately twenty minutes with all the Members back in their seats at that time.

For the information of the Members, Room 145 is in the Cheif Clerk's Suite. Rooms 245-46—Second Floor, Center Wing. The 300 numbered rooms are on the Third Floor, Center Wing, and the 500 numbered rooms are on E Floor, Center Wing, Old Caucus Room, Third Floor; Chief Clerk's Office and New Caucus Room are on the First Floor.

THE FIRST GROUP TO ORGANIZE FOLLOWS:

Judiciary—Room 145.
Cities—Counties, First Class—New Caucus Room.
Motor Vehicles—Chief Clerk's Office.
Appropriations—Rooms 245 and 246.
Counties—Room 323.
Boroughs—Room 324.
Law and Order—Old Caucus Room.
Welfare—Room 330.
Cities—Counties, Second and Second Class A—Room 331.

THE SECOND GROUP TO ORGANIZE FOLLOWS:

Labor Relations—Room 323.
Cities—Third Class—New Caucus Room.
Military Affairs—Old Caucus Room.
Education—Room 324.
Liquor Control—Rooms 245-246.
Highways—Room 330.
Agriculture and Dairy Industries—Room 331.

THE THIRD GROUP TO ORGANIZE FOLLOWS:

Judiciary Special—Room 145.
Municipal Corporations—New Caucus Room.
State Government—Rooms 245-146.
Professional Licensure—Chief Clerk's Office.
Railroads and Railways—Old Caucus Room.
Public Health and Sanitation—Room 323.
Fisheries—Room 331.
Game and Conservation—Room 330.

THE FOURTH GROUP TO ORGANIZE FOLLOWS:

Banking and Building and Loan Associations—Room 330.
Insurance—Old Caucus Room.

Mines and Mineral Industries—Chief Clerk's Office.
Public Utilities and Corporations—Room 323.
Townships—New Caucus Room.
Ways and Means—Rooms 245-246.
Workmen's Compensation—Room 331.

The Members of the House are advised that the rooms which are used by the respective Committees for organization does not mean that the Committees will continue to meet in these rooms. There will be a further meeting of the Committee on Committees which will assign permanent Committee Rooms to the respective Committees. You will be advised of any changes.

The SPEAKER. In acordance with the schedule which the Members have or should have on their desks, the House Committees in accordance with the schedule will proceed to the appointed places to meet for organization.

Mr. HELM in the Chair.

All the Committee's organized and reported to the House that they are ready to function.

Mr. McCANN. Mr. Speaker, that completes the fourth group of Committee assignments, and 31 of the 32 standing committees of the House have now been organized. The Committee on Elections and Apportionment will appear in a supplement in the report on Monday, January 19th, at which time it will also organize, completing the 32 standing committees of the House.

Mr. Speaker, I would like to have permission to make some further announcements for the Members at the proper time.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Greene, Mr. McCann.

ANNOUNCEMENTS

Mr. McCANN. Mr. Speaker, for the information of the Members of the House, many have been asking the time the House will convene on Monday, the 19th.

On Monday the 19th and each week thereafter on Monday the House will convene at 4:30 p. m. The next scheduled session of this House, therefore, will be Monday, January 19th, at 4:30 p. m.

We will be in session Monday, the 19th, and Tuesday, January 20th.

I would like to ask also that the resolution we passed unanimously here today, dealing with the Committee on the space for the House, meet with me in my office following this session, to see if it would be possible for those men to meet this coming Tuesday; not knowing their schedules at this time.

I would also like to inform the House Members that as soon as we adjourn here, the Chief Clerk will be in his office, and the Finance Officer of the House will be in his office to distribute the December and January pay checks of the elected Members who have taken the oath and have signed the Oath Book.

The Democratic Members of the House of Representatives will not hold a Caucus prior to the session on Monday, January 19th.

I would also like to thank, at this time, every Member of the House and the Chairman of each of the Committees for the very orderly and efficient manner in which they have organized their respective Committees this date.

The Inaugural Committee is located on E floor of the main Capitol Building. Many have asked about Inaugural Ball tickets and Inaugural Ball invitations. The Inaugural Committee on E Floor, in Rooms 521 and 522, will handle their requests. For those who may not know, the Inaugural Ball are ten dollars per ticket.

FORMER MEMBERS INTRODUCED

Mr. McCANN. I would also at this time, Mr. Speaker, like to introduce some of our former House Members who are here as our guests on the side line.

A former House Member from Westmoreland County, the Honorable Judge Weiss.

The SPEAKER pro tempore. The Chair welcomes the gentleman to the Hall of the House.

Mr. Mc CANN. The Honorable Joseph O'Brien of Philadelphia County.

The SPEAKER pro tempore. The Chair thanks the gentleman and recalls with pleasure his service during the last session.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, I would like to take just a moment more. I am very sorry we did not do this for the information of all of the new Members of the House.

On any bill you desire to introduce, if you receive a bill from the Legislative Reference Bureau, sign and date each of the copies. If you will stand at your desk and hold up the bill, one of the Pages of the House will come to your desk, secure the bill and present it to the desk for proper introduction. Many have asked here this morning how they may be introduced, whether they go to the desk to introduce their bills.

Be sure you sign the bills, that you date the bill. No accompanying information is submitted with the bill, such as data or information that you may use in debating the bill. That information will be used at the time you may desire to debate, or forward it to the proper Committee Chairman to which the Speaker has assigned the bill.

The SPEAKER pro tempore. The Chair would also like to suggest along that same line that if your signature is one that is very difficult to read, as many of us have, that you would also print your name under your signature, so that the Clerks can tell who has introduced the bill, and the Printers can get the proper spelling of it.

Mr. McCANN. We have in this House names whose only difference is a middle initial. I would also like to ask that you please very, very carefully distinguish your middle initial. I believe we have James A. and James P. O'Donnell, for example. The only difference is the middle initial. The gentlemen on the rostrum, unless you very carefull distinguish the middle initial—if you were to sign it only James O'Donnell—would not know which Member introduced the bill.

FORMER CHIEF CLERK WELCOMED

Mr. McCANN. Mr. Speaker, I would also like to state that the former Chief Clerk of this House, Mr. Ben Long, is here, and was here yesterday—the former Chief Clerk in the 1955 Session.

The SPEAKER pro tempore. Will the gentleman please rise in his place? It is a pleasure for the Chair to see that he has moved his place of residence to the other side of the Hall. We welcome him.

Has the gentleman finished his announcements?

Mr. McCANN. Mr. Speaker, that completes all the announcements at this time. I again want to thank the Members of the House for their very kind and considerate cooperation in both yesterday's opening ceremony and today's organization of the ocmmittees.

QUESTION OF PERSONAL PRIVILEGE

Mr. FILO. I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. FILO. Mr. Speaker, on the Boroughs Committee there is a man by the name of Murphy. Just for the record, the gentleman's initials are A. J. There are several Murphys in the House.

The SPEAKER pro tempore. The Chair thanks the gentleman and the records will be so corrected.

The Chair now returns the gavel to the Speaker of the House.

The SPEAKER (Hiram G. Andrews) in the Chair.

The SPEAKER. The Chair thanks the former Speaker for the efficient manner in which he upheld the dignity of this House in the face, I understand, of invasion by personnel that serves in another place and apparently did not know their proper place when they came into the Hall of this House. And so I thank the Speaker.

PERMISSION TO ADDRESS HOUSE

Mr. A. W. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, I might say with respect to a caucus on the Republican side, there is no plan for a caucus on either the 19th or 20th, but if we do decide to hold one, our membership will be properly notified by mail.

I want to compliment the Majority side for the dispatch with which they have organized their committees. You have taken a leaf out of our notebook; we started last session, as you know, to get right down to work. Now that you have the ball rolling, let's keep it rolling, let's have a short business-like session and get this job over with to the glory of ourselves and the admiration of the people of Pennsylvania.

The SPEAKER. The Chair desires to compliment the gentleman from McKean and observes that if his foresight in any way measures his hindsight—if he had as much foresight as he has hindsight—he will certainly be very useful throughout this session.

While I was absent from the Hall of the House, I had the opportunity of conferring with an executive of the Department of Property and Supplies, and I hope I was not mistaken when I conveyed to him the impression that the arrangements he thought he had made as to parking and the protection of the Members of this House in the matter of parking, had all gone astray, and that they may have issued the orders but that they were not carried out. I said that was my impression. I understand that it is also the impression of the Majority Leader. I think it is the impression of the Secretary of the House, and I don't know—it may be the impression of a great many Members of this House.

I was assured that within 20 minutes following conference, this executive would have a session with the Captain of the State Police and would see to it that the orders issued from the top, were carried out at the bottom, and that the parking situation would improve.

If the arrangements that should be made are not made, I wish the Members would report to their respective Floor Leaders, because this is one thing that we are going to battle through, that we will be able to the use of such facilities as actually exist, and on some of those facilities the Members of this House have a proper priority.

ANNOUNCEMENT

The SPEAKER. The Chair recognizes the Secretary of the House.

Mr. MOOMAW. Mr. Speaker and Members of the House, there will be special parking arrangements made for the Inauguration. They are as follows:

From 5:30 P. M. Monday, January 19th, 1959, until 12 midnight, Tuesday, January 20th, 1959, there will be no parking on the Capitol Plaza and ramps.

Sufficient spaces have been reserved for all Senate and House Members wishing to park their cars, at Lot 14, which is located at the corner of Third and North Streets, and also at the rear of the Main Capitol building.

Will you please see to it that all Members parking on the Plaza and ramps remove their cars as soon as possible after 5:30 P. M. on Monday, January 19th.

This comes from the Secretary of Property and Supplies and the Inaugural Committee in reaching this special arrangement for Inauguration Day.

I might add to what the Speaker has said we are going to diligently work out a plan to obtain the best parking facilities possible for the Members of this House. We have been promised that the overflow, instead of having to go to Lot 14 will be taken care of in back of the Capitol as soon as they have finished their demolishing of the old temporary buildings.

The SPEAKER. Has the Majority Leader any further business to bring before the House?

Mr. McCANN. Mr. Speaker, only to say that those who do not know where Third and North—Parking Lot 14—is, it is the vacant area that is black-topped at the north end of the Capitol as you are driving down the street. Next to the far end of the Capitol there is a large lot, that is that particular parking lot.

ADJOURNMENT

Mr. HOCKER. Mr. Speaker, I move that this House do now adjourn until Monday, January 19, 1959 at 4:30 p. m.

The motion was agreed to, and (at 1:00 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., MONDAY, JANUARY 19, 1959 No. 3.

HOUSE OF REPRESENTATIVES

MONDAY, January 19, 1959.

The House met at 4:30 p. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

O Thou Great Eternal God and Father of us all, we come into Thy presence, beseeching Thee of Thy goodness and mercy to look down upon us Thy humble servants. Grant unto us the awareness of Thy continued guidance and strength; instill within the heart of each one of us the love as exemplified by the Master; open our eyes that we may see the opportunities of service which Thou dost hold open to us; challenge us to use our talents for the well-being of all Thine own; and grant us Thy peace: through Jesus Christ, our Lord, we pray. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Tuesday, January 6 and Wednesday, January 7, 1959? If not, and without objection, the Journals are approved.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Gelfand for Mr. FINEMAN for today and tomorrow because of illness.

Mr. Dougherty for Mr. GRANVILLE E. JONES for today and tomorrow because of illness.

OATH OF OFFICE ADMINISTERED TO MEMBER-ELECT

The SPEAKER. The oath of office required by Article VII of the Constitution to be taken by Members of the General Assembly will be administered by the Honorable William H. Neely, Judge of the Court of Common Pleas of Dauphin County, Pennsylvania, to Harry W. Price representing the County of Mifflin.

COMMITTEE APPOINTED TO ESCORT MEMBER-ELECT

The Chair appoints the gentleman from McKean, Mr. A. W. Johnson, the gentleman from Warren, Mr. Gibson and the gentleman from Greene, Mr. McCann to escort Harry W. Price, Jr. to the bar of the House to take the oath of office.

Oath of Office administered to Harry W. Price Jr. member-elect.

The SPEAKER. The Chair thanks the Honorable Judge William H. Neely.

RESOLUTION

SUPPLEMENTAL REPORT OF THE COMMITTEE ON COMMITTEES

Mr. McCANN asked and obtained unanimous consent to offer a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, January 19, 1959.

Resolved, That in compliance with the provisions of Rule 27 of the House, it is recommended that the Members named herein be and are hereby elected Members of the Standing Committees of the House of Representatives as designated:

Respectfully submitted by the Committee on Committees;

ROBERT WHEELER, JR., Chairman
JAMES J. DOUGHERTY
MARTIN J. TAYLOR
DAVID M. BOIES
WALTER T. KAMYK
HARRIS G. BRETH
A. V. CAPANO
BAKER ROYER
BLAINE C. HOCKER
HARRY W. PRICE, JR.
HIRAM G. ANDREWS
Speaker of the House, Ex-Officio

SUPPLEMENTAL AND REVISED LIST OF STANDING COMMITTEE ASSIGNMENTS

Supplemental List

ELECTIONS AND APPORTIONMENT

STONE, Chairman
LOPRESTI, Vice Chairman

Capano	Prendergast	Jones, T. H. W.
Devlin	Rudisill	Royer
Garlock	Wargo	Tompkins
Polen	Wheeler	Williams, A. D., Jr.
	Bower	

Revised List

BANKING AND BUILDING AND LOAN ASSOCIATIONS

Petrosky instead of Schaaf.

CITIES—COUNTIES, FIRST CLASS

EILBERG, Vice Chairman, instead of MULLEN, Vice Chairman.

Mullen instead of Jones, G. E.

EDUCATION

Irvis instead of Kamyk.
Henzel instead of Weidner.

HIGHWAYS

Munley instead of Petrosky.

INSURANCE

FLOYD, Vice Chairman, instead of MONROE, Vice Chairman.
Jones, G. E., instead of Eilberg.

MILITARY AFFAIRS

MONROE, Vice Chairman, instead of FLOYD, Vice Chairman.
Kamyk instead of Irvis.

PROFESSIONAL LICENSURE

Schaaf instead of Munley.

STATE GOVERNMENT

Garlock instead of Petrosky.

WAYS AND MEANS

Petrosky instead of Garlock.

WELFARE

Weidner instead of Henzel.

ORGANIZATION OF COMMITTEE ON ELECTIONS AND APPORTIONMENT

Mr. McCANN asked and obtained unanimous consent for the Committee on Elections and Apportionment to meet and organize immediately in Room 245.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. McCANN asked and obtained unanimous consent to add additional sponsors to House Bill No. 38.

BILLS INTRODUCED AND REFERRED

By Messers. SCARCELLI and BELL.

HOUSE BILL No. 1.

An Act amending the "World War II Veterans' Compensation Act," approved June 11, 1947 (P. L. 565), extending the time during which applications may be filed for veterans' compensation.

Referred to the Committee on Military Affairs.

By Mr. AGNEW. HOUSE BILL No. 2.

An Act making uniform with other states the requirements for admission to the Supreme or Superior Court of Pennsylvania of attorneys and counsellors of the highest court of other states.

Referred to the Committee on Judiciary.

By Mr. MAXWELL. HOUSE BILL No. 3.

An Act providing for a referendum to determine the will of the electorate in regard to horse racing with legal wagering within the State, with the moneys derived therefrom by the Commonwealth of Pennsylvania to be spent for public education.

Referred to the Committee on Rules.

By Messrs. ODORISIO and BELL.

HOUSE BILL No. 4.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), making the teaching of class room instruction in "Driver Education" compulsory in secondary schools.

Referred to the Committee on Education.

By Messrs. GOLDSTEIN and FLOYD.

HOUSE BILL No. 5.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), changing provisions relating to the discretion of the Liquor Control Board to grant restaurant liquor licenses.

Referred to the Committee on Judiciary Special.

By Messrs. AGNEW and GOLDSTEIN.

HOUSE BILL No. 6.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), increasing the age to eighteen years for the issuance of an operator's license or learner's permit.

Referred to the Committee on Motor Vehicles.

By Messrs. GOLDSTEIN and COOPER.

HOUSE BILL No. 7.

An Act authorizing courts to alter, modify, suspend, reinstate, terminate, amend or rescind any order, decree, judgment or sentence for a period of forty-five days from the date of entering of record the order, decree, judgment or sentence.

Referred to the Committee on Judiciary.

By Messrs. WOOD, ROYER and ESHLEMAN.

HOUSE BILL No. 8.

An Act amending the "Local Tax Enabling Law," approved June 25, 1947 (P. L. 1145), prohibiting local authorities from levying, assessing or collecting certain taxes from non-residents of the political subdivision.

Referred to the Committee on Judiciary Special.

By Messrs. FILO and BOIES. HOUSE BILL No. 9.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), further regulating attendance at meetings by school directors.

Referred to the Committee on Education.

By Messrs. STECKEL and DOWN. HOUSE BILL No. 10

An Act providing for the payment of money into court for persons entitled thereto in eminent domain proceedings, the crediting of such payments, and prescribing method of computing interest on awards.

Referred to the Committee on Judiciary.

By Messrs. ODORISIO and BELL.

HOUSE BILL No. 11.

An Act amending the "Unemployment Compensation Law" approved December 5, 1936 (1937 P. L. 2897) making persons discharged for failing to give testimony with respect to membership or affiliation with subversive organizations or movements ineligible for compensation.

Referred to the Committee on Judiciary Special.

By Messrs. SCARCELLI and BELL.

HOUSE BILL No. 12.

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333) requiring the Flag of the United States be displayed at all polling places.

Referred to the Committee on Military Affairs.

By Mr. J. A. O'DONNELL. HOUSE BILL No. 13.

An Act amending "The Vehicle Code" of May 1, 1929 (P. L. 905), deleting the prohibition against issuing an operator's license or learner's permit to a person because of the loss of use of both hands.

Referred to the Committee on Motor Vehicles.

By Mr. KOVOLENKO. HOUSE BILL No. 14.

An Act authorizing and directing the Department of Highways to accept a bridge over the Ohio River between the Borough of Monaca and the Borough of East Rochester in Beaver County;***

Referred to the Committee on Highways.

By Messrs. BELL, P. J. MURPHY and ODORISIO. HOUSE BILL No. 15.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the maximum aggregate number of officers and men in the State police force and fixing the compensation of the members.

Referred to the Committee on State Government.

By Mr. KOVOLENKO. HOUSE BILL No. 16.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and fixing minimum subsistence allowances of the members of the State Police Force.

Referred to the Committee on State Government.

By Mr. WORLEY (By request). HOUSE BILL No. 17.

An Act amending the "Sanitary Water Law," approved June 22, 1937, (P. L. 1987), authorizing the board to adopt rules and regulations governing the use of chemicals to control or eliminate aquatic vegetation, insects and aquatic animals in farm fish ponds.

Referred to the Committee on Game and Conservation.

By Mr. WORLEY (By request). HOUSE BILL No. 18.

An Act amending the act approved May 1, 1929 (P. L. 905), requiring the Commonwealth to bear the cost of erection and maintenance of all traffic signs, signals and markings on State highways.

Referred to the Committee on Motor Vehicles.

By Mr. WORLEY. HOUSE BILL No. 19.

An Act abolishing capital punishment and providing for the substitution of a life sentence in lieu thereof.

Referred to the Committee on Judiciary.

By Messrs. HAMILTON and STONE. HOUSE BILL No. 20.

An Act providing for the establishment of pension funds or pension annuities for firemen in certain boroughs, towns and townships, and the regulation and maintenance thereof.

Referred to the Committee on Municipal Corporations.

By Mr. WORLEY. HOUSE BILL No. 21.

A Joint Resolution making application to the Congress of the United States to call a Convention for proposing an Amendment to the Constitution of the United States, providing for the nomination of candidates for President and Vice President of the United States by a National primary election.

Referred to the Committee on Rules.

By Mr. WORLEY (By Request). HOUSE BILL No. 22.

A Supplement to the "Public School Employes' Retirement Law," approved July 18, 1917 (P. L. 1043), by permitting former contributors who have become State employes and members of the State Employes' Retirement Association to restore membership in the Public School Employes' Retirement Association.

Referred to the Committee on State Government.

By Mr. WORLEY (By Request). HOUSE BILL No. 23.

An Act providing for a referendum to determine the will of the electorate with respect to the retention of standard time throughout the year.

Referred to the Committee on Judiciary Special.

By Mr. WORLEY (By Request). HOUSE BILL No. 24.

A Supplement to the "State Employes' Retirement Law" approved June 27, 1923 (P. L. 858) permitting any State employe who is a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund * * * to obtain credit for such service in the State employes' retirement system under certain conditions.

Referred to the Committee on State Government.

By Mr. WORLEY (By Request). HOUSE BILL No. 25.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), removing the compulsory retirement age for professional employes.

Referred to the Committee on Education.

By Mr. WORLEY (By Request). HOUSE BILL No. 26.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), protecting skunks in seventh class counties for a limited period.

Referred to the Committee on Game and Conservation.

By Mr. WORLEY (By Request). HOUSE BILL No. 27.

An Act amending "The Realty Transfer Tax Act," approved December 27, 1951 (P. L. 1742) excluding from taxation transfers of property by or to charitable organizations, volunteer firemen's organizations, nonprofit educational institutions and religious organizations.

Referred to the Committee on Judiciary.

By Mr. WORLEY (By Request). HOUSE BILL No. 28.

An Act amending the act of April 17, 1876 (P. L. 29), entitled "An Act relating to appeals in cases of summary convictions," authorizing appeals in all cases of summary conviction.

Referred to the Committee on Judiciary.

By Mr. WORLEY (By Request). HOUSE BILL No. 29.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), limiting the compensation of school treasurers.

Referred to the Committee on Education.

By Mr. WORLEY (By Request). HOUSE BILL No. 30.

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736), requiring employers to supply prosthetic devices and repairs

thereto during the lifetime of employes who suffer amputations.

Referred to the Committee on Labor Relations.

By Mr. WORLEY (By Request). HOUSE BILL No. 31.

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225), limiting authority to kill dogs pursuing elk or deer.

Referred to the Committee on Game and Conservation.

By Mr. WORLEY (By Request). HOUSE BILL No. 32.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), further regulating the shooting or discharge of guns in big game season.

Referred to the Committee on Game and Conservation.

By Mr. WORLEY. HOUSE BILL No. 33.

An Act amending the act of June 18, 1941 (P. L. 137), entitled "An act providing for the appointment, powers and control of members of volunteer fire companies as special fire police, and conferring powers on them at fires attended by their fire companies in any city, borough, town and township," extending the rights and powers of special fire police to other duties performed upon request of municipal authorties.

Referred to the Committee on Municipal Corporations.

By Mr. WORLEY (By Request). HOUSE BILL No. 34.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), extending the open season and the manner of eliminating muskrats in farm ponds.

Referred to the Committee on Game and Conservation.

By Mr. WORLEY. HOUSE BILL No. 35.

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania permitting citizens eighteen years of age or over to vote.

Referred to the Committee on State Government.

By Mr. WORLEY (By Request). HOUSE BILL No. 36.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), increasing compensation paid to constables for attending election places.

Referred to the Committee on State Government.

By Mr. WORLEY. HOUSE BILL No. 37.

An Act amending the "Selective Sales and Use Tax Act" of March 6, 1956 (P. L. 1228), further exempting from the tax certain organizations.

Referred to the Committee on State Government.

By Messrs. McCANN, POLEN, BONNER and MUSTO. HOUSE BILL No. 38.

A Supplement to the act, approved the nineteenth day of July, one thousand nine hundred fifty-seven (Appropriation Acts, p. 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957, "by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-nine.

Referred to the Committee on Appropriations.

By Messrs. POLEN, REIDENBACH, WARGO, BONNER, CURWOOD, YETTER and WHEELER. HOUSE BILL No. 39.

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

Referred to the Committee on Appropriations.

By Mr. NEEDHAM, Mrs. MONROE, Messrs. KAMYK and KOVOLENKO. HOUSE BILL No. 40.

An Act making an appropriation to the Department of Military Affairs for certain expenses in connection with the Korean Conflict Veterans' Compensation Act.

Referred to the Committee on Appropriations.

By Messrs. McCANN and POLEN. HOUSE BILL No. 41.

An Act amending the "General Appropriations Act of 1957," approved July 19, 1957 (Appropriation Acts page 60), deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions.

Referred to the Committee on Appropriations.

By Mr. McCANN, Mrs. VARALLO, Messrs. LOPRESTI and POLEN. HOUSE BILL No. 42

An Act implementing the provisions of article nine, section eighteen of the Constitution of the Commonwealth of Pennsylvania by providing for borrowing money for certain purposes from the Motor License Fund and providing for the reimbursement thereof.

Referred to the Committee on Appropriations.

By Messrs. CAPANO, LUTTY, GALLAGHER and ROVANSEK. HOUSE BILL No. 43

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897), authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same.

Referred to the Committee on Appropriations.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. P. J. MURPHY and BELL. RESOLUTION No. 1.

In the House of Representatives, January 7, 1959.

Whereas, General Casimir Pulaski, the Polish-American hero of the Revolutionary War gave his life that we, in America, might today be free; and

Whereas, Casimir Pulaski, highly distinguished himself as a volunteer in the American Light-Horse during and immediately subsequent to the Battle of Brandywine on September 11, 1777; and

Whereas, the route of the retreat of the Continental Army from the Battle of the Brandywine closely parallels the general route occupied by the Conchester Road and the proposed Chester Expressway in the County of Delaware; and

Whereas, the proposed terminus of the Chester Expressway is located near Leiperville where Washington's Continental Army assembled after its retreat from the Battle of the Brandywine during the evening of September 12, 1777; and

Whereas, the naming of the Conchester Road-Chester Expressway in honor of the great Polish-American patriot, General Casimir Pulaski would serve as an inspiration for generations to come because of the fierce love of liberty which motivated this great Polish-American martyr;

Now Therefore, be it resolved that the House of Representatives of the Commonwealth of Pennsylvania request the Governor of Pennsylvania to name the Conchester Road-Chester Expressway (when constructed) as the "Pulaski Expressway."

Referred to the Committee on Rules.

By Mr. WORLEY. (Concurrent) RESOLUTION No. 2.

In the House of Representatives, January 7, 1959.

The future prosperity and economic advancement of our Commonwealth is largely dependent upon the development of intra-state, inter-state and foreign trade. In order to explore all possibilities which may promote our general welfare in these fields it is deemed desirable to make a study of the obstacles to trade development which now exist, with a view toward encouraging extended and more varied trade activities in the future; therefore be it

Resolved (the Senate concurring), That a committee of two persons be specially appointed to make a thorough study of the problems of trade development in Pennsylvania, one member of said committee to be a member of the House of Representatives, to be appointed by the Speaker of the House and the other member of said committee to be a member of the Senate, appointed by the President Pro Tempore thereof; and be it further

Resolved, That the members of the committee shall serve without compensation but shall be reimbursed for any expenses which may be incurred in the performance of the duties herein imposed, including the expense of any investigatory or clerical assistance which may be required; and be it further

Resolved, That the committee make a report of its findings and recommendations to the 1961 Session of the General Assembly.

Referred to the Committee on Rules.

By Mr. WORLEY. RESOLUTION No. 3.

In the House of Representatives, January 7, 1959

The entire Nation was recently saddened by a holocaust of flames which mercilessly took the lives of scores of school children.

It is imperative that every possible precaution be taken to prevent the re-occurrence of such a terrible tragedy; therefore, be it

Resolved, That the Speaker of the House of Representatives appoint a committee of ten House members geographically located throughout the Commonwealth to study and thoroughly investigate the adequacy of measures being taken for the protection of school children against fire; and be it further

Resolved, That the committee make a report of their findings and recommendations to the House of Representatives at this Session of the General Assembly as soon as possible.

Referred to the Committee on Rules.

By Mr. WORLEY (By request) RESOLUTION No. 4.

In the House of Representatives, January 7, 1959

The existing public school building facilities in Pennsylvania are inadequate for our present needs. It is manifestly clear that our needs will become even greater in the immediate future.

The cost of building new schools is immense and imposes a tremendous burden upon our taxpayers.

It is vitally important therefore that every possible economy be effected in the construction of every new school building.

It has become apparent that a large part of the cost of each new school building is composed of architects' fees and costs. These costs have become so great as to be a luxury which the people of Pennsylvania can no longer afford; therefore, be it

Resolved, That the Department of Public Instruction and the State Public School Building Authority each be requested and directed to submit a report to the House of Representatives, on the subject of standardizing public school buildings throughout the State for the purpose of reducing csts and to include in such reports recommendations for reducing all other costs and eliminating completely all unnecessary costs; and be it further

Resolved, That copies of this resolution be forwarded to the Superintendent of Public Instruction and to each of the other officers who constitute the State Public School Building Authority.

Referred to the Committee on Rules.

COMMITTEE ON ELECTIONS AND APPORTIONMENT

Mr. STONE. Mr. Speaker, the Committee on Elections and Apportionment is organized and ready to do business.

The SPEAKER. The Chair hopes that this Committee will find it possible, as speedily as possible, to consider the matters that will be referred to it for its inquiry, and ultimate report to the House.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. POLEN asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

PETITIONS PROTESTING SEATING OF MEMBERS

The SPEAKER laid before the House petitions protesting the seating of Louis Silverman, Philadelphia and John R. Gailey Jr., York.

TO THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE STATE OF PENNSYLVANIA:

SUBDIRECTED TO THE HONORABLE HIRAM G. ANDREWS, SPEAKER OF THE SAID HOUSE:

PETITION PROTESTING THE SEATING OF LOUIS SILVERMAN, REPRESENTATIVE OF THE SIXTH LEGISLATIVE DISTRICT OF PHILADELPHIA COUNTY, PENNSYLVANIA

The Petition of the undersigned, citizens and electors of the Sixth Legislative District in and for Philadelphia County, Pennsylvania, respectfully represents:

1. That Louis Silverman was certified by the County Election Board of Philadelphia County as having been elected a member of the House of Representatives of the State of Pennsylvania, from the Sixth Legislative District of Philadelphia County, Pennsylvania, on November 4, 1958.

2. That at the time of his election, the said Louis Silverman was not duly qualified to hold the office to which he was elected, for the reason that Louis Silverman had not been an inhabitant and resident of the district for one year next before the election of November 4, 1958, as required by the Constitution of Pennsylvania, Article II, Section 5.

3. That Article II, Section 5 of the Constitution of Pennsylvania provides that Senators and Representatives of the General Assembly "shall have been citizens and inhabitants of the State four years, and inhabitants of their respective districts one year next before their election (unless absent on the public business of the United States or of this State), and shall reside in their respective districts during their terms of service."

4. That Louis Silverman is an inhabitant and resides with his wife and family at 704 Chelten Hills Drive in Elkins Park, Montgomery County, Pennsylvania.

5. That the said Louis Silverman is not an inhabitant of the Sixth Legislative District of Philadelphia County, and does not reside at 1325 Green Street, Philadelphia, Pennsylvania, as is represented on his candidate's affidavit accompanying his nominating petition.

6. That evidence, documentary and otherwise, is available to establish the fact that Louis Silverman was not an inhabitant of the Sixth Legislative District, Philadelphia County, Pennsylvania, for one year prior to the election of November 4, 1958 and that Louis Silverman is not now a resident of said District.

7. That, pursuant to Article II, Section 9 of the Pennsylvania Constitution, the House of Representatives shall judge the elections and qualifications of its members.

Wherefore, for the reasons aforesaid, the said Louis Silverman should be expelled from the House of Representatives of the State of Pennsylvania; and therefore, your petitioners request the said House of Representatives to investigate the matter.

And they will ever pray.

WALTER T. SARMOPRAY
LILLIE ZURR
ORADIO SANTA
DORCAS SANTA

State of Pennsylvania:
County of Philadelhia:

Walter T. Darmopray, being duly sworn according to law, deposes and says that the facts set forth in the foregoing Petition are true and correct to the best of his/her knowledge, information and belief.

WALTER T. DARMOPRAY.

Sworn to and subscribed
before me this 3 day
of January 1959.
Walter T. Darmopray
Notary Public, Philadelphia, Philadelphia Pa.
My Commission Expires January 13, 1959.

TO THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY OF THE STATE OF PENNSYLVANIA

SUB DIRECTED TO THE HONORABLE HIRAM G. ANDREWS, SPEAKER OF THE SAID HOUSE: PETITION PROTESTS THE SEATING OF JOHN R. GAILEY, JR., REPRESENTATIVE OF THE 1st DISTRICT OF YORK COUNTY, PENNSYLVANIA.

The Petition of the undersigned citizens and electors of the 1st Legislative District in and for York County, Pennsylvania, respectfully represents:

1.

That John R. Gailey, Jr., was certified by the County Election Board of York County as having been elected a member of the House of Representatives of the State of Pennsylvania, from the 1st Legislative District of York County, Pennsylvania on November 4, 1958.

2.

That the time of his election the said John R. Gailey, Jr., was not duly qualified to hold said office to which he was elected, for the reason that voters were paid by checks signed by John R. Gailey, Jr., treasurer of the York County Democratic Committee, to vote for the said John R. Gailey, Jr., and that said voters did vote for the said John R. Gailey, Jr., upon being influenced by the payment of said checks for the said votes.

3.

That the said John R. Gailey, Jr. should be disqualified from holding the office of Representative from the 1st Legislative District of York County, Pennsylvania for the violation of Section 1851. Article 18 of the Act of June 3, 1937 P. L. 1333.

4.

That evidence, documentary and otherwise, is available to establish the facts that voters were paid by checks signed by John R. Gailey, Jr., treasurer of the York County Democratic Committee, to vote for the said John R. Gailey, Jr. for the office of Representative from the 1st Legislative District of York County, Pennsylvania.

5.

That, pursuant to Article 2, Section 9 of the Pennsylvania Constitution the House of Representatives shall judge the election of qualifications of it's members.

WHEREFORE, for the reason aforesaid, the said John R. Gailey, Jr. should be expelled from the House of Representatives of the State of Pennsylvania; and therefore your petitioners request the said House of Representatives to investigate the matter.

And they will ever pray.

ADAM H. RUDY
ARTHUR C. SALISBURY
WILLARD M. EICHELBERGER

State of Pennsylvania:
County of York:
SS

Adam H. Rudy, being duly sworn according to law, doth depose and say that the facts set forth in the Petition are true and correct to the best of his/her knowledge, information, and belief.

Adam H. Rudy

Sworn and subscribed to
before me this 5th day
of January, 1959.
William H. Grow
Notary Public
My Commission Expires: March 2nd, 1961

Referred to the Committee on Rules.

JOINT RESOLUTION OF THE STATE OF CONNECTICUT

The SPEAKER laid before the House a certified copy of Senate Joint Resolution No. 9 of the 1958 session of the State of Connecticut.

Referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION—TEXAS

The SPEAKER laid before the House House Concurrent Resolution No. 5 of the State of Texas memorializing Congress to call a National Convention to place limits upon the United States Government to preserve States Rights.

Referred to Committee on Rules.

HOUSE CONCURRENT RESOLUTION—TEXAS

The SPEAKER laid before the House House Concurrent Resolution No. 33 of the State of Texas relative to the encroachment upon the reserved powers of the States under the United States Constitution.

Referred to Committee on Rules.

HOUSE CONCURRENT RESOLUTION—TEXAS

The SPEAKER laid before the House House Concurrent Resolution No. 3 of the State of Texas relative to the use of troops in connection with the operation of public schools.

Referred to Committee on Rules.

RESOLUTION—TALLAHASSEE BAR ASSOCIATION

The SPEAKER laid before the House a resolution from the Tallahassee Bar Association relative to the decisions of the Supreme Court of the United States.

Referred to Committee on Rules.

CONCURRENT RESOLUTION OF THE STATE OF MISSISSIPPI

The SPEAKER laid before the House certified copies of Senate Concurrent Resolution No. 148 and House Concurrent Resolution No. 144 of the 1958 session of the Mississippi Legislature.

Referred to the Committee on Rules.

ANNUAL REPORT DEPARTMENT OF PROPERTY AND SUPPLIES-HEALTH SERVICE

The SPEAKER laid before the House the Annual Report of the Department of Property and Supplies Health Service (Capitol Building) for August 1956 to August 1957, and August 1957 to August 1958.

Referred to the Committee on Rules.

REPORT OF THE SAVING FUND SOCIETY OF GERMANTOWN

The SPEAKER laid before the House the 104th Annual Statement of the Saving Fund Society of Germantown.

(For report see appendix)

REPORTS FROM COMMITTEE

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 38, entitled:

A Supplement to the act, approved the nineteenth day of July, one thousand nine hundred fifty-seven (Appropriation Acts, p. 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957, 'by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-nine.

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 39, entitled:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 40, entitled:

An Act making an appropriation to the Department of Military Affairs for certain expenses in connection with the Korean Conflict Veterans' Compensation Act.

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 41, entitled:

An Act amending the "General Appropriation Act of 1957," approved July 19, 1957 (Appropriation Acts page 60), deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions.

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 42, entitled:

An Act implementing the provisions of article nine, section eighteen of the Constitution of the Commonwealth of Pennsylvania by providing for borrowing money for certain purposes from the Motor License Fund and providing for the reimbursement thereof.

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 43, entitled:

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897), authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same.

BILLS ON FIRST READING

Mr. McCANN asked and obtained unanimous consent for the following bills to be read for the first time:

The House proceeded to the first reading and consideration of House Bill No. 38, entitled:

A Supplement to the act, approved the nineteenth day of July, one thousand nine hundred fifty-seven (Appropriation Acts, p. 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957, "by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-nine.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 39, entitled:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 40, entitled:

An Act making an appropriation to the Department of Military Affairs for certain expenses in conection with the Korean Conflict Veterans' Compensation Act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 41, entitled:

An Act amending the "General Appropriation Act of

1957," approved July 19, 1957 (Appropriation Acts page 60), deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 42, entitled:

An Act implementing the provisions of article nine, section eighteen of the Constitution of the Commonwealth of Pennsylvania by providing for borrowing money for certain purposes from the Motor License Fund and providing for the reimbursement thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 43, entitled:

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897), authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

PERMISSION TO ADDRESS HOUSE

Mr. McCANN asked and obtained unanimous consent to address the House.

Mr. Speaker, in the 1953 Session of the House of Representatives a practice was started by the then Minority Leader and now Speaker of the House of Representatives, asking the House of Representatives for the privilege of having printed in the Journal of the House the Democratic State Platform which had been adopted in 1952. At that time permission was granted and the Platform was written into the Journal, and the Republican party had inserted the Republican State Platform of that year.

In the 1955 Session the then Majority Leader of the House of Representativeshad inserted in the Journal of the House the Democratic State Platform, and following its insertion introduced the legislative planks carrying out the Democratic State Platform.

In this Session, 1959-1960 Session of the House of Representatives, I am asking permission of the House to insert in the Journal of the House the Democratic State Platform of 1958, so that the public of the Commonwealth of Pennsylvania may have easy access and a permanent record to the Democratic State Platform.

In the 1959 Session it is our hope that Legislative planks carrying out the pledges of this Democratic State Platform will be introduced and passed in this House during this session.

I trust that the Minority of the House of Representatives will also request such privilege and that they will have inserted in the record the Republican State Platform of 1958.

With a true spirit of cooperation and harmony that exists now, and I hope will continue to exist during this entire Session of the House of Representatives, I have every reason to feel confident that the legislative planks implementing the platforms of the two parties shall be passed in this House.

It is my honest belief that the Republican State Platform which was drafted under the able leadership of its Platform Chairman, the Minority Leader of this House, will serve as a guide to us on the Democratic side of the House as to its respective contents which would have been supplemented by legislative planks had they been in the majority in this session of the House of Representatives.

We in this House, both Democratic and Republican Members, will do our very best to insure our pledges to the citizens of the Commonwealth in carrying out our respective party platforms.

Mr. Speaker, I now request that the Democratic Platform of 1958 be printed in the Legislative Journal.

1958 PENNSYLVANIA DEMOCRATIC PLATFORM

The world, our national and our Commonwealth are entering a revolutionary age, which offers the greatest promise of human betterment yet menaces us all with destruction.

The Democratic Party is prepared to meet this challenge with government programs looking to the future, not to the past. Proud of our democratic heritage and determined to preserve our liberties and our system of free enterprise, we are nonetheless unafraid of change. We seek to meet social and economic needs as they arise, rather than deny the existence of pressing problems in the hope that they will go away.

We believe it is the responsibility of government, through democratic processes, seeking Divine guidance, to promote social, economic and political justice for all. We have nominated candidates whose careers in public life demonstrate that they understand this responsibility and the obligations of leadership.

The Record at Harrisburg: The Democratic Party is proud of the record of the Leader administration. These are among its major accomplishments:

Effective industrial development coupled with a tax climate favorable to industry.

Acceleration of public works to create jobs during the recession.

The greatest program of highway construction in the history of the Commonwealth. Increased return of state funds for local roads. Improved highway safety.

The largest school construction program in the history of any state. Improvement in curriculum. Better standards and higher pay for teachers.

Establishment of a humane educational program for handicapped and retarded children.

Transaction of public business publicly, through open meetings and "right-to-know" legislation.

Zealous protection of civil rights and civil liberties.

A Fair Employment Practices Law, implemented by a Commission with enforcement powers.

The greatest progress of any state in the treatment and cure of mental illness.

Expansion of recreation facilities, including creation of fifteen new state parks.

Improved unemployment compensation, workmen's compensation, and occupational disease benefits. Higher minimum wage standards.

Aid for slum clearance and redevelopment programs.

Extension of the merit system for technical and professional employees.

Improved efficiency in state administration.

Uncompromising assault on corruption and unethical practices in State government.

This record was made in the teeth of opposition from a hostile legislature which defeated or curtailed many badly-needed programs. The Republican legislators rejected outright Governor Leader's proposals for scholarships, student loans, and junior colleges, and by refusing adequate funds forced abandonment or curtail-

ment of programs proposed in many fields. These include school construction, mental health, fair employment practices, occupational disease compensation, flood control, industrial development, juvenile delinquency, coal research and urban renewal.

In Washington: Our Democratic Senator and Congressmen have supported humane and progressive legislation in the fields of health, welfare, housing, civil rights, social security, education, aid to surplus labor areas, small business and labor relations. They have understood the need for mutual security, reciprocal trade and adequate national defense as roads toward world peace.

They have labored valiently to help the Congress fill the vacuum created by the failure of Republican leadership.

They have rejected slogans masquerading as substitutes for thought.

The Program:

Proud of its record in Harrisburg and Washington, the Democratic Party and its candidates pledge the following 27-point program:

State Objectives:

1. A modern state constitution.

2. A fair apportionment of legislative districts to end the vicious practice of gerrymandering which has deprived hundreds of thousands of our citizens of equal representation.

3. Annual sessions of the General Assembly.

4. Lowering the voting age to 18.

5. An end to control of the legislature by special-interest lobbies; legislation setting ethical standards for public servants and imposing penalties for violation.

6. Vigorous efforts on a non-partisan basis to promote industrial development, business and agricultural growth.

7. An agency of government to protect the interests of the public as buyers and consumers.

8. Strengthened home rule.

9. A career service to insure competence in state jobs requiring special technical or administrative skills, and to attract young people of outstanding ability into government service.

10. Continued recognition of women in filling policy-making positions in government.

11. An aggressive program for the expansion of public libraries in Pennsylvania.

12. Prompt payment of a bonus to veterans of the Korean conflict, with enactment of the necessary revenue measures as required by law.

13. Amendment of the liquor laws to prevent undue concentration of licenses in geographic areas.

Joint Federal-State Objectives:

14. Preservation of the family farm and attainment of a fair level of income for farmers. A vigorous advertising and promotion program to sell Pennsylvania farm products.

15. Further progress in mental health, hospital construction, the prevention and treatment of disease and alcoholism. Adequate health and welfare research programs. A coordinated attack on juvenile delinquency.

16. An end to discrimination based on age, sex, race, creed, color or national origin in education, employment, housing, and public accommodations. Vigilant protection of civil liberties.

17. A constructive program for our senior citizens, especially in fields of employment, social security, health, and housing.

18. A first-class educational opportunity for every Pennsylvania boy and girl from kindergarten through college, in properly staffed and equipped schools and colleges.

19. Opposition to so-called "right-to-work" laws. Elimination of abuses in labor-management relations. Greater security against unemployment and occupational hazards.

20. A safe and sanitary home for every Pennsylvania family, with maximum encouragement to private home building. Rapid progress in slum clearance and urban redevelopment.

21. Special aid to areas suffering from chronic unemployment.

22. Conservation and development of natural resources, including forests, fish and game. Comprehensive all-purpose development of the Delaware, Susquehanna, and Ohio River watersheds in cooperation with neighboring states. Expansion and development of recreational resources, including state and national parks.

23. A long-range, carefully-planned program of interstate, primary, and secondary highway construction coordinated with improved mass transit, air, rail, and water transportation facilities.

Federal Objectives:

24. In economic policy, timely and vigorous action to control inflation, to restore full employment and full production, and to bring about rapid and steady economic growth.

25. In foreign policy, promotion of peace and understanding among all nations, with strong support for the United Nations.

26. In our relations with the rest of the world, avoidance of arrogance and a negative approach; recognition that world leadership imposes world responsibilities, and that to meet those responsibilities requires sound programs of reciprocal trade and mutual security with emphasis on loans for capital development.

27. While exploring every avenue toward world disarmament, building and maintenance in the meantime of forces strong enough to discourage communist aggression and to meet our commitments to maintain freedom wherever it is threatened.

Fiscal Responsibility:

All good programs cost money. The Democratic Party does not pretend otherwise. State and federal tax systems are in need of drastic overhaul to close loopholes and provide an equitable distribution of the tax burden. If fair tax revision and icreased tax returns from an expanding economy should fail to provide the necessary state revenues, we propose a non-partisan commission, similar to the one established by Governor Leader, to explore the tax resources of the Commonwealth and recommend a system of fair and equitable taxation.

In Federal finance, we advocate fiscal policies which produce substantial budget surpluses in times of prosperity to offset any necessary deficit spending in times of recession.

Conclusion:

The Democratic Party and its candidates have shown in Pennsylvania and in Washington the ability to cooperate in the public interest with all groups, regardless of politics.

Historically, there has been too much partisan politics in Pennsylvania. Our Party proposes to enlist the support of all Pennsylvanians in a united effort to better the status of every citizen of the Commonwealth.

To redeem these pledges, the Democratic Party of Pennsylvania humby asks God's help and guidance.

PERMISSION TO ADDRESS HOUSE

Mr. ALBERT W. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, I had the honor this past summer of serving as the Chairman of the Republican Party Platform Committee. We drafted what we thought was a very fine platform for the people of this great state for the coming four-year period.

When we organized our Platform Committee there were 25 members on the Committee, men and women from all parts of Pennsylvania, from different walks of life, who pretty well typified a cross-section of Pennsylvania. The question was, what shall we do in drafting our platform? We decided, for the first time, to hold platform hearings. Previously, the party had called in representative groups behind closed doors and heard what they had to say about our proposed platform.

I just want to say something about our platform hearings. They were an outstanding success. We had one

hearing in Philadelphia. The room was completely filled with folks who wanted to tell us what they would like to see in our platform.

As far as Philadelphia is concerned we heard things about neighborhood problems, about how to have honest elections in Philadelphia, the problems of their port, and various things that were of interest to that great city.

We transferred to Pittsburgh and we had large numbers of people there from the hinterland that came in about the game-life of the state, about the Milk Control Commission, about recreation problems and matters of that sort. Then when we came to Harrisburg, the various state-wide groups such as the Grange and the Townships and the Labor Unions told us what they would like to see in our platform.

We are proud of the platform that was written. I am sure that it met with pretty favorable comment throughout the state when it was issued. The idea of holding public hearings was wonderful. Again I believe we must extend our hearings to Scranton and Erie and maybe to several other sections of the state. The people are interested in what is in both platforms of both parties.

I am happy today to put our platform into the record and I ask unanimous consent for that privilege.

THE REPUBLICAN PLATFORM FOR PENNSYLVANIA

Adopted by the Republican State Committee
at Pittsburgh on September 6, 1958

STATEMENT OF PRINCIPLES

The Republican Party has been the trustee of our Constitutional liberties, the guarantor of the dignity of the individual, the champion of free enterprise and representative government, and the defender of the Republic.

We believe government is best and most economically administered when kept close to the control of those whom it is designed to serve.

It is a self-evident truth that throughout all our history the primary source of the spiritual happiness and material well-being of our people is the initiative, energy, integrity and self-reliance of each citizen.

The foremost function of government is to provide opportunities for the free exercise of individual initiative, insuring equal opportunity for all.

These are the articles of faith and the principles which we of the Republican Party and our candidates, with the help of God, affirm to the people of the Commonwealth of Pennsylvania.

EDUCATION

An adequate system of public education, always necessary to the progress and well-being of our people, has become increasingly important to basic national security.

We believe that all students should have an equal opportunity for secondary as well as higher education without discrimination or segregation. We propose a scholastic loan program and expansion of existing institutions of higher learning in our Commonwealth, plus implementation of President Eisenhower's higher education program. We favor the development and expansion of local college centers through community cooperation with all the existing institutions of higher learning. We will cooperate with the Joint State Government Commission in planning for the establishment of local and community colleges and such other recommendations as the Commission may offer in the field of education.

Pressing as the need may be for more educational facilities, we believe that an even greater need exists for improving the quality of education for all in our public schools. We must endeavor to promote in our children a thirst for knowledge. We must provide each child with courses which are consistent with his mental power and desire to learn.

The key to improvement in the quality of education is the public school teacher. All legislative and administrative measures needed to attract and hold good teachers, including adequate compensation, must be insured.

PUBLIC HEALTHH AND WELFARE

The Republican majority in the 1957 Session of the General Assembly appropriated 380 million dollars for State health and welfare programs, the greatest amount in our State's history. These appropriations properly administered would have adequately provided for the mentally ill, the indigent, the blind, the crippled and those otherwise handicapped, and also provided adequate protection of the public health.

We will continue to expand our State's health and welfare programs.

We will continue to expand and improve every aspect of our mental health program so that new discoveries and advances in science will be utilized to improve and preserve the well-being of all our citizens.

In furtherance of this aim, we will increase the number of mental health clinics to aid in the prevention and detection of emotional and behavior disorders. We will encourage community programs to provide assistance to persons discharged from mental hospitals following treatment and to increase assistance to local private hospitals in this field.

We will cooperate and work with private agencies, organizations and associations in developing sound and progressive programs in the public health, mental health and welfare fields at the state and local levels.

We will establish a sound or merit civil service system in the field of public health and welfare.

An abundance of pure water is essential to the health, as well as the recreation, of our people. We will vigorously continue the traditional Republican program to eliminate pollution of our streams.

We know that some municipalities are unable to install sewage treatment plants because the cost is excessive in relation to their ability to pay. We will continue the Republican program of assisting municipalities so that this worthwhile program can proceed.

Clean air is also a fundamental need. The 1957 Republican Legislature has initiated studies, through the Joint State Government Commission, to determine what measures will best assure clean air, without curtailing industry and job opportunities provided our citizens.

HIGHWAYS

The public knows that the highways of Pennsylvania, once the national standard of excellence, have become a national disgrace under Democrat management. Despite the enormous sums of money available to the Department of Highways, our roads abound with potholes. Snow removal is haphazard and even non-existent, particularly in rural areas. Planning has been on a basis of hit-or-miss and cinder frauds are rampant.

Bridges destroyed by floods in 1955 have yet to be rebuilt. Political considerations have caused the discharge and the resignation of staff members with experience and know-how and incompetent replacements are kept in their positions by a civil service that makes a mockery of the name.

We will begin at once to correct these abuses and to restore our present highways. We will work closely and effectively with the Federal Government in the construction of new highways. We will locate them so that safe and ready access may be had to every section of the state.

We will establish a Highway Commission to develop intelligent highway planning. We will provide for the members of the commission, as well as the engineering and technical personnel of the department, a system of tenure based on competency and skill free from political manipulation.

We endorse the proposal of the 1957 Republican Legislature to assure immediate payment of damages involved in the condemnation of private property for highways building.

We will proceed with highway design and programming in such a way as to encourage small contractors and promote employment throughout Pennsylvania. Secondary highways and farm-to-market roads, now neglected and in disrepair, will be properly maintained and modernized. Unsafe bridges will be reconstructed.

We will proceed as rapidly as possible with the Eisenhower Interstate Road Program in Pennsylvania, giving priority to the most needed arterial highways, including the Keystone Shortway and its necessary connecting links with the ports of Philadelphia, Pittsburgh and Erie.

In developing the State's arterial highways, we will always keep in mind the best interests and welfare of every section of Pennsylvania.

HIGHWAY SAFETY

The Republican Party pledges every necessary action to halt the useless slaughter of our citizens on our streets and highways.

We will support complete revision of the Highway Motor Code to remove conflicts and to give the Pennsylvania State Police every scientific aid, including radar, to protect our citizens.

We will increase the number of State Police, provide adequate salaries and free them from political influence.

We will eliminate hazards on our highways and streets wherever they endanger the lives and property of our citizens.

We will tighten up requirements for drivers' licenses, particularly for new operators of heavy commercial vehicles.

LAW AND ORDER

Increasing crime is a major social problem in Pennsylvania. It is destroying lives, property and the moral fiber of our youth. Crime now costs every man, woman and child in Pennsylvania an average of $128 a year and is increasing every day.

Juvenile gangs, and adult criminals released from confinement by executive clemency during the Leader Administration, jeopardize life and property in our homes, on streets and on highways, particularly in our metropolitan areas. Drastic remedies and concerted efforts must be taken to halt this growing menace.

We pledge to restore integrity to the State Pardon Board so justice cannot be thwarted by political influence. We will stop the opening of the gates of our prisons for the release of hardened criminals and sex maniacs to prey on law abiding citizens. We will establish an agency at the state level to work with local governments and private agencies in formulating and conducting programs to deal effectively with both adult and juvenile crime problems including parole and probation. We will modernize the penal code to eliminate loopholes through which criminals escape justice.

We will tighten enforcement of our liquor laws, particularly the sale of liquor to minors, and provide that citizens' groups may have legal status in protesting establishment or transfer of liquor licenses in residential districts.

We will cooperate with law enforcement agencies at every level in fighting organized crime and racketeering syndicates and in checking the spread of the illegal use of narcotic drugs.

AGRICULTURE

Agriculture is a basic, major industry in Pennsylvania and the backbone is the family farm. The Republican Party praises the self-reliance and independence of farmers. We believe that control of agriculture must remain in their hands.

The Republican Party pledges to meet farm problems promptly and to provide positive and progressive planning for the broad needs of a highly productive and prosperous agriculture.

We pledge further agricultural research, education and extension programs, to work with farmer cooperatives and to encourage the promotion and expansion of markets for farm products. We pledge continued cooperation and assistance in solving the problems of the farmer pertaining to livestock, poultry, plant diesases and destructive insects. We will encourage the conservation and development of our land, water and all natural farm resources.

We promise to enforce and extend, as needed, laws concerning pure foods, seeds, fertilizers, lime and insecticides, as well as the grading, labeling, transporting and marketing of agricultural products.

We will give special attention to improving neglected farm-to-market roads.

We will continue to operate the Department of Agriculture and the College of Agriculture of the Pennsylvania State University to meet the needs of farmers.

We will appoint to the Milk Control Commission men of the highest qualifications who will merit the confidence of producers, distributors and the consuming public. We pledge elimination of political interference and to provide the Commission with an adequate and competent staff.

We will give the Secretary of Agriculture control over the regulation of employment on the farm.

LABOR

We pledge to protect the rights of collective bargaining and the continued support of the Republican Party to the protection of the existing basic rights of organized labor as well as the same rights of all labor and of all working men and women generally.

Recognizing the increase in the cost of living, we pledge increased benefits of existing Unemployment Compensation, Workmen's Compensation and Occupational Disease Compensation Laws.

We favor strengthening the State Labor Relations Board.

We will support workable laws providing equal pay for equal work without regard to sex, race, color or creed.

We will insure that the unemployment benefit status of those who enter the Armed Forces is preserved for their return to civilian life.

We favor legislation to protect working men and women from those who have betrayed their trust to union members.

We will give union men and women the right by law to elect union officers by secret ballot. We will insure that elections are held periodically.

We will insure that pension and welfare funds are properly audited, and that a full accounting of these funds will be periodically published to the members.

We favor legislation making it a criminal offense for labor leaders and employers to join in a conspiracy to exploit those they represent and hire; and such other legislation as may be necessary to protect working men and women from exploitation from any source whatsoever.

BUSINESS AND INDUSTRY

We pledge continued efforts to encourage a favorable business tax climate to attract new industry for Pennsylvania and to allow our existing industries to provide more productive employment for our citizens.

We will continue our efforts to eliminate areas of chronic unemployment through the close cooperation of Federal, State and local agencies and resources.

We will encourage every segment of our economy, including management, labor and representatives of the general public to induce expansion and growth of our commerce and industry.

We will expand the Department of Commerce, established by a Republican Governor and a Republican Legislature, to assure special facilities for aiding small business enterprises.

We will encourage and continue to assist local industrial development groups in their efforts to induce industry to locate in Pennsylvania communities.

HOME BUILDING

Our home-building industry, which is a key to our economic prosperity and social well-being, is beset with problems of taxation, financing, oppressive regulations and inadequate development of community facilities. We will exert every effort to bring about a fair and equitable solution of these problems.

STATE SPENDING AND TAXES

Every dollar of State tax money comes from the individual citizen, either directly or through the price which he pays for goods and services. All taxation is a forcible taking of the citizen's money, and hence of the labor and effort he expends to obtain that money.

We are mindful of the present Governor's promise, when a candidate for office, that he would reduce the biennial budget by $100,000,000; whereas in his first biennium as Governor he submitted a budget asking for an increase of $280,000,000; and during the past four years sought a total increase of $500,000,000. We are mindful of his promise to decrease the State payroll, and his subsequent performance of increasing the payroll by many thousands. He tried to impose a wage tax upon our citizens; he sponsors, even today, a graduated income tax.

He has juggled State appropriations from one purpose to another, contrary to the laws enacted by the Legislature and his duty as Governor.

We believe that the people of Pennsylvania want the truth in reference to broken promises; and we state the truth accordingly.

Many millions of dollars can and will be saved by terminating the bad management and wasteful practices of the present Administration. Many millions of dollars must and will be provided to meet the enlarged needs for educating our children, for the prevention of crime, and for other essentials which the present Administration has either bungled or neglected.

We say forthrightly that we do not believe that the savings to be effected by enconomical and efficient government will wholly offset the additional costs of essential services; consequently we know that increases in State revenue will be needed.

We promise that increases will be kept to a minimum, consistent with good government. We are unalterably opposed to a state wage or income tax.

NATIONAL AFFAIRS AND NATIONAL DEFENSE

Lasting peace with honor is paramount in our time. This issue transcends all others.

The Republican Party of Pennsylvania joins with all patriotic Americans, regardless of political affiliation, in profound gratitude to our great Republican President, Dwight D. Eisenhower, for his magnificent achievements in the preservation of peace and his sincere dedication to honor, justice and freedom in the world.

We are proud that under his calm and determined leadership the recession trend has been reversed and the nation is once more on the high-road to prosperity. Despite the handicap of a Democrat-controlled Congress, the Republican administration has succeeded in continuing to advance its legislative program to carry forward the great goals of peace, prosperity and progress.

It is therefore of enormous importance to elect Republican majorities in the United States Senate and the House of Representatives to uphold President Eisenhower and support Republican principles for the benefit of all the American people.

Our National Defense Program must be a maximum effort encompassing a highly skilled, constantly alert professional Regular Military Establishment, supported by totally adequate Reserve components in all branches of the service.

To this end, we will take all steps necessary to maintain and enhance the strength and competence of Pennsylvania's great National Guard and all of its units. We will give equally dedicated attention to all Reserve forces of the Army, Navy, Air Force and Marines.

STATE GOVERNMENT

We commend the 1957 Republican Legislature for establishing the Commission on Constitutional Revision and recommend that the citizens receive with open mind any recommendations of the Commission for changes in the State Constitution.

We pledge to present to the people, amendments to the State Constitution to lower the voting age to 18 years and to authorize annual sessions of the General Assembly.

We congratulate the 1957 Republican Legislature on the far-reaching merger of the Departments of Public Assistance and Welfare. We pledge to continue our efforts in the future to promote increased efficiency and economy in government through the elimination of over-lapping and duplication of functions.

We pledge to uphold and strengthen the powers of the independently elected Auditor General and State Treasurer and to bring under the scrutiny of these officials the financial operations of all activities of our State Government, including the Pennsylvania Turnpike Commission.

To attract qualified men and women into state government careers, we pledge job security for professional and skilled personnel and adequate compensation to all state employees.

We will press for such programs which will raise the respect and esteem of the general public for the public employees in the Commonwealth who are performing an outstanding service to their community and their State.

We will strengthen and improve the public's right-to-know the facts about their government and the expenditure of public funds as well as the conflict of interest law enacted by the 1957 Republican Legislature.

We will insure prompt payment of bills owed by the Commonwealth.

LOCAL GOVERNMENT

We will increase the power of citizens in political sub-divisions to govern their own affairs. We will make uniform the taxing powers of both classes of townships and maintain an equitable distribution of the gasoline tax, for the construction and maintenance by local governments of roads and bridges.

We will compensate local governments for any damage resulting from highway construction detours. We will present to the voters a Constitutional amendment increasing the borrowing power of local governments.

We will continue to assist our municipalities in redevelopment, slum clearance and housing.

PHILADELPHIA

We will authorize the prompt completion of city-county consolidation of Philadelphia government and the realignment of its ward boundaries. We will seek measures to eliminate political manipulation of Philadelphia's Traffic Court, and we will continue to assist in development of the Port of Philadelphia and other municipal improvements, including highways.

We will exert leadership and will cooperate in every proper action to correct administrative failure to provide higher standards of compensation, reasonable hours and better working conditions for the policemen, firemen and park guards of the city of Philadelphia.

PITTSBURGH

The Republican Party in the administration of Governor Edward Martin initiated the rebuilding and redevelopment of Pittsburgh. This vast program was continued during the Republican administrations of Governors James H. Duff and John S. Fine.

This program, financed in large part by the state, was carried forward by civic minded groups on a non-partisan basis. These civic leaders earned the confidence and support of Republican Governors and legislators during the past 13 years. Every phase of this program will continue to have the support of the Republican Party.

ERIE

We will continue state aid for the development of the Port of Erie so that Northwestern Pennsylvania will receive maximum economic benefits from the St. Lawrence Seaway.

CIVIL RIGHTS

Recognizing existing inequities which some of our citizens experience in employment, education and housing because of race, creed, color, sex and age, the Republican Party of Pennsylvania pledges the following:

1. More adequate budget for the existing Fair Employment Practices Commission, so as to provide for more effective enforcement.

2. Expansion and strengthening of the present Commission so that a definite program can be launched and carried out to eradicate the evil of discrimination, as set forth in this plank, wherever it is encountered.

3. The Republican Party makes these pledges in the full knowledge that it does so as the only political party inherently interested in and able to stand up for all Americans, without regard to their race, religion and national origin.

We Pennsylvania Republicans reaffirm that faith in the dignity and rights of everyone.

CONSERVATION AND OUTDOOR SPORTS

Republican Administrations have initiated clean stream legislation, flood control projects, soil conservation, water development, forest conservation and the expansion of state parks. We will continue to support and encourage conservation of natural resources and wildlife, as well as regulations to preserve the scenic beauty of Pennsylvania, particularly along our highways.

We pledge an adequate winter feeding program and additional habitat for wildlife. We pledge to provide additional fish for our streams and lakes and to expand fishing waters and provide better access to existing facilities.

The Republican Party is proud of its conservation record. We are pledged to carry out our program by appointing the most experienced and capable Pennsylvanians, on a non-political basis and by the proper and rigid enforcement of all laws.

RECREATION

The wholesome use of leisure time is a necessary part of American life. To further develop an expanded recreation program, we recommend increased efforts by the Department of Forests and Waters to assist communities and organizations in fostering local recreational activities to tak full advantage of our expanding State Park system. We will continue to expand Roadside Rests programs initiated by Republican administrations.

VETERANS' AFFAIRS

We pledge prompt payment of the Korean bonus.

We will continue veterans preference in Civil Service and the retention for persons called into the Armed Forces of all rights and privileges held prior to service.

We favor an extension of educational opportunities for veterans' children and continued necessary assistance to veterans who are in need.

WOMEN IN BUSINESS AND GOVERNMENT

Pennsylvania women have established an outstanding record in the fields of government, business and civic activities. We will help and encourage them to further their contribution to the state and nation, and we pledge to place women in responsible government positions, up to and including those of Cabinet level.

YOUTH

Young men and women will be encouraged to make government a career in helping to carry forward the progress of our Commonwealth. We pledge to provide opportunity in our State Government for youth to obtain employment and advancement.

SENIOR CITIZENS

Elder citizens, having contributed to the progress and prosperity of our Commonwealth, are entitled to consideration by our State Government to help meet their needs in low-cost housing, employment and recreational facilities. We pledge our sympathetic consideration to the needs of our worthy senior citizens.

CIVIL DEFENSE

We fully share public concern for citizen safety in the event of an enemy attack. The maintenance of an effective and practical civil defense organization must receive full support from every level of government.

Pennsylvania's civil defense groups have repeatedly proven their value during times of flood and other natural disasters. We pledge cooperation and active support for the Commonwealth's Civil Defense organization.

PROFESSIONS AND TRADES

Our citizens in the professions and trades must be fairly and properly licensed. We pledge adequately appropriations to the Licensing Boards so that the issuance of licenses and the reporting of examinations will not be delayed. Appointees to the State Examining Boards will be men and women whose ability and integrity are recognized and recommended by the professional and trade societies who are directly concerned.

RESOLUTION

Mr. WORLEY offered a resolution which was filed with the Clerk.

RESOLUTION

CONDOLENCE

Mr. BONNER, Mrs. MARKLEY, Messrs. STIMMEL and STECKEL offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives,
January 19, 1959.

The recent death of Abraham Frank, an outstanding citizen and businessman of Allentown, has brought sorsow to many hearts.

Abraham Frank, who passed away at the age of 78, was an excellent example of the oft-heard phrase that United States is the "land of opportunity." At the age of 20, Mr. Frank came to this country from his native Romania. He has been a resident of Allentown for the past 43 years, in which time he built a very successful business, and became widely known as "Frank The Pants Man." He and his wife, Frannie Frank, who recently celebrated their 57th Wedding Annviresary, reared a fine family of three sons and one daughter, who have all become successful in their own right. One is a State Legislator, our own Samuel W. Frank; another is David Frank who is a businessman in Reading; the third is Bernard Frank who is an Attorney in Allentown; and the fourth is Mrs. Lillian Neischloss a housewife and former school teacher in Trenton, N. J.

Abraham Frank had every right to be proud of his accomplishments and those of his sons, just as the community had a right to be proud of him as a good father, a successful businessman and a responsible citizen. Mr. Frank won the respect, confidence and affection of all those with whom he came in contact. His passing is indeed a great loss to his community and to the Commonwealth, therefore, be it

Resolved, That the members of the House of Representatives extend their sympathies to his wife and children in their hour of loss and bereavement, and be it further

Resolved, That copies of this resolution be sent to his widow and children.

RESOLUTION

Mr. McCORMACK offered a resolution which was referred to the Committee on Rules.

REQUEST TO ADD ADDITIONAL SPONSORS

Mr. BRETH asked unanimous consent to add additional sponsors to bills.

The SPEAKER. Will the House give its unanimous consent to add additional sponsors?

Mr. ALBERT W. JOHNSON. Mr. Speaker, this House is always operated on the greatest amount of friendship, cooperation and comity between both sides of this House. Of course, we have a set of Rules.

We have a Member here who just now wanted to offer a condolence resolution for a person not a Member of this House, nor a member of the family of a Member. The Rule of course, as I say, does not permit that. It is only for House Members or their families.

We also have a Rule that you have only four sponsors on a bill. I understand these bills have seven sponsors. As long as Mr. Breth has gone to the trouble of getting sponsors on these particular bills, we will not object. But I believe that four sponsors on a bill is a good rule, it is in the interest of economy and for smooth operation of this General Assembly.

I would say that we will object to any further violation of the Rule. Of course you can move to suspend the Rule, if you care to, but I believe we should follow that particular Rule.

The SPEAKER. I interpret the Minority Leader's remarks as saying that in this particular instance he has no objection.

Mr. ALBERT W. JOHNSON. We are waiving the objection in this particular instance.

The SPEAKER. In the future you intend to operate under the rule?

Mr. ALBERT W. JOHNSON. Yes, Mr. Speaker.

The SPEAKER. The Chair hears no objection and consent is granted to add additional sponsors.

Mr. BRETH. Mr. Speaker, I thank both the Speaker and the Minority Leader.

ANNOUNCEMENTS

The SPEAKER. The Chair recognizes the Chief Clerk for the purpose of making some important announcements of interest to all the Members.

The CHIEF CLERK. In regard to tomorrow morning's schedule, I would like to announce that the oath of office required by the Constitution will be administered to the members of Governor-elect Lawrence's Cabinet in the Hall of this House at 4:00 p.m.

Members and Officers of the House and their families and all other persons who may desire to come are cordially invited to attend these ceremonies. No tickets will be required for admittance either to the Hall of the House or to the Capitol building after 2:00 p. m. tomorrow.

Luncheon announcement. Members and Officers of the House and their families are invited by Governor-elect Lawrence's Inaugural Committee to be their guests for luncheon in the New House Caucus Room on the first floor of this Capitol building, tomorrow, and that will take place between 12:30 p. m. and 1:15 p. m. after the oath of office and address has been made by the Governor-elect.

Just one other announcement. It is suggested that the Members of the House bring their hats and coats to their desks in the House tomorrow morning when the House convenes so that it will expedite the procession to the inaugural stands.

ANNOUNCEMENTS

Mr. McCANN. Mr. Speaker, I have some announcements I would like to make at this time.

The SPEAKER. The gentleman will proceed.

Mr. McCANN. Mr. Speaker, I am again requesting that all the Members of the House please carry out the rules pertaining to your automobile. All automobiles must be removed from the front of the main Capitol building tonight. Automobile parking space is provided for each of us in Parking Lot 14 on the rear of the Capitol. All automobiles must be removed tonight from the front of the main Capitol building.

I would also like to announce to the House that we will be in session next week on Monday and Tuesday, January 26th, and January 27th, beginning Monday at 4:30 p. m. There will be a Democratic Caucus held at 2:30 p. m. and an announcement sent to all the Members, on Monday, January 26th.

The tentative schedule that has been worked out by the leadership on both sides of the House for next week is two days. Also the formalities for the inauguration of the Cabinet's taking the oath of office will take place.

Again I repeat for those who are planning regarding their Hotel rooms for Wednesday of this week, there will not be a session of this House on Wednesday. Tomorrow is the last day for this week.

INTERROGATION

The SPEAKER. The Chair recognizes the gentleman from Warren, Mr. Gibson.

Mr. GIBSON. The question has been asked by some of the Members, do they require a ticket for admission to the Capitol tomorrow?

The SECRETARY. Each Member was supposed to have been sent a ticket to admit him into the Capitol building tomorrow morning and also a ticket to admit his wife, along with a ticket to park his car back of the Capitol until that becomes filled and from then cars will have to be parked on Lot No. 14 at the corner of North and Third Streets.

The ticket for admission to the Capitol is a white ticket received, I believe, by every Member of this House. Two tickets were in the envelope.

ADJOURNMENT

Mr. BOIES. Mr. Speaker, I move that this House do now adjourn until Tuesday, January 20, 1959 at 10:00 a. m.

The motion was agreed to, and (at 6:18 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, JANUARY 20, 1959 No. 4.

SENATE

TUESDAY, January 20, 1959

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

The Chaplain, Rev. WILBUR F. CHRISTY, Assistant Minister, Market Square Presbyterian Church, Harrisburg, offered the following prayer:

Almighty and everloving God, Thou art spirit and truth; Thou art nearer than our inmost thought; Thou art the source of life and all the good that we know in our daily living. We invoke of Thee Thy blessing on this convening of the Senate of our Commonwealth.

Grant Thy blessing on Lieutenant-Governor Davis, who is to preside over this Body. Place Thy hand upon him who is to be inaugurated this day as Governor. Grant our prayer that these, all the Members of the Senate and the officials of the Commonwealth, might fulfill their responsibilities by being worthy servants of the people, and of Thee.

These things we ask in Thy Holy Name and for Thy sake. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. CONFAIR, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor, which were read as follows:

APPROVAL OF SENATE CONCURRENT RESOLUTIONS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 12, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a Senate Concurrent Resolution authorizing the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives to make arrangements for the postage necessary for mailing the Legislative Journal in accordance with the ruling of the Post Office Department. The Resolution further provides that the postage for the Legislative Journal, the bills, calendars and histories be provided for in the Appropriation Bill.

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution authorizing the appointment of a committee to make necessary arrangements for the Inauguration of the Governor-elect, and the expenditure of a sum not exceeding $5,000.00 in the making and carrying out of said arrangements, the same to be provided for in the Appropriaion Bill.

GEORGE M. LEADER.

FINAL MESSAGE AND SUPPLEMENT TO FINAL MESSAGE OF GEORGE M. LEADER, GOVERNOR OF PENNSYLVANIA

The PRESIDENT. The Chair wishes to announce the receipt of the Final Message and Supplement to the Final Message of George M. Leader, Governor of Pennsylvania, to the General Assembly of Pennsylvania, dated January 6, 1959.

This communication will be noted in the Legislative Journal.

SENATE RESOLUTION

COMMITTEE TO WAIT UPON THE LIEUTENANT-GOVERNOR-ELECT

Mr. BERGER offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 20, 1959.

Resolved, That a committee of three Senators be appointed to wait upon the Honorable John Morgan Davis, Lieutenant-Governor-elect, and escort him to the Senate Chamber to take the oath and assume the duties of the office.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. WHALLEY offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 20, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, January 26, 1959, at three o'clock P. M.,

E. S. T., and when the House of Representatives adjourns this week, it reconvene on Monday, January 26, 1959, at four-thirty o'clock P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

COMMITTEE APPOINTED TO WAIT UPON THE LIEUTENANT-GOVERNOR-ELECT

The PRESIDENT. Pursuant to the resolution offered by the gentleman from Potter, Mr. Berger, which was adopted by the Senate, the following committee is appointed to wait upon the Lieutenant-Governor-Elect: the gentleman from Allegheny, Mr. Barr; the gentleman from Philadelphia, Mr. Weiner; and the gentleman from Potter, Mr. Berger.

The Senate will be at ease for a few moments.

(The Senate was at ease.)

DISTINGUISHED GUESTS PRESENTED TO THE SENATE

The PRESIDENT. The Senators are, indeed, honored to have present this morning several distinguished guests whom I would like to introduce. However, I regret that due to the tight time schedule of the Inaugural Program, these guests will not be able to speak to you at this time.

I would like to further announce that the Inaugural Committee will have buses for the Senators and their families at the entrance to the Capitol to transport you to the Farm Show Building, where the Inaugural Ceremonies for Governor-elect Lawrence will be held.

As soon as the proceedings here are completed, you are to go to the front of the Capitol, board the buses and proceed to the Farm Show Building.

The luncheons have been postponed until 1:30 o'clock this afternoon.

At this time, I would like to present to you Governor George M. Leader.

Also, I have the honor to present to you the Governor-elect, David L. Lawrence.

We also are honored to have with us a former Lieutenant-Governor of the Commonwealth of Pennsylvania, the Honorable Thomas Kennedy.

We are further honored to have with us a former Governor of this Commonwealth and recently retired United State Senator, the Honorable Edward Martin.

We also have present today one of the distinguished Judges of the Superior Court of Pennsylvania, the Honorable J. Colvin Wright.

REPORT OF COMMITTEE TO WAIT UPON THE LIEUTENANT-GOVERNOR-ELECT

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present the committee which was appointed to wait upon the Lieutenant-Governor-elect.

Mr. BARR. Mr. President, the committee appointed to escort the Lieutenant-Governor-elect to the Senate Chamber has performed its duty, and the Lieutenant-Governor-elect is present.

The PRESIDENT. The Chair wishes to thank the committee, and invites Lieutenant-Governor-elect Davis and Judge Rhodes to the rostrum.

INAUGURAL CEREMONY OF LIEUTENANT-GOVERNOR-ELECT JOHN MORGAN DAVIS

The PRESIDENT. The hour having arrived for the administration of the oath of office to the Lieutenant-Governor-elect, the Senate will come to order. This ceremony will be opened with the Invocation, which will be offered by the Reverend Doctor V. Carney Hargroves, of the Second Baptist Church, Germantown.

INVOCATION

REVEREND DOCTOR V. CARNEY HARGROVES. Let us pray.

Our Father in Heaven, we pray to Thee because we believe. Because of our confidence in Thy reality, we turn to Thee not alone in our lower moments, but in our happiest experiences.

We thank Thee for the freedoms we enjoy in this, our beloved Country. We are grateful for them and pray that we may so live as to be in Thy sight worthy of them.

We pray especially for him who this day assumes high responsibility. Grant him physical strength to adequately perform his tasks. Give him, we pray, wisdom to make wise decisions and courage to face difficult circumstances. Challenge him to always be true to himself and to Thee. Help him, O God, to be a good servant of this Commonwealth.

We pray, too, for all of us here in this hour. Thou knowest our hopes; Thou knowest our needs. Grant each of us enough discouragement to keep us humble. Permit us sufficient failure that we may know life's noblest values. Allow us enough suffering for us to be sympathetic with our fellowmen.

Because Thou art able to do all these things and more for those who believe, we commit ourselves into Thy care and keeping now and forever, through Jesus Christ, our Lord. Amen.

CERTIFICATE OF ELECTION OF LIEUTENAN-GOVERNOR

The PRESIDENT. The Clerk of the Senate at this time will read the Certificate of Election of the Honorable John Morgan Davis, Lieutenant-Governor-elect of the Commonwealth of Pennsylvania. The Clerk will proceed.

The Certificate of Election was read by the Clerk as follows:

In the Name and by Authority of the

COMMONWEALTH OF PENNSYLVANIA
THE GENERAL ASSEMBLY IN JOINT SESSION

Harrisburg, January 6, 1959.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D. one thousand nine hundred and fifty-nine, in the Hall of the House of Representatives at the State Caiptol, open the returns of the election for Lieutenant-Governor of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that John Morgan Davis had the highest number of votes; whereupon the said John Morgan Davis was declared to have been duly elected Lieutenant-Governor of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

ROY E. FURMAN
President of the Senate
HIRAM G. ANDREWS
Speaker of the House of Representatives
HENRY J. PROPERT
Teller on the part of the Senate
HOWARD B. RUDISILL
Teller on the part of the House of Representatives

ADMINISTRATION OF OATH TO LIEUTENANT-GOVERNOR-ELECT

The PRESIDENT. The oath of office to the Honorable John Morgan Davis, Lieutenant-Governor-elect, will be administered by Judge Chester H. Rhodes, President Judge of the Pennsylvania Superior Court.

(The oath of office was administered accordingly.)

GAVEL PRESENTED TO LIEUTENANT-GOVERNOR JOHN MORGAN DAVIS

Mr. FURMAN. It is now my honor and happy privilege to present to John Morgan Davis, the Lieutenant-Governor of the Commonwealth of Pennsylvania, the gavel of authority of the Senate.

Governor Davis, I congratulate you and wish you Godspeed.

LIEUTENANT-GOVERNOR JOHN MORGAN DAVIS. Thank you, Governor Furman.

INAUGURAL ADDRESS OF LIEUTENANT-GOVERNOR JOHN MORGAN DAVIS

LIEUTENANT-GOVERNOR JOHN MORGAN DAVIS. Mr. President, Governor-elect Lawrence, Members of the Senate and fellow citizens, I am very humble in taking this gavel into my hands today. It marks the beginning of four years which I hope will be a happy association with the Members of this Senate. I was sworn in with my hand resting on these words of the Holy Bible, as recorded in the Book of Isaiah, Chapter 41, Verses X to XIII:

"X. Fear Thou not, for I am with thee; be not dismayed, for I am thy God; I will strengthen thee; yea, I will help thee; yea, I will uphold thee with the right hand of my righteousness.

"XI. Behold, all they that were incensed against thee shall be ashamed and confounded; they shall be as nothing and they that strive with thee shall perish.

"XII. Thou shalt seek them, and shalt not find them, even 'them that contended with thee'; they that war against thee shall be as nothing, and as a thing of naught.

"XIII. For I, the Lord thy God, will hold thy right hand, saying unto thee, 'Fear not, I will help thee.'"

These wonderful words will always be in my heart as I go forward with my duties as Lieutenant-Governor of Pennsylvania, for I am thankful to God for the opportunity being afforded me to once again serve the people of this great Commonwealth. In dedicating myself to this purpose, I fully realize that the task faced by the Senate of Pennsylvania is not an easy one. Lawmaking bodies are—and properly should be—the infantry in the battle for good government. The Members of the Senate of Pennsylvania are properly persons of different backgrounds, different points of view and varying philosophies. The bond which holds them together, however, is the desire to serve, and serve well, the people of this great State.

Pennsylvania, along with our great Nation, is on the threshhold of a new era. The natural resources available in this great Commonwealth are equaled by very few States in the Union. The schools and universities for providing our younger citizens with higher education are among the finest in our land. We can be proud that our State has become a mecca for tourists. Our citizens are keenly aware that within the borders of Pennsylvania lie the raw materials in people, things and institutions that can create prosperity and happiness on all fronts. No Pennsylvanian should be without a job. No youngster who wants to go to college should be without the finest education. No one who is sick or lame should be without proper medical and hospital help.

The Members of the Senate of Pennsylvania, regardless of party, can and will, I am sure, face up to the challenge of this day and the problems which concern us. I believe that the time has passed when partisan politics will be permitted to thwart what is good for the people of Pennsylvania. I am sure that every Member of both Legislative Bodies feels the same way. The government of our State belongs to the people and the people's interests can be guarded only by their representatives in the government. The people have a right to demand that we cope with and solve their problems. This, God helping, we shall do.

As President of the Senate, I will be performing a duty which is not wholly unfamiliar to me. My judicial experience, I am certain, will stand me in good stead. I hope sincerely that I was considered a fair and impartial Judge, whose interests were always in arriving at the truth and whose rulings were in accord with the law and the deepest traditions of the judiciary. I expect to act no differently in presiding over the Senate. I shall zealously guard the right of every Senator to be heard, and will do all in my power to help this great Body function efficiently and in the best interest of all of the people of Pennsylvania.

In my duties, other than as President of the Senate, I shall strive for a program that will provide a maximum of protection to the citizens of this Commonwealth. I will not endorse the use of "Star Chamber" proceedings and will fully subscribe to the theory that our people have a right to know what their elected and appointed officials are doing. The Board over which I precide will strive for procedures that will afford a maximum of security to the people of the Commonwealth of Pennsylvania. I shall serve, as always, with fear of none and with favor to no one, impartially and fairly.

I am very happy to be a part of the great administration of that fine Governor, David L. Lawrence. I assure you that in cooperating with him and with this Senate of Pennsylvania, I know that I can be of the highest service to the people of Pennsylvania. Thus, my friends, I shall keep faith with myself and with my family.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

The PRESIDENT. This ceremony being concluded, the Chair calls upon the Oblate of St. Francis De Sales, Father William A. Guerin, to pronounce the benediction.

BENEDICTION

FATHER WILLIAM A. GUERIN. Almighty and Eternal

God, we humbly ask the blessings of the Father, the Son and the Holy Spirit upon our Lieutenant-Governor, John Morgan Davis. We beg Thee to communicate to him a touch of Thy infinite strength to aid him in the great task which lies before him.

We pray Thee, O God of might, justice and wisdom, through Whom all authority is rightly administered and laws enacted, let the light of divine wisdom direct the deliberations of the Senate over which our Lieutenant-Governor shall preside, so that Your heavenly foresight might shine forth in all the proceedings and laws framed for our rule and government, and thus tend to the preservation of peace, perpetuate to us equal liberty and promote due respect for virtue and religion.

May the blessing of Almighty God descend upon John Morgan Davis, our Lieutenant-Governor, and remain with him forever and ever. Amen.

SENATE RESOLUTION

THANKS OF THE SENATE TENDERED TO THE HONORABLE CHESTER H. RHODES

Mr. SCOTT offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 20, 1959.

Resolved, That the thanks of the Senate are hereby tendered to the Honorable Chester H. Rhodes, President Judge of the Pennsylvania Superior Court, for his services in administering the oath of office to the Honorable John Morgan Davis, Lieutenant-Governor.

The PRESIDENT. At this time, the Chair invites the gentleman from Dauphin, Mr. Taylor, to the rostrum to preside.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

ANNOUNCEMENT OF INAUGURAL COMMITTEE

The PRESIDENT pro tempore. The Chair wishes to announce that the Inaugural Committee will please proceed to the rear of the Senate Chamber, and the Sergeant-at-Arms will escort the committee to the Governor's Office.

The members of the Inaugural Committee are as follows: Senator Anthony J. DiSilvestro, Senator Bernard B. McGinnis, Senator Israel Stiefel, Senator Frank W. Ruth, Senator Hugh J. McMenamin, Senator William J. Lane, Senator George J. Sarraf, Senator Peter J. Camiel, Senator Martin Silvert, Senator Jo Hays, Senator Harry E. Seyler, Senator James S. Berger, Senator Robert D. Fleming, Senator Albert R. Pechan and your humble servant, Senator M. Harvey Taylor.

Will the gentleman from Schuylkill, Mr. Wagner, approach the rostrum?

The PRESIDING OFFICER (Paul L. Wagner) in the Chair.

The PRESIDING OFFICER. The Senate will be at ease, pending the departure of the Inaugural Committee.

(The Senate was at ease.)

RECESS

The PRESIDING OFFICER. The Chair now declares a recess of the Senate until 2:00 o'clock p.m. in order that the Senators may attend the Inaugural Ceremonies.

AFTER RECESS

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

The PRESIDENT pro tempore. The time of recess having elapsed, the Senate will be in order.

COMMUNICATIONS FROM THE GOVERNOR

The PRESIDENT pro tempore. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present the Secretary to the Governor, the Honorable Otis B. Morse.

Mr. MORSE. Mr. President, I have the honor to present communications in writing from His Excellency, the Governor of the Commonwealth, David L. Lawrence.

The PRESIDENT pro tempore. The Chair thanks the Secretary to the Governor.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The communications in writing from His Excellency, the Governor of the Commonwealth, were read as follows, and referred to the Committee on Executive Nominations:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

SECRETARY OF THE COMMONWEALTH

John S. Rice, Gettysburg, Adams County, for appointment as Secretary of the Commonwealth, to serve until superseded.

ATTORNEY GENERAL

Anne X. Alpern, Pittsburgh, Allegheny County, for appointment as Attorney General, to serve until superseded, to fill a vacancy.

ADJUTANT GENERAL

A. J. Drexel Biddle, Philadelphia, Philadelphia County, for appointment as Adjutant General, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

INSURANCE COMMISSIONER

Francis R. Smith, Philadelphia, Philadelphia County, for appointment as Insurance Commissioner, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF BANKING

Robert L. Myers, Jr., Camp Hill, Cumberland County, for appointment as Secretary of Banking, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF AGRICULTURE

William L. Henning, State College, Centre County, for appointment as Secretary of Agriculture, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF PROPERTY AND SUPPLIES

Andrew M. Bradley, Bedford, Bedford County, for appointment as Secretary of Property and Supplies, to serve

until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF FORESTS AND WATERS

Maurice K. Goddard, State College, Centre County, for appointment as Secretary of Forests and Waters, to serve until the third Tuesday of January 1963, and until his succesor shall have been appointed and qualified.

SECRETARY OF MINES AND MINERAL INDUSTRIES

Joseph T. Kennedy, Wilkes-Barre, Luzerne County, for appointment as Secretary of Mines and Mineral Industries, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF HIGHWAYS

Park H. Martin, Pittsburgh, Allegheny County, for appointment as Secretary of Highways, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, vice Lewis M. Stevens.

SECRETARY OF HEALTH

Charles L. Wilbar, Jr., Camp Hill, Cumberland County, for appointment as Secretary of Health, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

COMMISSIONER OF THE PENNSYLVANIA STATE POLICE

Frank G. McCartney, Lansford, Carbon County, for appointment as Commissioner of the Pennsylvania State Police, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, to fill a vacancy.

SECRETARY OF LABOR AND INDUSTRY

William L. Blatt, Jr., Camp Hill, Cumberland County, for appointment as Secretary of Labor and Industry, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF PUBLIC WELFARE

Mrs. Ruth Grigg Horting, Lancaster, Lancaster County, for appointment as Secretary of Public Welfare, to serve until the third Tuesday of January 1963, and until her successor shall have been appointed and qualified, vice Harry Shapiro.

SECRETARY OF REVENUE

Charles M. Dougherty, Philadelphia, Philadelphia County, for appointment as Secretary of Revenue, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, to fill a vacancy.

SECRETARY OF COMMERCE

Wililam R. Davlin, Harrisburg, Dauphin County, for appointment as Secretary of Commerce, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE PUBLIC SERVICE INSTITUTE BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. John H. Ferguson, 555 West Ridge Avenue, State College, Centre County, for appointment as a member of the Public Service Institute Board, for the term of four years, and until his successor is qualified, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBERS OF THHE BOARD OF TRUSTEES OF THE PENNSYLVANIA STATE UNIVERSITY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of The Pennsylvania State University:

Charles T. Douds, Engelwood, N. J., from June 21, 1957, until July 1, 1959, and until his successor shall have been appointed and qualified.

Richardson Dilworth, Philadelphia, from July 2, 1957, until July 1, 1960, and until his successor shall have been appointed and qualified.

Joseph A. McDonough, Philadelphia, from July 2, 1957, until July 1, 1960, and until his successor shall have been appointed and qualified.

Miss Mary Jane Wyland, State College, from July 2, 1958, until July 1, 1961, and until her successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hyman H. Wagner, 195 South Wyoming Street, Hazleton, Luzerne County, for appointment as Alderman in and for the Fourth Ward of the City of Hazleton, Luzerne County, until the first Monday of January 1960, vice Amandus Kirchdoerfer, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Catherine Murphy, Sybertsville, Luzerne County, for appointment as Justice of the Peace in and for the Township of Sugarloaf, Luzerne County, until the first Monday of January 1960, vice Willard Murphy, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Marjorie M. Lesik, R. D. 5, Waterford, Erie County, for appointment as justice of the Peace in and for the Township of LeBoeuf, Erie County, until the first Monday of January 1960, vice Edna Rowland, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank M. Kelley, Country Surrey Hill, Gouldsboro, Wayne County, for appointment as Justice of the Peace in and for the Township of Lehigh, Wayne County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

COMMUNICATIONS FROM THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

SECRETARY TO THE GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have appointed Otis B. Morse of York, York County, to be Secretary to the Governor.

DAVID L. LAWRENCE.

INAUGURAL ADDRESS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I take pleasure in transmitting to you herewith, for your information, a copy of my Inaugural Address made today.

DAVID L. LAWRENCE.

The PRESIDENT pro tempore. The Inaugural Address of Governor David L. Lawrence will be noted in the Journal.

RECALLING ALL NOMINATIONS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall all nominations made to your Honorable Body by my predecessor in office under date of January 6, 1959, except those for the office of Commissioner of Deeds.

I respectfully request the return to me of the official message or messages of nominations in the premises.

DAVID L. LAWRENCE.

The PRESIDENT (John Morgan Davis) in the Chair.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, January 20, 1959.

Resolved (the House of Representatives concurring) That when the Senate adjourns this week, it reconvene on Monday, January 26, 1959, at three o'clock P. M., E. S. T., and when the House of Representatives adjourns this week, it reconvene on Monday, January 26, 1959, at four-thirty o'clock P. M., E. S. T.

RECESS

Mr. FLEMING. Mr. President, I move that the Senate do now take a recess for fifteen minutes for the purpose of holding a Republican Caucus in Senator Berger's office.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

SECRETARY OF ADMINISTRATION PRESENTED TO THE SENATE

Mr. BARR. Mr. President, at this time I would like to introduce to the Senate the new Secretary of Administration for the new regime, Mr. Walter W. Giesey, of Pittsburgh. Anyone who has any problems may just call upon Mr. Giesey.

RECESS

Mr. BERGER. Mr. President, I move that the Senate do now take a recess for five minutes for the purpose of holding a meeting of the Committee on Executive Nominations in the Conference Room at the rear of the Senate.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

SECRETARY OF THE COMMONWEALTH

John S. Rice, Gettysburg, Adams County, for appointment as Secretary of the Commonwealth, to serve until superseded.

ATTORNEY GENERAL

Anne X. Alpern, Pittsburgh, Allegheny County, for appointment as Attorney General, to serve until superseded, to fill a vacancy.

ADJUTANT GENERAL

A. J. Drexel Biddle, Philadelphia, Philadelphia County, for appointment as Adjutant General, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

INSURANCE COMMISSIONER

Francis R. Smith, Philadelphia, Philadelphia County, for appointment as Insurance Commissioner, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF BANKING

Robert L. Myers, Jr., Camp Hill, Cumberland County, for appointment as Secretary of Banking, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF AGRICULTURE

William L. Henning, State College, Centre County, for appointment as Secretary of Agriculture, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF PROPERTY AND SUPPLIES

Andrew M. Bradley, Bedford, Bedford County, for appointment as Secretary of Property and Supplies, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF FORESTS AND WATERS

Maurice K. Goddard, State College, Centre County, for appointment as Secretary of Forests and Waters, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF MINES AND MINERAL INDUSTRIES

Joseph T. Kennedy, Wilkes-Barre, Luzerne County, for appointment as Secretary of Mines and Mineral Industries, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF HIGHWAYS

Park H. Martin, Pittsburgh, Allegheny County, for appointment as Secretary of Highways, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, vice Lewis M. Stevens.

SECRETARY OF HEALTH

Charles L. Wilbar, Jr., Camp Hill, Cumberland County, for appointment as Secretary of Health, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF LABOR AND INDUSTRY

William L. Batt, Jr., Camp Hill, Cumberland County, for appointment as Secretary of Labor and Industry, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

SECRETARY OF PUBLIC WELFARE

Mrs. Ruth Grigg Horting, Lancaster, Lancaster County, for appointment as Secretary of Public Welfare, to serve until the third Tuesday of January 1963, and until her successor shall have been appointed and qualified, vice Harry Shapiro.

SECRETARY OF REVENUE

Charles M. Dougherty, Philadelphia, Philadelphia County, for appointment as Secretary of Revenue, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, to fill a vacancy.

SECRETARY OF COMMERCE

William R. Davlin, Harrisburg, Dauphin County, for appointment as Secretary of Commerce, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations read by the Clerk.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

Whereupon,

A motion was made by Mr. FLEMING and Mr. WATKINS,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED AND REFERRED

Mr. BERGER read in his place and presented to the Chair Senate Bill No. 1, entitled:

An Act amending the act of May 29, 1931 (P. L. 280), entitled "Local Delinquent Tax Return Law," further providing for service of written notice of sale in certain cases on the real owner of property to be sold, and prescribing the effect of failure to receive such notice.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 2, entitled:

An Act amending the act of May 29, 1931 (P. L. 280), entitled "Local Delinquent Tax Return Law," further regulating the tax sales and payment of the purchase money.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 3, entitled:

An Act providing for the payment of money into court for persons entitled thereto in eminent domain proceedings the crediting of such payments, and prescribing method of computing interest on awards.

Which was committed to the Committee on Judiciary General.

Messrs. BERGER and BARR read in place and presented to the Chair Senate Bill 4, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting the sale of gasoline in glass containers.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 5, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225), entitled "The Game Law," permitting summary offenses under the act to be commenced before additional magistrates, aldermen or justices of the peace.

Which was committed to the Committee on Forests and Waters, Game and Fish.

PERMISSION TO ADDRESS SENATE

Mr. PECHAN asked and obtained unanimous consent to address the Senate.

Mr. PECHAN. Mr. President, the bill which I am about to introduce is co-sponsored by my colleagues, Senator Ehrgood, Senator Elliott and Senator Walker. I am very happy to be able to present this bill this early in the Session because it has to do with something which has been very close to me, and that is to give the citizens, when they become eighteen years of age, the right to vote.

Two years ago in the last Session, the Senate and the House unanimously passed this measure, and I am hoping that the same will be done again at this Session and that at the referendum, the people of Pennsylvania will approve it.

BILLS INTRODUCED AND REFERRED

Messrs. PECHAN, ELLIOTT, EHRGOOD and WALKER read in place and presented to the Chair Senate Bill No. 6, entitled:

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania, permitting citizens eighteen years of age or over to vote.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 7, entitled:

An Act authorizing the recovery of damages from parents of children destroying property.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 8, entitled:

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania, permitting citizens eighteen years of age or over to vote.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. FLEMING read in his place and presented to the Chair Senate Bill No. 9, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," prohibiting competitive racing on highways, and fixing penalties.

Which was committed to the Committee on Highways.

Messrs. EHRGOOD, DONOLOW and WALKER read in place and presented to the Chair Senate Bill No. 10, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," changing the method for determining the penalty to be imposed for the crime of murder of the first degree.

Which was committed to the Committee on Judiciary General.

Mr. ELLIOTT read in his place and presented to the Chair Senate Bill No. 11, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," providing for the erection of stop signs bearing the legend "Four Way Stop."

Which was committed to the Committee on Highways.

Messrs. WALKER and WHALLEY read in place and presented to the Chair Senate Bill No. 12, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," requiring that flashing emergency lamps on snow plows and cinder trucks be amber in color.

Which was committeed to the Committee on Highways.

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 13, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment to the Borough of Ebensburg for defraying the Commonwealth's share of expenses and charges, in connection with capital improvements to the Ebensburg State School.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 14, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225), entitled "The Game Law," authorizing game to be hunted, caught, taken, wounded or killed with auto-pistols.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair Senate Bill No. 15, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "Public Assistance Law," prohibiting the encumbrance of real property used as a home for repayment of public assistance cancelling such existing obligations; and providing for reconveyance of real property so encumbered.

Which was committed to the Committee on Public Health and Welfare.

Messrs. WALKER and WHALLEY read in place and presented to the Chair Senate Bill No. 16, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting the sale or use of fire extinguishers containing carbon tetrachloride; and imposing penalties.

Which was committed to the Committee on Judiciary General.

Messrs. WALKER and EHRGOOD read in place and presented to the Chair Senate Bill No. 17, entitled:

An Act amending the act of June 3, 1933 (P. L. 1449), entitled "Juvenile Court Law of Allegheny County," providing for the disclosure of certain names to newspapers.

Which was committed to the Committee on Judiciary General.

Messrs. WALKER, WHALLEY and EHRGOOD read in place and presented to the Chair Senate Bill No. 18, entitled:

An Act amending the act of June 2, 1933 (P. L. 1433), entitled "The Juvenile Court Law," providing for the disclosure of certain names to newspapers.

Which was committed to the Committee on Judiciary General.

Messrs. WALKER and EHRGOOD read in place and presented to the Chair Senate Bill No. 19, entitled:

An Act amending the act of March 22, 1907 (P. L. 31), entitled "An act to provide for the assignment of counsel in murder cases, . . .," providing for the appointment of special investigators.

Which was committed to the Committee on Judiciary General.

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 20, entitled:

An Act amending the act of February 18, 1785 (2 Smith Laws 275), entitled "An act for the better securing personal liberty, and preventing wrongful imprisonments," providing for the immediate release of persons under certain conditions.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 21, entitled:

An Act abolishing capital punishment; providing for the substitution of an indefinite sentence in lieu thereof; and making provisions for the release of persons so sentenced.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 22, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing payments to joint school boards and joint school committees by the Commonwealth.

Which was committed to the Committee on Education.

Messrs. WALKER, WAGNER and HAYS read in place and presented to the Chair Senate Bill No. 23, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," further providing for the determination of school building projects in hardship cases.

Which was committed to the Committee on Education.

Messrs. WHALLEY, WADE, WALKER, STEVENSON, FLACK, ELLIOTT, KROMER, SCOTT, EHRGOOD, VAN SANT, WATKINS, PECHAN, KOPRIVER, JR. and MALLERY read in place and presented to the Chair Senate Bill No. 24, entitled:

An Act amending the act of June 1, 1956 (P. L. 1944), entitled "An act providing a permanent allocation of a part of the fuels and liquid fuels tax proceeds to cities, boroughs, incorporated towns and townships, for their road, street and bridge purposes; * * *" continuing a conditional appropriation beyond the calendar year of 1959.

Which was committed to the Committee on Highways.

Messrs. WHALLEY, WADE, BERGER, WALKER, WAGNER, STEVENSON, MALLERY and WATKINS read in place and presented to the Chair Senate Bill No. 25, entitled:

An Act creating the Pennsylvania Highways Commission; defining its powers and duties; abolishing the Department of Highways and office of Secretary of Highways; and making an appropriation.

Which was committed to the Committee on Highways.

Mr. WHALLEY, on behalf of Mr. WADE, read in his place and presented to the Chair Senate Bill No. 26, entitled:

An Act amending the act of April 13, 1887 (P. L. 21), entitled "An act for the establishment of a uniform standard of time throughout the Commonwealth," regulating the advancing of eastern standard time by counties, cities, boroughs, towns, townships and other municipal subdivisions.

Which was committed to the Committee on Local Government.

Messrs. WHALLEY, WADE and WALKER read in place and presented to the Chair Senate Bill No. 27, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," further regulating markings in "No Passing Zones."

Which was committed to the Committee on Highways.

Messrs. STEVENSON, MALLERY, KOPRIVER, JR. and LANE read in place and presented to the Chair Senate Bill No. 28, entitled:

An Act amending the act of May 21, 1931 (P. L. 149), entitled, as amended, "The Liquid Fuels Tax Act," exempting from the tax liquid fuels used by or sold and delivered to political subdivisions for use for municipal purposes.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 29, entitled:

An Act amending the act of May 4, 1927 (P. L. 519),

entitled "The Borough Code," authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force, and as paid operators of fire apparatus shall take physical examinations.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 30, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the regulation of junk dealers, junk yards and salvage yards.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 31, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," increasing the amount commissioners may spend in contracts without advertising.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 32, entitled:

An Act amending the act of July 20, 1953 (P. L. 550), entitled "An act providing for and regulating the annexation of parts of a second class township to boroughs, cities and townships," fixing the time when annexation takes effect, and further providing for the payment of costs.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 33, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the supervisors to regulate or prohibit the establishment of new fire companies.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 34, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing temporary investment of township funds.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 35, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," authorizing temporary investment of city funds.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 36, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," further regulating the investment of borough funds.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 37, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing temporary investment of township funds.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 38, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing appropriations for handling storage and distribution of surplus foods.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 39, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," authorizing appropriations for handling, storage and distribution of surplus foods.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 40, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code," authorizing appropriations for handling, storage and distribution of surplus foods.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 41, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing appropriations for handling, storage and distribution of surplus foods.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 42, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," prescribing the method of appointing successors when two or more vacancies occur in the offices of supervisors.

Which was committed to the Committee on Local Government.

Mr. HAYS read in his place and presented to the Chair Senate Bill No. 43, entitled:

An Act making a deficiency appropriation to the Department of Public Welfare for the operation and maintenance of the Philipsburg State Hospital.

Which was committed to the Committee on Appropriations.

MEMBERS OF THE SENATE INVITED TO ATTEND SWEARING-IN OF THE GOVERNOR'S CABINET

Mr. WEINER. Mr. President, on behalf of the Governor and the Members of his Cabinet, I would like to invite all of the Senators to attend the swearing-in of the Cabinet, which will take place at 4:00 o'clock in the Hall of the House. Everyone is invited to attend.

BILLS INTRODUCED AND REFERRED

Messrs. MALLERY, STEVENSON, McMENAMIN, MILLER and WALKER read in place and presented to the Chair Senate Bill No. 44, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," exempting certain municipal authorities from motor vehicle registration and certifiate of title fees.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 45, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945," providing that the exemption of Authorities from taxation shall include exemption from taxes on liquid fuels used in the operation of motor buses.

Which was committed to the Committee on Corporations.

Messrs. MALLERY, STEVENSON, McMENAMIN and MILLER read in place and presented to the Chair Senate Bill No. 46, entitled:

An Act amending the act of April 6, 1951 (P. L. 69), entitled "The Landlord and Tenant Act of 1951," providing for the sale of motor vehicles, trailers and semitrailers and creating additional exemptions from levy and sale on distress for rent.

Which was committed to the Committee on Judiciary General.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 47, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," specifying the time for certain payments by the Commonwealth on account of tuition.

Which was committed to the Committee on Education.

Messrs. MALLERY, STEVENSON and McMENAMIN read in place and presented to the Chair Senate Bill No. 48, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," further regulating the effect of a certificate of title showing a lien or encumbrance.

Which was committed to the Committee on Highways.

Mr. MALLERY, on behalf of Mr. WALKER, read in his place and presented to the Chair Senate Bill No. 49, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for emergency priorities on school building projects in cases of unusual expansions.

Which was committed to the Committee on Education.

He also, on behalf of Mr. WALKER, read in his place and presented to the Chair Senate Bill No. 50, entitled:

An Act making an appropriation to the House of Representatives and to the Senate for the purchase of stationery supplies and official stationery for the members and officers thereof.

Which was committed to the Committee on Appropriations.

Messrs. LANE, DONOLOW and CAMIEL read in place and presented to the Chair Senate Bill No. 51, entitled:

An Act relating to and regulating atomic development activities within the Commonwealth; providing for the appointment of a Coordinator of Atomic Development Activities and fixing his duties and salary and requiring certain departments and agencies to make continuing studies and recommendations relative to atomic industrial development.

Which was committed to the Committee on State Government.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, the bill which I am about to introduce establishes in Pennsylvania a Business Development Corporation. As most of the Members know, we now have an Industrial Development Authority in operation in Pennsylvania, and the sponsors of this legislation are of the opinion that should we have this legislation passed, it would create a Business Development Corporation whereby there is a great possibility that we will attract private capital to our endeavors in making Pennsylvania a prosperous State in which to live.

So, on behalf of Senator McMenamin, Senator Camiel, Senator Murray, Senator Mahady, Senator Kalman, Senator Scott and myself, I present this bill to the Chair, and I wish to explain that the reason we have these sponsors is because these Members of the Senate represent areas where they have a labor surplus.

BILL INTRODUCED AND REFERRED

Messrs. LANE, McMENAMIN, CAMIEL, MURRAY, MAHADY, KALMAN and SCOTT, read in place and presented to the Chair Senate Bill No. 52, entitled:

An Act establishing the Pennsylvania Business Development Corporation; prescribing its powers and duties, and providing for its operation.

Which was committed to the Committee on State Government.

SENATE RESOLUTION

REFERRED TO COMMITTEE

URGING THE DEPARTMENT OF LABOR AND INDUSTRY TO INSPECT AND EXAMINE THE SCHOOLS OF PENNSYLVANIA AND TO DETERMINE THE DEGREE OF SAFETY OF EACH ONE

Messrs. LANE, CAMIEL and BERGER offered the following resolution which was twice read and referred to the Committee on Labor and Industry.

In the Senate, January 20, 1959.

Pennsylvanians were shocked at the news of the tragic

school fire in Chicago. Our grief for these young helpless children and their parents is mingled with a dread anxiety for the safety of our own children. Every Pennsylvanian is of one mind in a determination that such a loss shall never befall Pennsylvania. There is no greater consideration than the safety of our children and any course of action which adds to that safety, even in the slightest degree, is worth many times the effort put into it.

To fear that any of our school children are in present danger is intolerable. To rid ourselves of fear we must find and eliminate every fire hazard in our schools; therefore be it

Resolved, That the Members of the Senate urge the Department of Labor and Industry, through its Bureau of Investigations to inspect and examine the schools of Pennsylvania and to determine the degree of safety of each one; and in addition to pursuing the actions prescribed by law in those cases involving fire hazards, to make available the results of the investigation to the Department of Public Instruction and to the Stae Public School Building Auhority for appropriate action by those agencies; and be it further

Resolved, That the Department of Labor and Industry program periodic inspections of every school facility in Pennsylvania to the end that protection against fire in our schools be as complete as is possible; and be it further

Resolved, That if the Department of Labor and Industry finds the present law relating to fire hazards in public buildings inadequate in any respect, then it shall so report, together with its recommendations for legislation, to the General Assembly; and be it further

Resolved, That a copy of this resolution be forwarded to the Secretary of Labor and Industry.

NOMINATIONS TAKEN FROM TABLE AND RETURNED TO THE GOVERNOR

Mr. BERGER. Mr. President, I call from the table all of the nominations submitted to this Body by Governor Lawrence's predecessor in office, under date of January 6, 1959, except those for the office of Commissioner of Deeds, and move that they be returned to the Governor in accordance with his request.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The nominations will be returned to the Governor.

(For nominations, see Senate Journal of January 6, 1959.)

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Monday, January 26, 1959, at 3:00 o'clock, p. m., Eastern Standard Time.

Mr. STEVENSON. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:06 o'clock, p. m., Eastern Standard Time, until Monday, January 26, 1959, at 3:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, January 20, 1959

The House met at 10:00 a. m.

Mr. LOPRESTI (Speaker pro tempore) in the Chair.

The SPEAKER pro tempore. The Speaker has appointed the present occupant of the Chair as Speaker pro tempport for this morning's session.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Almighty God, our Heavenly Father, we invoke Thy Divine Blessing upon us not only in the deliberations of this hour, but also in the affairs of this day. May the recognition of Thy Divine Presence ever be the motivating force which moves us forward in the accomplishment of Thy goals for us. Keep us mindful of our stewardship in Thy kingdom; and aid us in weighing with discerning minds and spirits Thy truths, so that Thy will and not ours may be done. Unite us in the bonds of true statesmanship and the ties of endearing friendship that this great Commonwealth may continue to exert great leadership in the destiny of this "Land of the free, and the home of the brave." Through Jesus Christ, Thy Son, our Lord, Who liveth and reigneth with Thee, and the Holy Ghost, ever One God, world without end. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. If there is no objection, the approval of the Journal for Monday, January 19, 1959 will be postponed until printed.

The Chair hears none.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 20, 1959.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, January 26, 1959, at three o'clock p. m., EST and when the House of Representatives adjourns this week, it reconvene on Monday, January 26, 1959, at four-thirty o'clock p. m. EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, due to the weather here in Harrisburg on Inauguration Day, we must change our time schedule and plans for the inauguration procedure today.

At 10:30 this morning, we would ask that the wives, children, and families of the Members who are here with the Members will go first to the front of the main Capitol building where buses will be available to transport them to the Farm Show building.

Then the House Members will proceed to the same area to load on the buses for the Farm Show area where the inauguration will be held at 12 o'clock noon.

The Inaugural Committee of the House, as well as the Inaugural Committee of the Senate, will report to their designated areas, which will be a few minutes earlier than had been scheduled. The Inaugural Committee of the House, ten Republican Members and ten Democratic Members will report to the Reception Room in the Governor's office and they, of course, will be transported in buses to the Farm Show arena. I repeat, the wives, families, children of the Members, will be transported to the Farm Show buildings.

We, as House Members, will leave the Hall of the House at 10:30 to go to the Farm Show building.

Following the inauguration at the Farm Show building, we are on a very tight schedule for the luncheon that was scheduled in the New House Caucus Room. The luncheon will still be held as near as possible to the scheduled time which was 12:45. That luncheon is for the House Members, their wives, families and guests.

I hope we can move rather rapidly here this morning, put on our hats and coats and move out of the Hall of the House at 10:30 and no later than twenty-five to eleven.

The SPEAKER pro tempore. With the permission of the Majority Leader, the Chair would like to now direct the Members of the Inaugural Committee, on the part of the House, to go to the Governor's Reception Room.

The SPEAKER pro tempore. The Chair would like to inquire from the Majority Leader whether the original plan for the Members to proceed to the rotunda in a body is to be carried out or abandoned?

Mr. McCANN. Mr. Speaker, the original plan regarding the Members is to be carried out. They will proceed in a body at 10:30 to the rotunda except they will march right out to the buses, escorted by State Police instead of down into the stands.

The SPEAKER pro tempore. The Majority Leader has answered the question. The Chair thanks the gentleman.

The Chair would suggest that any Members who do not have their wraps ready at this time, proceed to get them so that there will be no delay, and return to the House.

BILLS INTRODUCED AND REFERRED

By Messrs. SHERMAN and EILBERG.

HOUSE BILL No. 44.

An Act amending the act of July 11, 1917 (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, * * *," clarifying the definition of "drug" to include heroin in any quantity.

Referred to the Committee on Public Health and Sanitation.

By Messrs. EILBERG and SHERMAN.

HOUSE BILL No. 45.

An Act amending the act of May 23, 1887 (P. L. 158), entitled "An act relating to the competency of witnesses, and to the rules of evidence in civil and criminal cases, * * *," permitting persons who are otherwise competent to testify against the interests of a party to a trespass action who has died or been adjudged a lunatic.

Referred to the Committee on Judiciary.

By Messrs. SHHERMAN, GELFAND and STEWART. HOUSE BILL No. 46.

An Act providing for the determination of the date of injury, damage or death in tort actions and requiring the prothonotary to add interest to awards and verdicts.

Referred to the Committee on Judiciary.

By Mr. LIPPINCOTT. HOUSE BILL No. 47.

An Act requiring bills introduced in the General Assembly to be printed with punctuation.

Referred to the Committee on Rules.

By Messrs. MULDOWNEY and FRASCELLA. HOUSE BILL No. 48.

An Act providing for the conducting of and legalizing daily lotteries and pools for profit by the State; creating a State Lottery Commission; providing for the use of the proceeds for veterans' compensation and making appropriations.

Referred to the Committee on Rules.

By Mr. WORLEY (By Request). HOUSE BILL No. 49.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), further providing for an open season for antlerless deer.

Referred to the Committee on Game & Conservation.

By Mr. WARGO (By Request) and Mr. WORLEY (By Request). HOUSE BILL No. 50.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), extending provisions for special permits to certain disabled persons.

Referred to the Committee on Game & Conservation.

By Mr. WORLEY (By Request). HOUSE BILL No. 51.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), increasing the penalty for throwing, or permitting to be thrown from a motor vehicle any bottles or glass of any kind.

Referred to the Committee on Motor Vehicles.

By Mr. WORLEY (By Request). HOUSE BILL No. 52.

An Act amending the "State Employes' Retirement law," approved June 27, 1923 (P. L. 858), removing special provisions relating to judges.

Referred to the Committee on Judiciary.

By Mr. LIPPINCOTT, Mrs. KERNAGHAN, Messrs. ISAACS and DENGLER. HOUSE BILL No. 53.

An Act amending the act of August 5, 1932, (P. L. 45), entitled "An act empowering cities of the first and second classes to levy, assess and collect, * * * certain additional taxes for general revenue purposes; * * * limiting the rate of wage, income or occupation taxes.

Referred to the Committee on Cities—Counties First Class.

By Messrs. BELL and STEWART. HOUSE BILL No. 54.

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) prohibiting the sale or other disposal of heroin or facilitating or conspiring to sell or otherwise dispose of heroin to minors under eighteen years of age.

Referred to the Committee on Law and Order.

By Mr. BELL. HOUSE BILL No. 55.

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) prohibiting solicitation of information from jurors subsequent to a verdict for the purpose of receiving a statement to be used in a parole or pardon proceeding.

Referred to the Committee on Judiciary.

By Mr. A. J. MURPHY, JR. and Mr. A. D. WILLIAMS, JR. HOUSE BILL No. 56.

An Act authorizing counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; * * *, and providing for the reinstatement of the liens of such claims and judgments.

Referred to the Committee on Municipal Corporations.

By Mr. BELL. HOUSE BILL No. 57.

An Act amending the act of June 28, 1895 (P. L. 408), entitled, as amended "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' * * *" imposing penalties for failure of insurance companies or their agents to set forth the exact city, borough, town or township in which insured property is located.

Referred to the Committee on Insurance.

By Mr. ODORISIO, Mrs. KERNAGHAN, Messrs. BELL and ISAACS. HOUSE BILL No. 58.

An Act amending the act of August 5, 1932 (P. L. 45), entitled "An act empowering cities of the first and second classes to levy, assess and collect, * * * certain additional taxes for general revenue purposes; * * *," prohibiting the imposition of wage income or occupation taxes on nonresidents and abolishing such taxes heretofore imposed.

Referred to the Committee on Cities—Counties First Class.

By Mr. BELL. HOUSE BILL No. 59.

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921 (P. L. 682), requiring that the exact city, borough, township or incorporated town in which insured property is located be set forth in each policy.

Referred to the Committee on Insurance.

By Mr. McCORMACK. HOUSE BILL No. 60.

An Act amending the act of May 29, 1945 (P. L. 1108), entitled "An act authorizing the establishment, construction and maintenance of limited access highways and local service highways; * * *," required that areas under elevated portions of limited access highways in urban areas be lighted, and regulating parking under elevated portions of limited access State highways.

Referred to the Committee on Highways.

By Mr. GOLDSTEIN. HOUSE BILL No. 61.

A Joint Resolution proposing an amendment to article five, section eleven of the Constitution of the Commonwealth of Pennsylvania providing for aldermanic dis-

tricts and the election of aldermen and constables in Allegheny County, providing for compensation, jurisdiction and powers of aldermen and constables in Allegheny County and requiring aldermen in Allegheny County to be learned in the law.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Mr. GOLDSTEIN. HOUSE BILL No. 62.

An Act declaring the office of Senator and member of the House of Representatives to be incompatible with any appointive office under any city, county, borough or township.

Referred to the Committee on Rules.

By Messrs. RIGBY, KORNICK and EWING. HOUSE BILL No. 63.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) prohibiting drag races and providing penalties.

Referred to the Committe on Motor Vehicles.

By Mrs. A. D. WILLIAMS, JR. HOUSE BILL No. 64.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring truck tractors to be equipped to prevent throwing of road surface substances from rear wheels.

Referred to the Committee on Motor Vehicles.

By Mrs. PASHLEY, Messrs. MUSTO and HELM. HOUSE BILL No. 65.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), requiring immunization against poliomyelitis, and imposing duties on school directors, superintendents, principals and other persons in charge of public, private, parochial and other schools.

Referred to the Committee on Public Health and Sanitation.

By Mrs. PASHLEY, Mrs. MUNLEY and Mrs. MARKLEY. HOUSE BILL No. 66.

An Act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry; prescribing penalties; and making an appropriation.

Referred to the Committee on Labor Relations.

By Messrs. HAMILTON and STONE. HOUSE BILL No. 67.

An Act authorizing counties of the fourth and fifth classes to regulate air pollution from any sources, including provisions for the payment of inspection and certificates of compliance fees incident thereto.

Referred to the Committee on Counties.

By Messrs. GELFAND, EILBERG and STEWART. HOUSE BILL No. 68.

An Act providing for the determination and effect of comparative negligence in actions of tort and providing that contributory negligence shall not bar recovery.

Referred to the Committee on Judiciary.

By Mr. WALSH. HOUSE BILL No. 69.

An Act requiring each hospital receiving money from State appropriations for maintenance, to maintain a ward for the temporary care of mentally disturbed patients.

Referred to the Committee on Welfare.

By Mr. WALSH. HOUSE BILL No. 70.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) raising the minimum age for issuance of an operator's license or learner's permit.

Referred to the Committee on Motor Vehicles.

By Mr. WALSH. HOUSE BILL No. 71.

An Act amending "The Juvenile Court Law" approved June 2, 1933 (P. L. 1433) providing for the disclosure of certain names to newspapers.

Referred to the Committee on Judiciary.

By Mr. WALSH. HOUSE BILL No. 72.

An Act amending the "Juvenile Court Law of Allegheny County" approved June 3, 1933 (P. L. 1449) providing for the disclosure of certain names to newspapers.

Referred to the Committee on Judiciary.

By Messrs. WALSH and McLAUGHLIN. HOUSE BILL No. 73.

An Act creating the Pennsylvania Higher Education Assistance Authority as a body corporate and politic; defining its powers and duties; * * *.

Referred to the Committee on Education.

By Messrs. DOUGHERTY, A. M. LEE and BOWMAN. HOUSE BILL No. 74.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) requiring the Department of Revenue to issue duplicate registration cards upon request and payment of the prescribed fee.

Referred to the Committee on Motor Vehicles.

By Messrs. BRETH, PRICE, WILT, WARGO, MUSTO, RENWICK, FLYNN and O'NEIL. HOUSE BILL No. 75.

An Act amending the act of June 28, 1895 (P. L. 408), entitled, as amended, "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' * * * providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities, towns, * * * within this Commonwealth," providing for the audit of certain funds by the auditors or controller of certain political subdivisions.

Referred to the Committee on Judiciary.

By Messrs. BRETH, PRICE, WILT, WARGO, MUSTO, RENWICK, FLYNN and O'NEIL. HOUSE BILL No. 76.

An Act amending "The Fiscal Code" approved April 9, 1929 (P. L. 343) providing that the Department of the Auditor General shall not audit the accounts and records of organizations receiving money from the Fire Insurance Tax Fund.

Referred to the Committee on Judiciary.

By Mrs. B. Z. MILLER, Mrs. KOOKER and Mrs. REIBMAN. HOUSE BILL No. 77.

An Act amending "The Penal Code" approved June 24,

1939 (P. L. 872) prohibiting the coloring or dyeing of chickens, ducks or rabbits and prohibiting the sale of colored or dyed chickens, ducks and rabbits.

Referred to the Committee on Law and Order.

By Messrs. FRANK and MACHMER.

HOUSE BILL No. 78.

An Act providing for the regulation of harness racing with wagering on the results thereof subject to a State Tax and under the pari-mutuel system; creating the Pennsylvania Harness Racing Commission as an independent administrative commission * * *.

Referred to the Committee on Rules.

RESOLUTIONS INTRODUCED AND REFERRED

By Mrs. VARALLO and Mr. BELL.

RESOLUTION No. 5.

In the House of Representatives, January 19, 1959.

JOINT COMMITTEE TO CONDUCT A STUDY OF THE CAUSES OF JUVENILE CRIME

Whereas, the public press has repeatedly called attention to the heavy incidence of juvenile crime and many murders and crimes of great violence being committed by juvenile criminals; and

Whereas, the public press carries repeated stories of an attitude prevalent among certain juvenile criminals of complete disregard for punitive provisions of the criminal laws of this Commonwealth; and

Whereas, a continued disregard for the peace and safety of the citizens of the Commonwealth by such juvenile criminals creates a criminal cancer threatening the peace and good order of the Commonwealth of Pennsylvania; and

Whereas, it is imperative that remedial steps be taken of a positive nature to stamp out this philosophy of juvenile criminals and the causes thereof;

Now therefore, be it resolved, the Senate concurring, that the Speaker of the House of Representatives appoint five (5) members of the House and the President pro tempore of the Senate appoint five (5) members of the Senate, who together shall constitute a joint committee and be authorized and directed to make an immediate study of all factors causing the attitude in juvenile criminals of disregard for law and order, a study of the corrective and remedial action of any nature whatsoever required to correct such juvenile criminal philosophy and a further study of the steps necessary to rehabilitate those addicted of such amoral juvenile criminal thinking and acting; and

Be It Further Resolved, that such juvenile crime study committee be charged with inviting to testify before it persons such as educators, clergymen, penal authorities, members of the judiciary, law enforcement officials, newspaper reporters, social workers, and other citizens who are in contact with such juvenile criminals in order to ascertain the causes for such thinking and the possible remedies therefor; and

Be It Further Resolved, that the committee be authorized, in its discretion, to transcribe such part or parts of the testimony and statements taken before it; and

Be It Further Resolved, that the committee shall have the power to issue subpoenas under its hand and seal requesting and commanding any person or persons to appear before it and answer questions touching matters properly being inquired into and to produce such books, papers, records, and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the Courts of this Commonwealth. The Committee shall have the power to administer oaths and affirmations to witnesses appearing before it. Any person who shall wilfully neglect or refuse to testify before the committee or to produce any books, papers, records, or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases; and

Be It Further Resolved, that the said joint committee shall make a report of its findings and recommendations to the respective branches of the General Assembly prior to the adjournment of the present session.

Referred to the Committee on Rules.

By Mr. JIM.

RESOLUTION No. 6.

In the House of Representatives, January 19, 1959.

On September 4, 1758, work was begun on a fortified camp named Fort Ligonier. The fort was destined to serve a vital purpose in our history as the "Key to the West." Although severely attacked by the French and Indians, one month after work on its construction started, all attacks were repulsed and it was never taken by the enemy. The fort served as a place of refuge for settlers through the Indian wars, and along with Fort Pitt was the only stronghold that did not fall during the Pontiac wars of 1763. After serving through seven colorful and eventful years, the fort was officially abandoned in 1765.

In February, 1947, an architect was commissioned by the Fort Ligonier Memorial Foundation to supervise a project to establish, as far as possible, the exact location and layout of Fort Ligonier. An accurate topographical survey was made in 1951, and the workings, drawings and specifications for the reconstruction project were completed in early 1953.

Early in 1957, the Bi-Centennial Association of Ligonier became officially registered as a nonprofit organization, incorporated for the purpose of recalling, through proper celebration, the valiant exploits of our pioneer ancestors two hundred years ago as they inscribed the name of Pennsylvania and Westmoreland County high on the pillars of eternal fame. An untiring effort on the part of the association made possible the success of the celebration held from September 21 to September 27, 1958.

On Monday, September 22, 1958, the Honorable George M. Leader, Governor of the Commonwealth of Pennsylvania, officially opened the Bi-Centennial Pageant, entitled "Westward—An Empire," which ran triumphantly throughout the week. Brilliantly planned and executed exhibitions, displays and tours brought the celebration to a most successful climax.

The importance of the niche carved in the history of our country by Fort Ligonier was deeply impressed upon all when, on September 26, 1958, the Honorable Dwight D. Eisenhower, President of the United States, attended the celebration, and in his address referred to Ligonier as a "significant outpost in frontier history," and paid reverent tribute to all of those "who kept faith with the spirit of Fort Ligonier, and gave to us our land, our Nation, and our freedom;" therefore, be it

Resolved, That the House of Representatives extend its sincere congratulations to the Borough of Ligonier and tot he Bi-Centennial Association of Ligonier for their great work toward reflecting well-earned glory upon the State of Pennsylvania and Ligonier Valley as forerunners of freedom; and be it further

Resolved, That a copy of this resolution to sent to Mr. Frank D. Krichbaum, Burgess of the Borough of Ligonier, Pennsylvania.

Referred to the Committee on Rules.

By Mr. McCORMACK.

RESOLUTION No. 7.

In the House of Representatives, January 19, 1959.

Resolved, That Rule 22 of the House of Representatives be amended by striking out the first paragraph which reads:

"The Committee on Committees shall consist of the Speaker and ten members of the House, seven of them shall be members of the majority party and three of whom shall be members of the principal minority party, whose duty shall be to recommend to the House the names of the members who are to serve on the standing committees of the House."

Referred to the Committee on Rules.

By Messrs. PETER J. MURPHY, BELL and ALAN D. WILLAMS. (Concurrent) RESOLUTION No. 8.

In the House of Representatives, January 19, 1959.

Whereas, employees of the Pennsylvania Liquor Control Board under civil service are performing important and revenue producing activities of the Commonwealth; and

Whereas, these employees have served the Commonwealth faithfully and with distinction; and

Whereas, comparative wages of employees of the Pennsylvania Liquor Control Board are not comparable to wages for similar positions in private industry or in other departments of the Commonwealth of Pennsylvania;

Now therefore be it resolved, (the Senate concurring), that the Speaker of the House of Representatives appoint a committee of three (3) House members and the President pro tempore of the Senate appoint a similar committee of three (3) Senators to study and determine the extent of the actual need for increase in the salaries and an incentive plan of salary increases for employees of the Pennsylvania Liquor Control Board who are under civil service; and

Be It Further Resolved, that the committee make a report of its findings and recommendations to the respective branches of the General Assembly prior to the adjournment of the present session.

Referred to the Committee on Rules.

By Mr. WORLEY. RESOLUTION No. 9.

In the House of Representatives, January 19, 1959.

The death of G. Robert Thompson, a former member of this House of Representatives, on January 10, 1959 marked the end of a long and varied career.

Mr. Thompson, a life-long resident of Adams County was a business man by occupation. He was a director of the Gettysburg National Bank for thirty-eight years. Not only was he vice president of the Gettysburg Building and Loan Association but also, with a son, operated Thompson's Warehouse in Gettysburg, Pennsylvania. He was engaged in numerous other business ventures in the county, which included farming for a number of years.

Mr. Thompson's public service, spanning nearly four decades, began in 1912 as Sheriff of Adams County. He later served as Republican County Chairman during the Pinchot Campaign and Administration. It was during his term as county chairman that the Republicans overcame what had been a long-time Democratic lead in registration in Adams County, Mr. Thompson was a member of the House of Representatives in 1939 and 1940. Mr. Thompson's public spirit and private achievement marked him as an exemplary citizen whose memory will long be cherished by those who knew him and benefited from his association; therefore be it

Resolved, That the members of the House of Representatives extend their sympathies to his wife and children in their hour of loss and bereavement; and be it further

Resolved, That copies of this resolution be sent to his widow, Mrs. G. Robert Thompson, Carlisle Street, Gettysburg; to his son, Robert Thompson, Aspers; and to his two daughters, Mrs. Margaret Deatrick, Gettysburg, R. D. 4 and Mrs. Blanche Bowers, Gettysburg, R. D. 5.

Referred to the Committee on Rules.

SENATE MESSAGE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 6, 1959.

Whereas, on February 12, 1959, the entire civilized world generally, and the American Nation in particular, will celebrate the Sesquicentennial anniversary of the birth of its martyr-President, Abraham Lincoln, whom Count Leo Tolstoi described as "Christ in miniature," and who by universal consent is the most revered Citizen of the World because his immortality, to use the expression of Woodrow Wilson, "does not lie in any of his achievements, but in his attitude towards mankind," and

Whereas, the entire world will never forget the intrepid spirit of justice and freedom in this great American martyr-President, whose life exemplified the principle of charity toward all and malice toward none, and

Whereas, in these days of strain and stress, of gloom and vacillation, of a world "half free and half slave," a celebration revolving around our immortal martyr-President, will result in the reaffirmation of Lincoln's teachings, the tonic values whereof have been, generation after generation, universally acknowledged, and

Whereas, of all the states of the Union, none can boast of more Lincoln lost than Pennsylvania, as it was on the soil of Pennsylvania that the immortal Gettysburg address was delivered by Lincoln, coined in a few sentences that are considered as one of the greatest monuments of the English language, as well as a limpid spring of inspiration from which our Republic had drank heretofore and shall continue to drink henceforth, and

Whereas, with only a few years separating Pennsylvania from the celebration of the Centennial of the Battle of Gettysburg, it would be conducive to the spiritual ennoblement of our Citizenry to initiate a State-wide celebration of the Sesquicentennial of the birth of Abraham Lincoln, beginning with February 12, 1959 and thenceforth during the entire year of 1959.

Now, be it resolved (if the House of Representatives concur), That the General Assembly of Pennsylvania appoint a Commission, to be known as the "Abraham Lincoln Sesquicentennial Commission of Pennsylvania," to consist of six members, three of whom shall be appointed by the Speaker of the House on the part of the House of Representatives, and three of whom shall be appointed by the President Pro Tempore of the Senate on the part of the Senate of the General Assembly, the task whereof shall consist in evolving plans for a State-wide celebration of the Sesquicentennial of the birth of Abraham Lincoln; in order that said plans may be submitted in the form of a report to the General Assembly of Pennsylvania not later than March 15, 1959, for proper action and implementation.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Rules.

ANNOUNCEMENT

The SPEAKER pro tempore. The Chair has been requested by the Chief Clerk to announce that bills that are left on Members' desks should remain on the top of the desks and not be put away in any of the drawers. The purpose of this, of course, is that the Sergeants-at-Arms will come around later and put them in your file. If you have put them away or locked them up in a drawer, they will not be filed properly. So all bills hereafter should be left on top of the desks when you leave the House.

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair welcomes to the Hall of the House Congressman Herman Toll, a former Member of this House.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

GOVERNOR'S INAUGURAL ADDRESS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I take pleasure in transmitting to you herewith, for your information, a copy of my Inaugural Address made today.

DAVID L. LAWRENCE.

INAUGURAL ADDRESS OF GOVERNOR DAVID L. LAWRENCE TO BE DELIVERED SHORTLY AFTER TWELVE NOON ON TUESDAY, JANUARY 20, 1959, AT HARRISBURG

GOVERNOR DAVID L. LAWRENCE. My fellow Pennsylvanians:

A beginning is always a time of festival. Primitive man, close as he was to nature, celebrated the coming of each season. We take good care to welcome each New Year. There is in each of us a spirit which looks to the future with pleasure and with hope; we are sure that tomorrow will bring us the fulfillment of those dreams which have been denied us in the hard cold past.

So it is natural that we make a jubilee of our Inaugurations.

The day abounds with genuine good wishes.

There is music and dancing—a true holiday mood.

The victorious Party is happy in the tangible evidence of its triumph.

Those who lost—and we cannot all win in this conteist of self-government—are philosophic.

The worst campaign forebodings on either side—all the overstatement, the occasional spite, the excesses of competition—vanish as completely as last year's snows.

We find that on Inauguration Day we are neither devils nor angels; neither villains nor demi-gods. We are simply men and women entrusted with great responsibilities, prayerful that their wisdom and their courage will prove equal to the great task which has come to them.

Being human, I must confess that I am not without emotion on this day which means so much to me, to my family, and to those good friends who have worked with me in government and politics through these many years.

I believe I know something of the Governorship of Pennsylvania. I have seen men struggle and contest for this prize of office; form factions within Parties and wage bitter hate-filled war between the Parties to obtain it; surrender their judgment to their ambition; become all but blind to any other goal.

I consider myself fortunate that I did not obtain the office on such terms. I became a candidate because it was thought that I could bring unity to my Party; I was elected Governor because a majority of Pennsylvanians believed that I would, with such strength and experience as I possess, summon up the full energies of Pennsylvania to meet the problems which confront us.

As Governor, I will be free of all obligations except those of my oath and of my conscience.

I will be loyal to my Party, yet I will never put Party above the Commonwealth.

I will be grateful to my friends, yet I will never allow friendship to trespass against the State's best service.

I will be ambitious for Pennsylvania's future; the more so, because I have no political ambitions of my own.

It is a great honor to be Governor of Pennsylvania, but the honor becomes a lonely symbol—an empty matter of portraits and ceremony—if the Governor does not use his office for the effective leadership of the Commonwealth he heads.

As it may be given me, I will use every resource, every ounce of strength that lies in this great office, for the advancement of Pennsylvania and its people.

The Commonwealth is fortunate, this new Administration is fortunate, that the Governor whom I succeeded is a man of conviction, a man of ideals, a man of high purpose and high principle.

There will be no shock of transition from a Leader to a Lawrence Administration.

Shading and emphasis may vary—because men's methods and approaches inevitably vary—but I take this office comforted by the knowledge that Governor Leader, in his four years of office, did so much to recognize the problems of this State and did so much to prepare the implements for their solution.

This last Administration was not afraid to blaze new trails—in economic development, in human welfare, in education, throughout the vast reach of the State's responsibilities.

This new Administration will have all the advantage of the hard pioneering that has gone before it.

We will have skilled administrators—good public officers trained in their work and sympathetic to our objectives.

We will have a basic framework of useful legislation, which now must be financed and applied to achieve its full effectiveness.

There will, of course, be new recommendations for legislation from the Executive to the Legislature, but as I now see them, they will be specialized rather than general, filling gaps and increasing our effectiveness, rather than opening broad new areas of public action.

And, as a basic and harsh fact in our public life, we must act to solve a very difficult fiscal problem.

We must, as soon as we can do so, find new revenues for the State so that we can meet our acknowledged responsibilities.

In this, we are not alone.

The Governor of New York and the Governor of Massachusetts are at grips with tax problems as difficult as ours. Ohio is searching for new income sources.

We all know the struggles of our school districts and our municipalities.

I read the other day, translated into modern English, the call for the first true Parliament to meet in England—the very first legislative session directly ancestral to our own Congress and our own General Assembly.

The King who issued the call was Edward I.

The time was 1295—six hundred and sixty-four years ago.

The subject was the Kingdom's need for money.

And King Edward, addressing his Nobles and Commons, said to them of taxes:

"What touches all, should be approved by all."

In retrospect, I believe that each of us would now admit that Pennsylvania would be better off today, our problems less acute, if we had followed the King's maxim when our pressures for new State revenues began to rise at the end of World War II.

But what is past cannot be undone.

I begin my term of service today in the firm belief that we can take our tax issues out of the concentration of partisanship—that indeed we must do so in the narrow balance that exists in our political structure.

I hope we can avoid a Democratic tax program or a Republican tax program; a Governor's tax program, a House tax program, a Senate tax program.

I hope we can achieve, hard as it is to do, a Pennsylvania tax program that will be fashioned on the basis of "what touches all, should be approved by all."

To help us toward this goal, I have appointed a group of very able Pennsylvanians, evenly divided between the Parties, broadly representative of management, labor, and public service, to give us the benefit of their advice on tax policy for Pennsylvania. Their report should be a guide which we can all find useful.

It is noteworthy, I think, that every person whom I asked to serve on the tax policy committee agreed at once to do so—although we all know that there is little glory and much abuse in store for those who recommend taxation, any kind of taxation.

That was another clue to me that we have reached a point in the public affairs of this State where we can have a much-needed era of political good-feeling.

I think I know, as well as anyone, that Pennsylvania politics is traditionally rough and tough, fiercely competitive, materialistic, dog-eat-dog.

I know that each Party will—humanly and properly—seek to win Court Houses and City Halls throughout Pennsylvania this year.

I know that next year, each of us will try his level best to carry Pennsylvania for the Presidential nominee of his Party.

I know it is healthy to have two strong Parties, well-matched, and to have a lively hard-hitting opposition.

But I am sure there is a point where opposition becomes sterility, where name-calling becomes an end and an art in itself, where the best interests of the community—its vital needs—are heedlessly sacrificed for a fancied political advantage that isn't worth two pins in lasting political achievement.

I will do my utmost—I will go as far as anyone in this State—to create an atmosphere where a program for Pennsylvania can be judged and executed on its merits, without regard to which Party gets the credit and without regard to political and sectional rivalries.

It would be an overstatement to say that Pennsylvania has a crisis to meet and overcome.

It would be the honest truth to say that Pennsylvania has a series of economic problems, many years in the making, that can bring us a grave crisis in the future if we do not learn to act together and to act now.

It would be blindness to deny that many trends in our Nation's economic life are not going in our favor. Pennsylvania farms, Pennsylvania mines, Pennsylvania railroads will never again support the massive labor force of the years gone by. Pennsylvania has been pre-eminently a State of heavy industry. We suffered sharply in the recession of 1958, far more than the Nation as a whole, and we are not yet out of the woods, in spite of the national production indices.

We have had no great Federal development projects to change and bolster our economy.

Aviation and rocketry—the focus of defense spending—have little direct impact upon Pennsylvania's industries and employment.

The growth pattern of population in the Country favors the South and West. We must not become a region where we export our most vigorous and ambitious men and women—as the Mountain South and New England have been in this last generation.

We already have areas of chronic unemployment, and they are growing—not contracting.

Manufacturing has ceased to be the major source of employment in our society—and Pennsylvania is a manufacturing State. There has been a tremendous shift, nationally, to the service industries, in which we are not predominant.

All of this is the dark side, put to you today not because I am an alarmist but because I believe that we must know our weaknesses as well as boast our strengths.

Pennsylvania's vital problems are not political.

They are economic.

We must deal with the stubborn unemployment that besets us; we must act to assure our future as a prosperous, productive unit in the American economy, as fruitful and as well-rewarded as the best.

Our great danger—a fatal danger—is a policy of drift.

That is what this Administration will not do.

We will have a policy of action—action not by government alone, but by industry, by finance, by labor, by community organization, so that the resources of Pennsylvania are mobilized before it is too late.

We have vast resources—in wealth, in skills, in enterprise, in organization. We have great metropolitan cities, great national and international business enterprises, great universities, an unsurpassed labor force, ports on the ocean and the inland waterways, unequalled internal transportation, an early start in atomic energy and manufacture.

And we have a great tradition of success.

As Governor of Pennsylvania, with all the strength God grants to me, I will ask of the people of this State their greatest—their maximum—effort. I will ask of the Federal Government its full support for our endeavors. I will ask of our local governments their full cooperation. I will ask of business and of labor, of community leadership everywhere, an unstinting participation in this work we must do for Pennsylvania.

I will promise them, as I promise you today, that the Commonwealth will meet every obligation placed upon it.

INAUGURAL ADDRESS OF GOVERNOR DAVID LAWRENCE TO BE PRINTED IN JOURNAL

Mr. McCANN. Mr. Speaker, I move that the inaugural address of His Excellency the Governor David L. Lawrence be printed in full in today's Legislative Journal.

The motion was agreed to.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, we have been informed that the buses have now arrived in front of the main Capitol Building and I would again request that the wives, families and friends proceed to that area and load on the buses.

ADJOURNMENT

Mr. HELM. Mr. Speaker, I move that this House do now adjourn until Monday, January 26, 1959 at 4:30 p. m.

The motion was agreed to, and (at 10:22 a. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

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SENATE

MONDAY, JANUARY 26, 1959

The Senate met at 3:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. WILBUR F. CHRISTY, Assistant Minister, Market Square Presbyterian Church, Harrisburg, offered the following prayer:

Dear God and Father of mankind, Who has caused us to know Thee and to respond to Thy love, Who has granted us the light of Thy revelation so that we might not walk in darkness, we pause now to invoke Thy presence here in this Chamber of deliberation and law. May the liberty of elected representatives result in a voice of justice. May the power of entrusted Senators guard the virtues of life and mankind. May the decisions and the needs of the hour call for and transmit what Thou knowest to be wise and just.

Grant to these men, working through the due processes of law and of spirit, the establishing of such conditions that will make possible in our Commonwealth and the world the first things of life, joy, peace, and the expressions of love.

Hear our prayer and know our cause to pray in Thy Name and for Thy sake. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. PECHAN, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. BERGER asked and obtained leave of absence for Mr. WOLFE.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE BERKS COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Olive Cahn (Democrat), Green Lane, Greenfields, Reading, Berks County, for appointment as a member of the Berks County Board of Assistance, until December 31, 1961, and until her successor is duly appointed and qualified, vice Ralph L. Moyer, Leesport, whose term expired.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF EASTERN PENNSYLVANIA PSYCHIATRIC INSTITUTE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edwin L. Taylor, 246 Crosshill Road, Penn Wynne, Montgomery County, for appointment as a member of the Board of Trustees of Eastern Pennsylvania Psychiatric Institute, until May 13, 1959, and until his successor shall have been appointed and qualified, vice Dr. Norman H. Topping, Philadelphia, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE INDUSTRIAL BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Agnes Collins, 270 Shadowlawn Avenue, Pittsburgh 16, Allegheny County, for reappointment as a member of the Industrial Board, until the third Tuesday of January 1963, and until her successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

WORKMEN'S COMPENSATION REFEREES

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Workmen's Compensation Referees until the third Tuesday of January 1963, and until their successor shall have been appointed and qualified:

Scholley Pace Alexander, 1611 Pine Street, Philadelphia, Philadelphia County.

John C. Mulligan, 218 Monroe Street, Bristol, Bucks County.

Joseph G. Tomascik, 628 North Franklin Street, Wilkes-Barre, Luzerne County.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. John A. Meehan, 225 East North Street, New Castle, Lawrence County, ofr reappointment as a member of the Board of Trustees of Slippery Rock State Teachers' College, untl the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Emma Guffey Miller, Slippery Rock, Butler County, for reappointment as a member of the Board of Trustees of Slippery Rock State Teachers' College, until the third Tuesday of January 1961, and until her successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Ila Lugg Wiley, Wellsboro, Tioga County, for reappointment as a member of the Board of Trustees of Mansfield State Teachers' College, until the third Tuesday of January 1961, and until her successor his appointed and qualified.

DAVID L. LAWRENCE.

BIENNIAL REPORT OF THE JOINT STATE GOVERNMENT COMMISSION 1957-59

Mr. RUTH submitted the following communication and report from the Joint State Government Commission.

The communication was read by the Clerk as follows:

General Assembly of the Commonwealth
of Pennsylvania
Joint State Government Commission

January 26, 1959.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Ptnnsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith the Biennial Report of the Joint State Government Commissions, 1957-1959

Copies of this report for members of the Senate have been delivered to the Senate post office.

Respectfully submitted,
BAKER ROYER
Chairman

The PRESIDENT. This report will be noted in the Journal and printed in full in the Appendix.

BILLS INTRODUCED AND REFERRED

Mr. EHRGOOD read in his place and presented to the Chair Senate Bill No. 53, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," requiring a bi-monthly physical examination of school bus drivers and providing for filing a certificate of such examination with the Department of Public Instruction and the local school district.

Which was committed to the committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 54, entitled:

An Act providing that charitable organizations and institutions shall be subject to liability for torts.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 55, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," requiring bus drivers to alight from the bus when receiving or discharing passengers.

Which was committed to the Committee on Highways.

Mr. CONFAIR read in his place and presented to the Chair Senate Bill No. 56, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," regulating the issuance of operators' licenses to persons between sixteen and eighteen years of age.

Which was committed to the Committee on Highways.

Messrs. PECHAN, MALLERY, BERGER, WEINER and WHALLEY read in place and presented to the Chair Senate Bill No. 57, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania.

Which was committed to the Committee on State Government.

Messrs. WADE and PECHAN read in place and presented to the Chair Senate Bill No. 58, entitled:

An Act amending the act of April 23, 1956 (P. L. 1510), entitled as amended, "Disease Prevention and Control Law of 1955," providing for the treatment of eyes of newborn children.

Which was committed to the Committee on Public Health and Welfare.

PERMISSION TO ADDRESS SENATE

Mr. WATKINS asked and obtained unanimous consent to address the Senate.

Mr. WATKINS. Mr. President, in presenting this bill, which is a repeal of the Philadelphia wage tax on non-residents, I have tried to secure the endorsement of several of the Senators from Philadelphia, but they felt they should hold their approval in abeyance until they have considered this bill.

However, Mr. President, most seriously, this is a bill

which we, in Delaware County and the adjoining counties, are very much interested in, and we think that something should be done about it. We feel as though the city of Philadelphia has unjustly and unfairly taxed our residents year after year.

We ask that the Members of this General Assembly give quick and expedient attention to this bill.

BILL INTRODUCED AND REFERRED

Messrs. WATKINS, KELLER, HARNEY and PROPERT read in place and presented to the Chair Senate Bill No. 59, entitled:

An Act amending the act of August 5, 1932, (P. L. 45), entitled An act empowering cities of the first and second classes to levy, assess and collect, or to provide for the levying, assessment and collection of, certain additional taxes for general revenue purposes; . . .," prohibiting the imposition of wage, income or occupation taxes on nonresidents and abolishing such taxes heretofore imposed.

Which was committed to the Committee on Local Government.

Messrs. PROPERT and KESSLER read in place and presented to the Chair Senate Bill No. 60, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing the temporary investment of funds by certain school districts.

Which was committed to the Committee on Education.

Messrs. KESSLER and PROPERT read in place and presented to the Chair Senate Bil lNo. 61, entitled:

An Act amending the act of June 25, 1947 (P. L. 951), entitled, as amended, "An act defining and providing for the licensing and regulation of private academic schools; . . .," exempting natural persons or families providing physical care to children under six years of age from provisions of the act.

Which was committed to the Committee on Education.

Messrs. KESSLER and WALKER read in place and presented to the Chair Senate Bill No. 62, entitled:

An Act relating to deeds and mortgages and providing for the incorporation therein of description of land by reference to recorded instruments.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 63, entitled:

An Act providing for the recording of specified forms of stipulations of general mortgage provisions and of short form mortgages; defining the effect and construction to be given thereto, and fixing the fee to be charged for the recording thereof.

Which was committed to the Committee on Judiciary General.

Mr. KESSLER read in his place and presented to the Chair Senate Bill No. 64, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing the employment of certified public accountants by union school districts, and prescribing their powers and duties.

Which was committed to the Committee on Education.

Messrs. STEVENSON, MALLERY, KOPRIVER, JR. and LANE read in place and presented to the Chair Senate Bill No. 65, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," changing the provisions relating to bond required in awarding contracts.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 66, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," changing the provisions relating to bond required in awarding contracts.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 67, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," changing the provisions relating to bond required in awarding contracts.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 68, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," changing the provisions relating to bond required in awarding contracts.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 69, entitled:

An Act amending the act of May 29, 1931 (P. L. 280), entitled "Local Delinquent Tax Return Law," regulating the time within which the county treasurer shall pay over and distribute taxes collected by him.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 70, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing borough council to regulate or prohibit the establishment of new fire companies.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 71, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," regulating the rate of taxation for any occupation tax levied by a county.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 72, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing

for the acquisition, maintenance and enlargement by the township of certain sewage collection or disposal systems.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 73, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," changing the provisions relating to bond required in awarding contracts.

Which was committed to the Committee on Local Govenment.

They also read in place and presented to the Chair Senate Bill No. 74, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945," authorizing Authorities to require owners of property connected or to be connected with the sewer system to install water measuring devices.

Which was committed to the Committee on Local Govenment.

They also read in place and presented to the Chair Senate Bill No. 75, entitled:

An Act amending the act of December 22, 1951 (P. L. 1726), entitled "Pennsylvania Loyalty Act," providing for the filing of loyalty oaths by persons nominated or elected as write-in candidates.

Which was committed to the Committee on Elections.

They also read in place and presented to the Chair Senate Bill No. 76, entitled:

An Act amending the act of June 5, 1947 (P. L. 458), entitled, as amended, "Parking Authority Law," increasing the minimum amount for which an Authority may contract or purchase without bids.

Which was committed to the Committee on Local Govenment.

They also read in place and presented to the Chair Senate Bill No. 77, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," requiring the Department of Public Instruction to provide suitable space, stenographic services and other office facilities to county superintendents.

Which was committed to the Committee on Education.

Mr. STEVENSON read in his place and presented to the Chair Senate Bill No. 78, entitled:

An Act amending the act of August 26, 1953 (P. L. 1476), entitled "An act to carry out the intent and purpose of Article XV, Section 1 and Article XIV, Section 8 of the Constitution of Pennsylvania, and to supplement the First Class City Home Rule Act, approved April twenty-one, one thousand nine hundred forty-nine (P. L. Laws 665), . . .," removing the exclusion of the Sheriff, City Commissioners, Board of Revision of Taxes and Registration Commission from the provisions of section 2, and providing that such officers be included within the provisions of the said section so that the Council of the City of Philadelphia shall have full power to legislate with respect to the election, appointment, compensation, organization, abolition, merger, consolidation, powers, functions and duties of the Sheriff, City Commissioners, Board of Revision of Taxes, Registration Commission of the City of Philadelphia, subject to approval of the electorate of the City of Philadelphia.

Which was committed to the Committee on Local Govenment.

PERMISSION TO ADDRESS SENATE

Mr. VAN SANT asked and obtained unanimous consent to address the Senate.

Mr. VAN SANT. Mr. P.resident, there is no doubt that the people of Pennsylvania, especially the people of Lehigh and Northampton Counties, were particularly shocked on the night of December 13th, when an excavation on the south side of the city of Allentown burst into flame and, ultimately, early on the morning of December 14th, resulted in an expuosion at a hotel, killing seven people.

Mr. President, it is the belief of Senator Rooney and myself that such tragedies could be avoided if properly handled. I am, therefore, introducing this bill, on behalf of Senator Rooney and myself.

BILLS INTRODUCED AND REFERRED

Messers. VAN SANT and ROONEY read in place and presented to the Chair Senate Bill No. 79, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting flame lamps and signals near certain excavations.

Which was committed to the Committee on Judiciary General.

Messrs. WALKER and BLASS read in place and presented to the Chair Senate Bill No. 80, entitled:

An Act making uniform with other states the requirements for admission to the Supreme or Superior Court of Pennsylvania of attorneys and counsellors of the highest court of other states.

Which was committed to the Committee on Judiciary General.

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 81, entitled:

An Act amending the act of June 1, 1933 (P. L. 1172), entitled "Borough Rural State Highway Law," adding a new route in Cambria County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 82, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing payments of the Superintendent of Public Instruction to certain designated depositories.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 83, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding a new route in Cambria County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 84, entitled:

An Act amending the act of June 22, 1931 (P. L. 594),

entitled "Rural State Highway Law," adding a new route in Cambria County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 85, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding new routes in Cambria County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 86, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding certain new routes in Cambria County.

Which was committed to the Committee on Highways.

Messrs. FLEMING and BARR read in place and presented to the Chair Senate Bill No. 87, entitled:

An Act making an appropriation to Carnegie Institute of Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. RIPP read in his place and presented to the Chair Senate Bill No. 88, entitled:

An Act amending the act of June 1, 1933 (P. L. 1172), entitled "Borough Rural State Highway Law," adding certain new routes in Allegheny County.

Which was committed to the Committee on Highways.

Mr. DiSILVESTRO read in his place and presented to the Chair Senate Bill No. 89, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," raising the minimum age for issuance of an operator's license or learner's permit.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 90, entitled:

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania, permitting citizens eighteen years of age or over to vote.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. PECHAN (By request) read in his place and presented to the Chair Senate Bill No. 91, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," requiring a metal tag containing certain data to be fastened inside of each hub cap of motor vehicles.

Which was committed to the Committee on Highways.

Messrs. BERGER and WEINER read in place and presented to the Chair Senate Bill No. 92, entitled :

An Act making an appropriation to the Trustees of The Academy of Natural Sciences of Philadelphia to be used for salaries, supplies and equipment, and in providing certain services and facilities to the public and to students at all levels interested in scientific studies and research.

Which was committed to the Committee on Appropriations.

Mr. LANE (By request) read in his place and presented to the Chair Senate Bill No. 93, entitled:

An Act making an appropriation to the Department of Justice for the payment of certain moral claims against the Commonwealth.

Which was committed to the Committee on Appropriations.

Messrs. LANE and CHAPMAN read in place and presented to the Chair Senate Bill No. 94, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire a tract of land with buildings, improvements and antiques and other personal property therein in the Borough of Brownsville, Fayette County, for preservation, care and maintenance, as a historical site by the Pennsylvania Historical and Museum Commission.

Which was committed to the Committee on State Government.

SENATE RESOLUTION, SERIAL No. 1, TAKEN FROM TABLE AND REFERRED TO COMMITTEE

Mr. BERGER. Mr. President, I wish to call from the table Senate Resolution, Serial No. 1, and ask that it be referred to the appropriate committee.

The PRESIDENT. The Clerk will read the resolution:

The resolution was read by the Clerk as follows:

COMMITTEE ON ELECTIONS TO INQUIRE INTO THE QUALIFICATIONS OF THE HONORABLE BENJAMIN R. DONOLOW

In the Senate, January 6, 1959.

Certain members of the Senate have been reliably informed that the Honorable Benjamin R. Donolow, recently reelected to this body from the second Senatorial district, is not a resident of the district from which he was elected.

Section 5 of Article 2 of the Constitution of Pennsylvania requires that members of the Senate of Pennsylvania shall be "inhabitants of their respective districts one year next before their election . . . and shall reside in their respective districts during their terms of service."

It is necessary that this body require the observance of the above quoted constitutional mandate in order that each district be represented by one of its residents who may legally vote upon measures before this body; therefore, be it

Resolved, That the Committee on Elections inquire into the qualifications of the Honorable Benjamin R. Donolow, particularly as to his residence within the district which he has been elected to represent within this body, in order to determine whether or not he is qualified to sit in this Senate as an elected member thereof; and be it further

Resolved, That the committee may hold hearings, take testimony and make its investigations at such places as it shall deem necessary within this Commonwealth. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee deems necessary. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

Resolved, That the committee make a report of its findings and recommendations to this body as soon as possible.

The PRESIDENT. The resolution is referred to the Committee on Elections.

SENATE RESOLUTION, SERIAL No. 2, REPORTED FROM COMMITTEE AND LAID ON THE TABLE

Mr. HARNEY, from the Committee on Labor and Industry, to which was referred resolution offered by Messrs. LANE, BERGER and CAMIEL on January 20, 1959, reported the same without amendment as follows:

URGING THE DEPARTMENT OF LABOR AND INDUSTRY TO INSPECT AND EXAMINE PENNSYLVANIA SCHOOLS AND DETERMINE THE DEGREE OF SAFETY OF EACH ONE

In the Senate, January 20, 1959.

Pennsylvanians were shocked at the news of the tragic school fire in Chicago. Our grief for these young helpless children and their parents is mingled with a dread anxiety for the safety of our own children. Every Pennsylvanian is of one mind in a determination that such a loss shall never befall Pennsylvania. There is no greater consideration than the safety of our children and any course of action which adds to that safety even in the slightest degree is worth many times the effort put into it.

To fear that any of our school children are in present danger is intollerable. To rid ourselves of fear we must find an eliminate every fire hazard in our schools; therefore be it

Resolved, That the members ofthe Senate urge the Department of Labor and Industry through its Bureau of Investigations to inspect and examine the schools of Pennsylvania and to determine the degree of safety of each one; and in addition to pursuing the actions prescribed by law in those cases involving fire hazards to make available the results of the investigation to the Department of Public Instruction and to the State Public School Building Authority for appropriate action by those agencies; and be it further

Resolved, That the Department of Labor and Industry program periodic inspections of every school facility in Pennsylvania to the end that protection against fire in our schools be as complete as is possible; and be it further

Resolved, That if the Department of Labor and Industry finds the present law relating to fire hazards in public buildings inadequate in any respect then it shall so report together with its recommendations for legislation to the General Assembly; and be it further

Resolved, That a copy of this resolution be forwarded to the Secretary of Labor and Industry.

The PRESIDENT. The resolution is laid on the table.

SENATE CONCURRENT RESOLUTION

REHABILITATION OF FLOOD-STRICKEN AREAS OF PENNSYLVANIA

Messrs. FLACK, MURRAY, SCOTT, BERGER, PECHAN, SHAFER, FLEMING, KOPRIVER, JR., SARRAF, SEYLER, HAYS, MILLER, WEINER and KALMAN offered the following resoluion, which was twice read as follows:

In the Senate, January 26, 1959.

Whereas, in January, 1959, there occurred a catastrophic flooding of underground mines in Luzerne County in the area east of the Susquehanna River and floods and high water in other areas of the Commonwealth where the danger of floods has historically been imminent; and

Whereas, twelve mine workers in one flooded area are missing and immediate measures are necessary to effect rescue operations for these men; and

Whereas, these floods have endangered the homes, factories, schools, churches and commercial establishments located in these areas because of the possibility of surface subsidence; and

Whereas, the floods have created a condition of grave danger to the safety and to the lives of citizens in these areas because of potential gas formations and subsidence, the extent of which is yet to be determined and

Whereas, the above conditions have resulted in economic dislocation of large numbers of people in these areas including the temporary and the prospect of permanent unemployment of many citizens; and

Whereas, the widespread unemployment will have severe impact upon the status of the Unemployment Compensation Fund of the Commonwealth; and

Whereas, the Governor of the Commonwealth and the President of the United States have declared that a state of emergency exists in these areas:

Now, therefore in order to effect rescue operations, to alleviate human misery and economic hardship, to prevent the spreading and provide measures that will reduce the hazards from these disastrous floods, and to protect the health, safety and property of the citizens of the Commonwealth, be it resolved (the House of Representatives concurring):

The Department of Mines and Mineral Industries shall:

(a) conduct rescue operations;

(b) without advertising or competitive bidding, purchase material and equipment, and provide labor and technicians for pumping of water from the mines, constructing ditches, flumes and other devices for mine drainage, for sealing backfilling and for the performance of any other work designated by the Secretary of Mines and Mineral Industries as expedient to prevent the spreading and reduce the hazards from the flooding of mines;

(c) pay for power and for other costs attendant upon the operation and maintenance of pumping and other devices for mine drainage;

(d) perform the purposes of this resolution with personnel of the department or by contract with others;

(e) pay for the foregoing whether already undertaken or to be undertaken hereafter;

(f) reimburse any person, agency or corporation for material, labor and equipment furnished at the request of the Department of Mines and Mineral Industries in the performance of the aforesaid duties;

(g) renegotiate any contracts or projects under the Act of July 7, 1955 (P. L. 258), by reason of the conditions arising through this emergency;

(h) conduct investigations to determine the cause of this disaster and to institute measures to insure the future safety and health of persons in the area;

(i) to take all necessary and expedient actions to effect the purposes of this resolution.

The Department of Forests and Waters shall institute at the earliest possible moment a program of channel enlargement, rectification and realignment in order to alleviate conditions contributing to the hazards of flood.

The sum of three million dollars ($3,000,000), or as much thereof as may be necessary, shall be appropriated to the State Council of Civil Defense, subject to the identical safeguards enacted in previous legislation pertaining to such expenditures. i.e., Appropriation Act No. 70-A, approved May 31, 1956.

The sum of two million five hundred thousand dollars ($2.500,000), or as much thereof as may be necessary, shall be allocated to the Department of Mines and Mineral Industries to carry out the purposes of this resolution.

The sum of five hundred thousand dollars ($500,000), or as much thereof as may be necessary, shall be allocaed to the Department of Forests and Waters to carry out th purposes of this resolution.

RULE 39 SUSPENDED

Mr. FLACK. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

Mr. MURRAY. Mr. President and Members of the Senate, this mine disaster occurred in my Senatorial District, in the city of Pittston. Due to the economic situation of the Wyoming Valley and Luzerne County, it is a serious blow to the development of this area.

Mr. President, I have a brief resume relative to the mine flood which occurred at the Knox Coal Company on January 22, 1959.

On Thursday, January 22, 1959, at 11:45 a.m., a cave-in occurred in the Pittston Vein workings on the river slope of the Knox Coal Company. The location of this cave-in, with respect to the overlying surface, is along the easterly bank of the Susquehanna River, adjacent to the tracks of the Lehigh Valley Railroad, which parallel the river at this location, in Port Griffith, Jenkins Township, Luzerne County, just north of the city of Pittston. The cave-in created a breach from the river bed to the Pittston Vein. The Susquehanna River was swollen to flood stage at the time the breach occurred, and the river water immediately rushed directly into the mine workings in tremendous volume and with terrific force. It was obvious that this inrush of river water, into the mine, was of disastrous proportions.

Eighty-one men were working inside the mine workings, which are directly connected with the river slope, at the time the flood waters entered the mine. Thirty-six of these men were brought safely to the surface immediately following the cave-in. Seven additional men reached the surface safely through an old, abandoned air shaft at 5:00 p.m., on Thursday. Twenty-six more men escaped safely through that opening at 7:00 p.m., on the same day. All the men from other mines, which are contiguous to the River Slope Mine area, had been immediately withdrawn upon notice that the cave-in had occurred.

At this moment, Mr. President, twelve men are in the mine and not accounted for. It is hoped that these men have been able to reach high elevation areas in the mine workings, and that continued rescue operations will make it possible to return them safely to the surface.

It is believed that the breach is sealed, but dumping of rock is being continued to provide proper protection to the seal. Efforts are continuing to find a way to reach high-elevation underground areas in the hope of locating the men who are unaccounted for. Plans are being made relative to the re-establishment of pumping operations to return the water in the mine to its normal level.

Mr. President, the underground area of the mines that will be inundated first by the flood waters is approximately three and one-half miles in length and one and one-half miles in width. Prior to the inrush of river water, the water in these mines was held at controlled levels by five separate pumping stations, which lifted the expected accumulations of mine water to the surface. These stations had a total rated capacity of 25,000 gallons per minute, and actually operated at an average of 17,000 gallons per minute. The pumping stations maintained the mine water levels at their several locations at elevations of from 100 to 244 feet above sea level. At this time, it is not possible to estimate, with any accuracy, the tremendous volume of water that flowed into these mines.

The rush of river water into the mine was so rapid that all the pumping stations mentioned above were inundated and put out of service within eight hours. At 7:30 a. m., on Sunday, January 25, 1959, the level of the pool of water in the flooding mine workings had reached an elevation of 500 feet above sea level.

Mr. President, the disastrous effects of this flood can extend beyond the present perimeter. The flood water has filled mines owned by the Pennsylvania Coal Company. It has flooded the Conlon Coal Company Mine, and is already in the Enterprise Mine of the Lehigh Valley Coal Company. If the water level is not reduced, it will find its way into other mines of the Lehigh Valley Coal Company, and to mines of the Hudson Coal Company and the Glen Alden Corporation. Inability to control the effect of the present flood will cause the inundation of, and make inoperative, substantially all the mines of the Glen Alden Corporation, the Lehigh Valley Coal Company, the Hudson Coal Company and the Pennsylvania Coal Company, south of Pittston city in the northern anthracite coal field. Such occurrence would add thousands of persons to the presently large list of unemployed, and would prove disastrous to the economy of the greater Wilkes-Barre area in Luzerne County.

Twelve men are underground and unaccounted for, Mr. President. If these twelve men are to be returned to their families, or their fate determind, and, if the conditions described herein are to be remedied, State funds should be made available immediately.

And the question recurring,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RECESS

Mr. BERGER. Mr. President, I move that the Senate do now take a recess for one-half hour for the purpose of holding an immediate Republican Caucus in the Senate Caucus Room.

The motion was agree to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

BILLS INTRODUCED AND REFERRED

Mr. WADE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE read in place and presented to the Chair Senate Bill No. 95, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," authorizing the issuance of dealer registration plates to certain collector-repossessors and limiting their use thereof.

Which was committed to the Committee on Highways.

Mr. SCOTT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. SCOTT, MALLERY, STEVENSON, WEINER, DONOLOW and STIEFEL read in place and presented to the Chair Senate Bill No. 96, entitled:

An Act amending the act of May 5, 1933 (P. L. 289),

entitled "Nonprofit Corporation Law," changing permissible corporate names and changing the law with respect to devises, bequests and gifts in trust for the care and maintenance of cemeteries, burial ground or cemetery lots, trustees and substituted trustees thereof, sureties of such trustees, the investment of such trust funds and accounts of sai dtrutees, and repealing certain acts and parts of acts relating to corporations.

Which was committed to the Committee on Corporations.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

WORKMEN'S COMPENSATION REFEREES

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Workmen's Compensation Referees until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Scholley Pace Alexander, 1611 Pine Street, Philadelphia, Philadelphia County.

John C. Mulligan, 218 Monroe Street, Bristol, Bucks County.

Joseph G. Tomascik, 628 North Franklin Street, Wilkes-Barre, Luzerne County.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Catherine Murphy, Sybertsville, Luzerne County, for appointment as Justice of the Peace in and for the Township of Sugarloaf, Luzerne County, until the first Monday of January 1960, vice Willard Murphy, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank M. Kelley, Country Surrey Hill, Gouldsboro, Wayne County, for appointment as Justice of the Peace in and for the Township of Lehigh, Wayne County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hyman H. Wagner, 195 South Wyoming Street, Hazleton, Luzerne County, for appointment as Alderman in and for the Fourth Ward of the City of Hazleton, Luzerne County, until the first Monday of January 1960, vice Kirchdoerfer, resigned.

DAVID L. LAWRENCE.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations read by the Clerk.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

Whereupon,

A motion was made by Mr. FLEMING and Mr. WATKINS,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	McMenamin,	Shafer,
Berger,	Kalman,	Miller,	Silvert,
Blass,	Keller,	Mullin,	Stevenson,
Camiel,	Kessler	Murray,	Stiefel,
Chapman,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,			

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

SENATE RESOLUTION

TRIBUTE TO THE LATE SAMUEL S. LEWIS

Mr. VAN SANT. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. VAN SANT, on behalf of the Republican Membership, offered the following resolution, which was twice read as follows:

In the Senate, January 26, 1959.

On January 15, 1959, the Commonwealth of Pennsylvania lost one of its greatest public servants when the call of the Great Beyond beckoned Samuel S. Lewis to come and join the ranks of our departed leaders.

"Mr. Sam" as he was known throughout the State, devoted no less than 66 of the 84 years that he lived to the

citizens of York County, the Republican Party and the Commonwealth. Famed and honored in every corner of the State, he was a man who spent untiring hours bettering the way of life for all the citizens of Pennsylvania.

Although his devotion to the State was aimed in all directions, two of his greatest achievements still linger in the minds of many and are appreciated by all. It was Sam Lewis, who, as Secretary of Highways under Governor Pinchot, built over 13,000 miles of low-cost rural roads "to dig the farmers out of the mud." To date, it had been the largest State road building program. One of his other great achievements came while he was Secretary of Forests and Waters, under the administration of John S. Fine. As Secretary, it was his program to have a State park or recreation area within 25 miles of every citizen of the State. Although others might have taken credit for this program, it was Mr. Lewis who started it and, to show his sincerity, he donated 35 acres of land to the State at Mt. Pisgah, York County. To a wealthy man this would mean nothing, but to Sam Lewis it represented the accumulated savings from his retirement fun. Today, the park bears his name.

The York County Fair, one of the "Big 10" in the nation, was another of his projects. He was President of the York County Agricultural Society for 30 years. In fact, he was re-elected on January 12, 1959, a few days before his death. His leadership was a guiding light in the successful growth of the Fair.

Samuel S. Lewis was born on February 17, 1874. He was a graduate of what is now the George Washington University Law School, in Washington, D. C. He was a member of the York County Bar and, at the time of his death, was third in seniority in the Bar. President Theodore Roosevelt appointed him Postmaster of York, and he served in this capacity from 1906 to 1914. In 1921, he ran for his first State office. He was elected Auditor General in 1921 and State Treasurer in 1925. From 1931 to 1935, he served as Secretary of Highways and during Governor Fine's Administration, he held the cabinet position of Secretary of Forests and Waters. The highest elected position Sam Lewis held was that of Lieutenant-Governor. He was elected in 1939 and served until 1943.

Samuel S. Lewis was a credit to his State and to the Republican Party, a party he loved so well. Few public officials can say they never lost an election, but Mr. Sam can boost of this. He was born on election day, a day that his father was defeated in his run for the position of burgess. That certainly was not a bad omen because of his later record. The last time his name appeared on a ballot was in 1948 when he was elected as a delegate to the Republican National Convention. From 1900 to 1952, he attended every National Convention of the Republican Party, another achievement few can boast of.

On hearing of his death, leaders of both parties praised him and rightly so, for he was a man who deserved all the praise and admiration that could be showered on him. The comment of Sen. M. Harvey Taylor, upon hearing of Sam Lewis' death, is typical of the respect shown him. The President pro tempore commented, "There died an honest man."

Samuel S. Lewis is survived by his widow Miriam, two daughters and seven grandchildren; therefore be it

RESOLVED, That copies of this resolution be sent to Mrs. Miriam Lewis and to Mrs. Catherine Morgat, Secretary of the York County Agricultural Society, as a token of sympathy extended to them by this Senate.

On the question,

Will the Senate agree to the resolution?

Mr. SEYLER. Mr. President, Mr. Sam Lewis was one of York County's most distinguished citizens. His great contributions, both the the Commonwealth and to the county from which he came, were known to all York Countians.

When Mr. Lewis died, a great regret and sense of bereavement was felt by most of the citizens of York County, including members of both political parties. All of us agree that in the passing of Mr. Lewis, we have suffered a great loss in York County.

And the question recurring,

Will the Senate agree to the resolution?

It was agreed to.

SENATE RESOLUTION, SERIAL No. 2, TAKEN FROM TABLE

Mr. BERGER. Mr. President, I call from the table Senate Resolution, Serial No. 2, which was reported from committee today.

The resolution was read by the Clerk as follows:

URGING THE DEPARTMENT OF LABOR AND INDUSTRY TO INSPECT AND EXAMINE PENNSYLVANIA SCHOOLS AND DETERMINE THE DEGREE OF SAFETY OF EACH ONE

In the Senate, January 20, 1959.

Pennsylvanians were shocked at the news of the tragic school fire in Chicago. Our grief for these young helpless children and their parents is mingled with a dread anxiety for the safety of our own children. Every Pennsylvanian is of one mind in a determination that such a loss shall never befall Pennsylvania. There is no greater consideration than the safety of our children and any course of action which adds to that safety even in the slightest degree is worth many times the effort put into it.

To fear that any of our school children are in present danger is intolerable. To rid ourselves of fear we must find and eliminate every fire hazard in our schools; therefore be it

Resolved, That the members of the Senate urge the Department of Labor and Industry through its Bureau of Investigation to inspect and examine the schools of Pennsylvania and to determine the degree of safety of each one; and in addition to pursuing the actions prescribed by law in those cases involving fire hazards to make available the results of the investigation to the Department of Public Instruction and to the State Public School Building Authority for appropriate action by those agencies; and be it further

Resolved, That the Department of Labor and Industry program periodic inspections of every school facility in Pennsylvania to the end that protection against fire in our schools be as complete as is possible; and be it further

Resolved, That if the Department of Labor and Industry finds the present law relating to fire hazards in public buildings inadequate in any respect then it shall so report together with its recommendations for legislation to the General Assembly; and be it further

Resolved, That a copy of this resolution be forwarded to the Secretary of Labor and Industry.

RULE 39 SUSPENDED

A motion was made by Mr. BERGER and Mr. LANE,

That Rule 39 which requires resolutions reported from committee to lie over for one day, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

Which was agreed to.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, January 27, 1959, at 11:00 o'clock, a.m., Eastern Standard Time.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:45 o'clock, p.m., Eastern Standard Time, until Tuesday, January 27, 1959, at 11:00 o'clock, a.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, January 26, 1959

The House met at 4:30 p.m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Almighty God, our Father, we invoke Thy Divine Blessing upon this honored assembly in this hour. Grant unto each of these Thy servants Thy counsel and divine guidance. Touch our hearts with a sympatheic understanding of the problems which confront the peoples of this Commonwealth; enlighten our minds with a keen insight into the solutions of these situations; and strengthen us to use our talents for the accomplishment of the same: through Jesus Christ, Thy Son, our Lord, Who liveth and reigneth with Thee, and the Holy Ghost, ever One God, world without end. Amen.

The SPEAKER. The Journals for January 19, January 20, are in print. In the apparent absence of a quorum the Journals can not be approved.

CALL OF THE HOUSE

Mr. A. W. JOHNSON. I suggest the absence of a quorum.

The SPEAKER. The gentleman from McKean, Mr. Johnson, Minority Leader, suggests the absence of a quorum.

The Sergeant-at-Arms will close the doors to the House. Only Members will be admitted during the calling of the roll.

The roll was called and was as follows:

PRESENT—201

Agnew,	Gailey,	McCormack,	Royer,
Anderson,	Gallagher,	McDonald,	Rudisill,
Arlene,	Garlock,	McInroy,	Sakulsky,
Ashton,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Guthrie,	Meholchick,	Shupnik,
Bower,	Hamilton,	Merry,	Silverman,
Bowman,	Haudenshield,	Mihm,	Snare,
Branca,	Heavey,	Miller, B. Z.,	Snider,
Brenninger,	Heffner,	Miller, H. G.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Brown,	Henzel,	Monroe,	Stevens,
Buchanan,	Hocker,	Muldowney,	Stewart,
Burns,	Holliday,	Mullen,	Stimmel,
Capano,	Holt,	Munley,	Stone,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Irvis,	Murphy, P. J.,	Strausser,
Cioffi,	Isaacs,	Murray, H. P.	Sullivan,
Clarke,	Jenkins,	Murray, J. J.,	Taylor,
Comer,	Jim,	Murray, P. G.,	Thompson,
Crossin,	Johnson, A. W.,	Musto,	Tompkins,
Curwood,	Johnson, R.,	Naugle,	Trusio,
Davis,	Jones, T. H. W.,	Needham,	Ujobai,
Dengler,	Jump,	Nelson,	Varallo,
Dennis,	Kamyk,	O'Dell,	Varner,
Dennison,	Kee,	O'Donnell, J. A.,	Verona,
Devlin,	Keiser,	O'Donnell, J. P.,	Wall,
Donahue,	Kernaghan,	Odorisio,	Walsh,
Donaldson,	Kessler,	Ogilvie,	Wargo,
Dougherty,	Knecht,	O'Neil,	Welsh,
Down,	Kooker,	Parlante,	Wescott,
Edwards,	Kornick,	Pashley,	Wheeler,
Eilberg,	Korns,	Perry, H. H.,	Whittaker,
Eshback,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshleman,	Kubitsky,	Petrosky,	Williams, E. S.,
Ewing,	Lamb,	Polaski,	Willard,
Farabaugh,	Lee, A. M.,	Polen,	Willaredt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wilt,
Filo,	Leonard,	Price,	Wood,
Fineman,	Light,	Pursley,	Worley,
Floyd,	Limper,	Reibman,	Wynd,
Flynn,	Lippincott,	Reidenbach,	Yatron,
Foerster,	Lopresti,	Renwick,	Yetter,
Fox,	Luigard,	Rigby,	Zimmerman,
Frank,	Lutty,	Riley,	Andrews, Speaker
Frascella,	McCandless,	Rovansek,	
Fulmer,	McCann,		

201 present.

ABSENT—9

Auker,	Gramlich,	McKeever,	Stroup,
Boris,	Jones, G. E.,	Moran,	Weidner,
Cooper,			

The SPEAKER. Two Hundred and One Members answered as being present.

Mr. HELM. Mr. Speaker, the presence of a quorum being noted, I move that further proceedings under the call be dispensed with.

The motion was agreed to.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday, January 19, and Tuesday, January 20, 1959?

If not, and without objection, the Journals are approved.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. MUSTO asked and obtained unanimous consent to add additional sponsors to bills to be introduced by him.

STATEMENT RELATIVE TO BILLS INTRODUCED

Mr. MUSTO asked and obtained unanimous consent to offer a statement for the record as to the purpose of bills he is introducing.

RESUME RELATIVE TO MINE FLOOD WHICH OCCURRED AT KNOX COAL COMPANY ON JANUARY 22, 1959

On Thursday, January 22, 1959, at 11:45 A.M., a cave-in occurred in the Pittston Vein workings of the River Slope of the Knox Coal Company. The location of this cave-in, with respect to the overlying surface, is along the easterly bank of the Susquehanna River adjacent to the tracks of the Lehigh Valley Railroad, which parallel the river at this location, in Port Griffith, Jenkins Township, Luzerne County, just south of the City of Pittston. The cave-in created a breach from the river bed to the Pittston Vein. The Susquehanna River was swollen to flood stage at the time the breach occurred and the river water immediately rushed directly into the mine workings in tremendous volume and with terrific force. It was obvious that this in-rush of river water into the mine was of disastrous proportions.

Eighty-one men were working inside the mine workings which are directly connected with the River Slope at the time the flood waters entered the mine. Thirty-six of these men were brought safely to the surface immediately following the cave-in. Seven additional men reached the surface safely through an old abandoned air shaft at 5:00 P.M. on Thursday, and twenty-six more men escaped safely through that opening at 7:00 P.M. on the same day. All the men from other mines which are contiguous to the River Slope Mine area had been immediately withdrawn upon notice that the cave-in had occurred.

At this moment twelve men are in the mine and

not accounted for. It is hoped that these men have been able to reach high elevation areas in the mine workings and that continued rescue operations will make it possible to return them safely to the surface.

It is believed that the breach is sealed but dumping of rock is being continued to provide proper protection to the seal. Efforts are continuing to find a way to reach high elevation underground areas in the hope of locating the men who are unaccounted for. Plans are being made relative to the re-establishment of pumping operations to return the water in the mine to its normal level.

The underground area of the mines that will be inundated first by the flood waters is approximately 3½ miles in length and 1½ miles in width. Prior to the in-rush of river water, the water in these mines was held at controlled levels by five (5) separate pumping stations which lifted the expected accumulations of mine water to the surface. These stations had a total rated capacity of 25,600 gallons per minute and actually operated at an average of 17,200 gallons per minute. The pumping stations maintained the mine water levels at their several locations at elevations of from 100 to 244 above sea level. At this time it is not possible to estimate with any accuracy the tremendous volume of water that flowed into these mines.

The rush of river water into the mine was so rapid that all the pumping stations mentioned above were inundated and put out of service within eight hours. At 7:30 A.M. on Sunday, January 25, 1959, the level of the pool of water in the flooding mine workings had reached an elevation of 500 feet above sea level.

The disastrous effects of this flood can extend beyond the present perimeter. The flood water has filled mines owned by the Pennsylvania Coal Company. It has flooded the Conlon Coal Company mine and is already in the Enterprise Mine of the Lehigh Valley Coal Company. If the water level is not reduced, it will find its way into other mines of the Lehigh Valley Coal Company and to mines of the Hudson Coal Company and the Glen Alden Corporation. Inability to control the effect of the present flood will cause the inundation of and make inoperative substantially all the mines of the Glen Alden Corporation, The Lehigh Valley Coal Company, The Hudson Coal Company and the Pennsylvania Coal Company south of Pittston City in the Northern Anthracite Coal Field. Such occurrence would add thousands of persons to the presently large list of unemployed and would prove disastrous to the economy of the Greater Wilkes-Barre area in Luzerne County.

Twelve men are underground and unaccounted for. If these twelve men are to be returned to their families, or their fate determined; and if the catastrophic conditions described herein are to be remedied, State funds should be made available immediately.

BILL INTRODUCED AND REFERRED

By Messrs. SHERMAN, EILBERG and T. H. W. JONES. HOUSE BILL No. 79.

An Act amending the act of April 27, 1927 (P. L. 414), entitled, as amended, "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals; ***" requiring the destruction of photographs and fingerprints in certain cases.

Referred to the Committee on Rules.

By Messrs. MUSTO, MEHOLCHICK, CURWOOD, CROSSIN, SHUPNIK, JUMP and KUBITSKY. HOUSE BILL No. 80.

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January, 1959.

Referred to the Committee on Appropriations.

By Messrs. McCANN and POLEN. HOUSE BILL No. 81.

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making the moneys appropriated available for flood damage of January, one thousand nine hundred fifty-nine.

Referred to the Committee on Appropriations.

By Messrs. MUSTO, MEHOLCHICK, CURWOOD, CROSSIN, SHUPNIK, JUMP and KUBITSKY. HOUSE BILL No. 82.

An Act amending the act of July 7, 1955 (P. L. 258), entitled "An act providing for anthracite mine drainage, contingent on Federal aid, and making an appropriation," etxending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities.

Referred to the Committee on Appropriations.

By Messrs. McCANN and POLEN. HOUSE BILL No. 83.

An Act amending the "General Appropriation Act of 1957," approved July 19, 1957 (Appropriation Acts, page 60), changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

Referred to the Committee on Appropriations.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Helm for Mr. BORIS because of death in the family.

Mr. Dougherty for Mr. GRANVILLE E. JONES for two weeks because of illness.

BIANNUAL REPORT OF JOINT STATE GOVERNMENT COMMISSION

Mr. ROYER. Mr. Speaker, in behalf of the Joint State Government Commission I have the honor to present the Biannual Report of the Joint State Government Commission for 1957-1959.

January 26, 1959.

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

In behalf of the Joint State Government Commission, I have the honor to transmit herewith the Biennial Report of the Joint State Government Commission, 1957-1959.

Copies of this report for members of the House of Representatives have been delivered to the House post office.

Respectfully submitted,
BAKER ROYER.
Chairman.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McCANN asked and obtained permission for the

Committee on Appropriations to meet during the session of the House, and requested that the House be at ease until the return of the Committee.

REPORTS FROM COMMITTEE

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 80, entitled:

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January, 1959.

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 81, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making the money appropriated available for flood damage of January, one thousand nine hundred fifty-nine.

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 82, entitled:

An Act amending the act of July 7, 1955 (P. L. 258), entitled "An act providing for anthracite mine drainage, contingent on Federal aid, and making an appropriation," extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities.

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 83, entitled:

An Act amending the "General Appropriation Act of 1957," approved July 19, 1957 (Appropriation Acts, page 60), changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

BILLS ON FIRST READING

Mr. POLEN asked and obtained unanimous consent for the following bills to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 80, entitled:

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January, 1959.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 81, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making the moneys appropriated available for flood damage of January, one thousand nine hundred fifty-nine.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 82, entitled:

An Act amending the act of July 7, 1955 (P. L. 258), entitled "An act providing for anthracite mine drainage, contingent on Federal aid, and making an appropriation," extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 83, entitled:

An Act amending the "General Appropriation Act of 1957," approved July 19, 1957 (Appropriation Acts, page 60), changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

SENATE MESSAGE

FLOODING OF MINES

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 26, 1959.

Whereas, in January, 1959, there occurred a catastrophic flooding of underground mines in Luzerne County in the area of the Susquehanna River and floods and high water in other areas of the Commonwealth where the danger of floods has historically been imminent; and

Whereas, twelve mine workers in one flooded area are missing and immediate measures are necessary to effect rescue operations for these men; and

Whereas, these floods have endangered the homes, factories, schools, churches and commercial establishments located in these areas because of the possibility of surface subsidence; and

Whereas, the floods have created a condition of grave danger to the safety and to the lives of citizens in these areas because of potential gas formations and subsidence, the extent of which is yet to be determined; and

Whereas, the above conditions have resulted in economic dislocation of large numbers of people in these areas including the temporary and the prospect of permanent unemployment of many citizens; and

Whereas, the widespread unemployment will have severe impact upon the status of the Unemployment Compensation Fund of the Commonwealth; and

Whereas, the Governor of the Commonwealth and the President of the United States have declared that a state of emergency exists in these areas;

Now, therefore, in order to effect rescue operations, to alleviate human misery and economic hardship, to prevent the spreading and provide measures that will reduce the hazards from these disastrous floods, and to protect the health, safety and property of the citizens of the Commonwealth, be it resolved (The House of Representatives concurring):

The Department of Mines and Mineral Industries shall:

(a) conduct rescue operations;

(b) without advertising or competitive bidding purchase material and equipment, and provide labor and technicians for pumping of water from the mines, constructing ditches, flumes and other devices for mine drainage, for sealing, backfilling and for the performance of any other work designated by the Secretary of Mines and Mineral Industries as expedient to prevent the spread—and reduce the hazards from the flooding of mines,

(c) pay for power and for the costs attendant upon the operation and maintenance of pumping and other devices for mine drainage,

(d) perform the purposes of this resolution with personnel of the department or by contract with others,

(e) pay for the foregoing whether already undertaken or to be undertaken hereafter;

(f) reimburse any person, agency or corporation for material, labor and equipment furnished at the request of the Department of Mines and Mineral industries in the performance of the aforesaid duties;

(g) renegotiate any contracts or projects under the Act of July 7, 1955 (P. L. 258) by reason of the conditions arising through this emergency;

(h) conduct investigations to determine the cause of this disaster and to institute measures to insure the future safety and health of persons in the area;

(i) to take all necessary and expedient action to effect the purposes of this resolution.

The Department of Forests and Waters shall institute at the earliest possible moment a program of channel enlargement, rectification and realignment in order to alleviate conditions contributing to the hazards of flood.

The sum of three million dollars ($3,000,000) or as much thereof as may be necessary, shall be appropriated to the State Council of Civil Defense subject to the identical safeguards enacted in previous legislation pertaining to such expenditures, i. e., Appropriation Act No. 70-A approved May 31, 1956.

The sum of two million five hundred thousand dollars ($2,500,000), or as much thereof as may be necessary, shall be allocated to the Department of Mines and Mineral Industries to carry out the purposes of this resolution.

The sum of five hundred thousand dollars ($500,000), or as much thereof as may be necessary, shall be allocated to the Department of Forests and Water to carry out the purposes of this resolution.

Harold E. Flack
Martin L. Murray
William Z. Scott
James S. Berger
A. R. Pechan
Raymond P. Shafer
Robert D. Fleming
Frank Kopriver, Jr.
George J. Sarraf
Harry A. Seyler
Jo Hays
John C. Miller
Charles R. Weiner
Thomas J. Kalman

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. McCANN. Mr. Speaker, the resolution that has been presented to the House today deals with the emergency situation which confronts the Commonwealth of Pennsylvania in this catastrophe that is in central Pennsylvania and western Pennsylvania, the flood areas. In the conferences that have been held during the night and today, we of the Commonwealth have endeavered to - - -

The SPEAKER. Does the Majority Leader desire immediate consideration of the resolution?

Mr. McCANN. Mr. Speaker, I do desire immediate consideration of the resolution.

The SPEAKER. The gentleman from Greene desires immediate consideration of the resolution. Are there any objections? The Chair hears none.

Mr. McCANN. Thank you, Mr. Speaker.

As I stated a moment ago a series of conferences have been held during the night and today in the Executive offices of the Governor.

We in the Commonwealth, both the Republican and Democratic parties of the House and the Senate, have done everything within our power to find a way to try to help all of these unfortunate people in Pennsylvania. This resolution of intent will certainly be backed up by a necessary legislative program which will start to move in this House and will implement the resolution to its fullest extent in a series of legislative bills which we hope to pass on Wednesday of this week. I would like to assure all of the people of Pennsylvania that all of our House Members have been very much in the forefront in trying to help in each of these areas in trying to find a solution to this problem.

I wish to assure them that the leaderships in both the Senate and the House and in the Governor's office have tried to come up with a solution that would be helpful to all of these people. I know that money itself cannot in any way replace those things that we can do and we have an obligation to do. May I assure the people of Pennsylvania that that obligation is being carried out by both parties, as fast as is humanly possible, and that this resolution of intent states for a matter of record the legislative bills that will come up for passage in the House and the Senate in the next few weeks.

Mr. Speaker, I realize that many of our Members here would like to have some of the facts pertaining to the legislative bills that back this resolution of intent. Those will appear on the calendar tomorrow, Tuesday, and will be debated, discussed and passed here Wednesday.

I would like to say that a great deal of thanks is due to many people for the wonderful cooperation and the untiring number of hours and effort they have devoted in trying to be helpful in this situation, and all of them who have called, and continually called, regarding their own respective areas, both in the Luzerne County district and in western Pennsylvania, all of the counties that were in the flood area. I am sure as I talk to each of you, and I know that your own people have talked to you about this problem, that everything possible is being done to help in every way, the federal and state governments. The local agencies and communities are doing everything they possibly can. The only thing we can do is hope and pray that the good Lord will never again visit upon us such disasters.

Mr. Speaker, thank you very kindly. I think the Minority Floor Leader has some remarks regarding the resolution.

Mr. JUMP. Mr. Speaker and Members of the House, my colleagues and I on this side of the House, and my colleagues on the other side of the House from Luzerne County toured this area in and around Pittston and Port Griffith yesterday. We spent practically all afternoon and words cannot describe the conditions that we found in the various families in this area.

I want to take this opportunity at this time to thank my colleagues from Luzerne County and all the Members of this House for giving this resolution their consideration.

Mr. MUSTO. Mr. Speaker, I am only going to thank the Members on both sides of the House for their respect and for the consideration they have given to the people in my area.

I don't want to bring before the Hall of the House the horrible condition that does exist; so, therefore, I wish that God guide us all, and I thank the Members on both sides of the House.

On the question recurring,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

CALENDAR ANNOUNCEMENT

The SPEAKER. House bills on the Calendar for Tuesday, January 20, 1959, were not considered on that day.

Since there was no change, it was decided in the interest of economy not to reprint it; therefore, we will use the January 20th Calendar for this day's session.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 38, entitled:

A Supplement to the act approved the nineteenth day of July one thousand nine hundred fifty-seven (Appropriation Acts p 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31 1957" by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May 31, 1959.

The first section was read.

On the question,

Will the House agree to the Section?

Mr. TOMPKINS. Mr. Speaker, I should like to interrogate the Majority Leader on this bill.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker - - -

Mr. TOMPKINS. Mr. Speaker, . . .

The SPEAKER. The gentleman from Greene will proceed.

Mr. McCANN. Mr. Speaker, I would like to yield to the Chairman of the Appropriations Committee on the fiscal matters pertaining to each of the bills, if that is acceptable to the gentleman from Cameron, Mr. Tompkins.

Mr. TOMPKINS. It is, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, as I understand it House Bill 38 is a deficiency appropriation bill for a total sum of $15,203,000. Am I right in that?

Mr. POLEN. Mr. Speaker, the gentleman is correct.

Mr. TOMPKINS. We would like to interrogate the gentleman from Washington, Mr. Polen, on each item in the bill, and after interrogation determine whether or not we will offer amendments.

On Page 2 of the bill there is an item for the Lieutenant Governor's office of $4500. May I inquire what that is for?

Mr. POLEN. Mr. Speaker, the Appropriations Committee granted the Lieutenant Governor $50,000 in appropriations during the last biennium. The Governor reduced that amount to $45,500. I do not know the reason for the reduction. However, due to the increase in salary of the incoming Lieutenant Governor, the full amount that was requested and granted by the Appropriations Committee is needed.

Mr. TOMPKINS. Do I understand that a reduction was made by an Executive reduction rather than by the Appropriations Committee?

Mr. POLEN. No, Mr. Speaker, the reduction was made by the Governor.

Mr. TOMPKINS. We, then, are being asked to restore an amount which the Governor had reduced the appropriation by. Is that right?

Mr. POLEN. That is correct, Mr. Speaker.

Mr. TOMPKINS. The next item on page 3 is to the Treasury Department the sum of $12,500. May I inquire what that is for?

Mr. POLEN. Mr. Speaker, that amount is due—I will read briefly from the Deputy State Treasurer. I think the explanation will be satisfactory to the gentleman.

> With regard to symbol 0103027, my projection shows an estimated deficit in the amount of $12,-346 which will mean that unless we are successful in obtaining a deficiency appropriation in this amount, the personnel employed in this unit will have to go unpaid during the last three pay periods in this biennium.
>
> The apppropriation for this symbol was made by the 1957 Legislature in the amount of $129,900.

The explanation is as follows for the additional amount:

> By reason of increased activity of the Board of Finance and Revenue in reconsidering and resettling certain capital stock returns made by corporations in Pennsylvania, it was necessary to expand the personnel of the Board of Finance and Revenue in order to process the additional work, a factor which the Appropriations Committee of the Legislature had failed to take into consideration while reviewing the needs of this Bureau.
>
> By careful management and a strict policy with regard to purchasing, it has been possible for the State Treasurer to contain the deficit in the above mentioned amount.
>
> Your cooperation in the consummation of the supplemental appropriation will be greatly appreciated.

Mr. TOMPKINS. Mr. Speaker, is this an additional appropriation or was this a reduction in the appropriation of the last Session?

Mr. POLEN. It was a reduction, Mr. Speaker.

The appropriation asked for in the budget was $140,800 and the amount approved by the Appropriations Committee and passed by the Legislature was $129,900.

Mr. TOMPKINS. May I inquire this, was that included as a part of the total appropriation to the Treasury Department for this biennium?

Mr. POLEN. It was included as an appropriation to the particular symbol that I gave. I do not have the budget here and I could not answer just whether it was to the Treasury, but I believe it was to that specific unit.

Mr. TOMPKINS. Well, Mr. Speaker, the reason I am asking the question, I have before me a report showing lapses by the Treasury Department of appropriations made in previous bienniums to this of $1,366,167.56.

I have also before me a supplemental sheet, and do I understand on this supplemental sheet that is written in apparently ink or pencil on the photostatic copy which I have, that they are proposing to lapse an additional $1,047,500 of the Treasury Department?

Mr. POLEN. The '57 appropriation? Those amounts have already been lapsed. This particular amount we are speaking of was made to the Board of Finance and Revenue which is handled by the State Treasurer.

Mr. TOMPKINS. Was there any lapse in this particular department included in any of these figures which were now just restored.

Mr. POLEN. Not to the Board of Finance and Revenue.

Mr. TOMPKINS. The next item is on page 3, an item to the Department of Health for the Pittsburgh State Tuber-

culosis Hospital in the sum of $265,000. Will you enlighten us as to what that particular appropriation is for?

Mr. POLEN. The explanation as given by the Secretary of Health, I would sum it up briefly by reading a statement from his letter:

> "This increase generally resulted from two factors, namely, salary increments and high maintenance costs.

Mr. TOMPKINS. Were those salaries raised even though the budget was cut or were they not adequate or what?

Mr. POLEN. Mr. Speaker, I believe that another part of this letter would probably answer that:

> This deficiency was attributed to differential of the state compensation scale and the Executive Board approved the union wage scale paid to maintenance employees of this institution.

Mr. TOMPKINS. When was that done, Mr. Speaker, if I may inquire?

Mr. POLEN. I do not have any date as to when it was done, but it was apparently done during the present biennium.

Mr. TOMPKINS. When will these deficiencies be required for the continued operation of this hospital?

Mr. POLLEN. On the Pittsburgh State Tuberculosis Hospital, the date would be March 30th, when they will run out of funds.

Mr. TOMPKINS. The information which I have shows that two years ago the Governor requested for this particular item, $2,771,040 and the Appropriation Committee approved $2,771,513, about $500 more than what the Governor requested. How did this amount of differential arise?

Mr. POLEN. Mr. Speaker, the gentleman's information is correct. However, I would call his attention to the fact that the hospital did ask for $3,271,040.

Mr. TOMPKINS. Pardon me, but I did not quite get all that, Mr. Speaker.

Mr. POLEN. The request by the Pittsburgh State Tuberculosis Hospital was for $3,271,040, and the Governor's office had reduced it $500,000, and the Legislature apparently raised it four hundred and some thousand dollars over the Governor's budget.

Mr. TOMPKINS. Can you tell us whether or not these salary adjustments were made at this hospital after the time that the 1957 Session adjourned sine die?

Mr. POLEN. I do not have that definite information Mr. Speaker, but it is very evident that they were.

Mr. TOMPKINS. Do I understand then that the salary raises were made without the approval of legislative action?

Mr. POLEN. I would say that they were.

Mr. TOMPKINS. Is the gentleman from Washington acquainted with the Attorney General's opinion 126?

Mr. POLEN. I have read it, Mr. Speaker.

Mr. TOMPKINS. Are the expenses of the operation of the Pittsburgh Hospital considered an ordinary expense of the Commonwealth?

Mr. POLEN. I would say that it was. It is a state-owned institution.

Mr. TOMPKINS. Does not the Attorney General's opinion No. 126 in effect say that where expenses are ordinary expenses, the Governor has the right to adjust funds from one department to another?

Mr. POLEN. I would say that that is correct.

Mr. TOMPKINS. May I inquire why they are now asking for legislative action on this when the Governor has that power and has heretofore exercised it?

Mr. POLEN. I think the reason that they are asking for legislative action now is that we are faced with a situation where if money is not made available to this institution, salaries and other expenses after the 30th of March will not be able to be paid. As to why he did not transfer funds in the past, I would be unable to say.

Mr. TOMPKINS. The Governor has done it with some other funds to make up additional money with which to meet obligations. Why couldn't he do it in this instance just as well? That opinion covers the same situation here for which it was rendered.

Mr. POLEN. I am not in a position to answer as to why the Governor did or did not do any specific performance, Mr. Speaker.

Mr. TOMPKINS. The Department of Justice, on page 4, $400,000, what would that amount be for?

Mr. POLEN. This $400,000 is needed, and the date at which it is needed is March 1st, 1959, and the reason is due primarily to an increase in the penal population.

Quoting from a letter from Arthur T. Prasse, Commissioner of the Bureau of Correction:

> My contention at the time was that the major portion of the projected deficit figure could be attributed to the above average increase in our inmate population, plus innumerable unforeseen and inflationary costs.

I have a few of the figures on the increase in the population of the institutions. For instance, at the start of the 1955-57 biennium, there were 7,352 inmates. At the end of that biennium there were 7,559 and in the first year of the present biennium it had increased to 7,876.

Mr. TOMPKINS. Were there any salary adjustments or increases made to the personnel of these institutions that require some portions of this money?

Mr. POLEN. Will the gentleman pardon me for a minute?

Mr. TOMPKINS. Yes, Mr. Speaker.

Mr. POLEN. Mr. Speaker, while I do not have this in the communication before me, I was given to understand in the conference which I attended that salary increases did have a bearing on this deficit.

Mr. TOMPKINS. Were they made after the adjournment of the 1957 session sine die?

Mr. POLEN. I presume they were, but I do not have definite information on that. I do not think there is any question but what they were.

Mr. TOMPKINS. Did not Mr. Prasse know what his budget was?

Mr. POLEN. I believe he did. However, if we refer to the appropriations, they asked for $30,467,766, the amount in the budget was $23,100,475, and the amount approved by the Legislature was $22,375,000. So, at least the figures in the budget would have covered this amount.

Mr. TOMPKINS. The next item, occupational disease, $3,200,000, what is the necessity of that appropriation?

Mr. POLEN. Mr. Speaker, I did not understand the question.

Mr. TOMPKINS. I say, what is the necessity for that appropriation?

Mr. POLEN. The necessity for that appropriation is

that the amounts that are being paid out are mandated by the Legislature, and in talking to the department they told us that it is something that is impossible to accurately estimate the amount that was needed. They did ask for $20 million. I was budgeted for $15 million. The amount approved by the Legislature was $13 million. The actual figures are going to run approximately $21 million plus.

Mr. TOMPKINS. I did not get that last figure Mr. Speaker.

Mr. POLEN. $21,692,287.

Mr. TOMPKINS. What was that figure for?

Mr. POLEN. That is the total estimated for occupational disease for the biennium ending May 31st, 1959.

Mr. TOMPKINS. That was not the amount appropriated, however, was it?

Mr. POLEN. No, the amount appropriated was $13 million.

Mr. TOMPKINS. And the amount we will spend will exceed the appropriation by some $7 million, as I understand?

Mr. POLEN. Yes, it will exceed it by approximately $8 million.

Mr. TOMPKINS. Well now, this appropriation, as I understand it is not in payment of any of the benefits but for the enforcement and administration of the Occupational Disease Act.

Mr. POLEN. No. This is for the payment of benefits.

Mr. TOMPKINS. This is for payment of benefits?

Mr. POLEN, Right.

Mr. TOMPKINS. It does not say so in the bill.

Mr. POLEN. Benefits and also the administration of the act.

Mr. TOMPKINS. The bill is limited entirely to administration, enforcement and administration.

Mr. POLEN. Yes, I think that would cover it.

Mr. TOMPKINS. Well now, in the Attorney-General's Opinion 126, they say that funds could be transferred from other departments to use, to make up the payments of these benefits.

Mr. POLEN. That is in. I read the opinion, Mr. Speaker.

Mr. TOMPKINS. And those benefits today amount, the payments which have been made up, they amount to better than $16 million today.

Mr. POLEN. Approximately. I believe $18 million.

Mr. TOMPKINS. Well, you anticipate the additional payments between now and the end of the biennium would be $5 million.

Mr. POLEN. No, $3.2 million additional appropriation would be required.

Mr. TOMPKINS. Then if the Attorney-General's opinion authorized transfer of these funds under Opinion 126, why is the Legislature asked to make appropriations when the Governor can do it?

Mr. POLEN. Mr. Speaker, there is a need for $3,200,000. The Legislature is in session. I think it is entirely proper that the Legislature appropriate that money.

Mr. TOMPKINS. I did not get that last answer, Mr. Polen, please.

Mr. POLEN. I said, in order to carry out the provisions of this Act, the Occupational Disease Act, which the Department of Labor and Industry is charged with the enforcement of, an additional $3.2 million is necessary. The General Assembly is in session and I think it is proper that we make this appropriation, inasmuch as we charged the Department with the responsibility of paying these claims.

Mr. TOMPKINS. Now, Mr. Polen, if we make this appropriation, is it going to be for the purposes of restoring some of the monies already spent by executive order, or will this be over and above and in addition to that?

Mr. POLEN. This will be over and above the $5.5 million that was transferred by executive order.

Mr. TOMPKINS. Well, I do not want to enter into any long debate on this issue, but at this point I do want to declare that this Legislature should declare its intentions that we are the ones who have charge of appropriations and that any money spent over and above the total sum which had been appropriated I consider to be entitrely out of order and that the directing of these funds to be spent by executive order is placing us in nothing but a benevolent dictatorship, and this Legislature is merely becoming the tool and the handmaiden of the Executive to do as he sees fit.

I will have much more to say on that later in this session, but I do want to point that out, why they now come and ask the Legislature to do something which we should have done in the initial instance, and they have violated the legislative right and prerogative to have granted any more funds such as has been done in this case as well as in several others. I think it is time that the Legislature, on principle, declare just exactly what its powers are.

Mr. POLEN. Mr. Speaker, I believe the gentleman made a statement and it would be pretty hard for me to answer that, but I would certainly say that with certain parts of it I would be in agreement. I believe that is one reason why we should appropriate $3.2 million.

Mr. TOMPKINS. I am not objecting to the appropriation, I am trying to get us back on the track where the Legislature belongs with its power, and to serve notice on the present Executive that this Legislature should not tolerate such juggling of funds by the Executive.

Mr. POLEN. Mr. Speaker, I would have to agree with the gentleman. I thank the gentleman.

Mr. TOMPKINS. Number 6, an item of $6,000 for Workmens' Compensation for the Partially Disabled. Just what is that item for, Mr. Polen?

Mr. POLEN. That is the amount of claims, the amount that is needed for claims to be processed under that specific Act.

Mr. TOMPKINS. The Public Assistance of $9.5 million?

Mr. POLEN. The Public Assistance of $9.5 million. The amount, of course, again, we have so many imponderables when you are figuring an item such as Public Assistance, the amount requested by the Department was very high—$185,475,237. It was reduced by the Governor in the budget to $150 million. It was further reduced by the Legislature to $146,718,790, but here is what happened in the meantime.

The appropriation was originally based upon the average monthly number of persons, assistance recipients, of 245,000 over the biennium. It is now estimated, and this letter is dated January 12th, that this average number will be 298,000, and actually in the month of December, 336,000 persons received assistance.

Mr. TOMPKINS. Was this because of an increased load?

Mr. POLEN. It is because of increased loads.

Mr. TOMPKINS. Is it also because of increased benefits?

Mr. POLEN. I do not believe that the matter of increased benefits enters into this.

Mr. TOMPKINS. You are not sure about that, Mr. Polen?

Mr. POLEN. It is my understanding that it does not enter into this. Mr. McCann assures me that it does not, and that was my understanding also.

Mr. TOMPKINS. Mr. Polen, I have before me documents signed by George M. Leader as Governor under date of July of 1958, lapsing some $6.5 million worth of appropriations, and in that there is an item of the Department of Public Assistance of $503,871.95. Why should the Governor be lapsing appropriations to a department which he knew, or should have known, at that time was going to be deficient in revenue to be able to carry on to the end of the biennium?

Mr. POLEN. Mr. Speaker, I would ask the gentleman, are you reading from the list that I furnished you there?

Mr. TOMPKINS. I am not. I am reading from another list which I have acquired, Mr. Speaker.

Mr. POLEN. My answer to that would be that I presume that applies to some specific appropriation made to a specific symbol and not to the general Assistance grant.

Mr. TOMPKINS. All that it says is the Department of Public Assistance $503,871.95, and it is rather an intriguing situation to me that they should be lapsing from one Department and coming back and asking for monies to replace that much more.

Mr. POLEN. Well, I can only again answer, without referring to the particular symbol that it might be apportioned to it, it would be impossible for me to answer the gentleman.

Mr. TOMPKINS. Next item $25,000 for State Forest Camps. What does that involve?

Mr. POLEN. That is in connection with the State forest program. I believe that the second camp was set up, and in order to operate them to the end of the biennium it takes approximately $25,000.

Mr. TOMPKINS. Does this involve increased personnel, or increased cost of the operation of the camps, or what, Mr. Polen?

Mr. POLEN. Both personnel and the operation.

Mr. TOMPKINS. Does it involve some increased population as well?

Mr. POLEN. Yes, it does. They could have kept within the appropriation if they had held the program down, but they kept the program up to what the population has risen to.

Mr. TOMPKINS. Does this program increase salaries after the General Assembly adjourned last Session?

Mr. POLEN. I have no information if they did. I believe they did not.

Mr. TOMPKINS. Next item of Pennsylvania Training School at Morganza, $375,000.

Mr. TOMPKINS. In connection with the item of $375,000 for Morganza contained on Page 5, line 14, can the gentleman tell us the necessity for this deficiency?

Mr. POLEN. It was primarily, and I must say that I cannot find my data on that, but it was primarily from an increase in the population in Morganza, which of course you know has extended the high costs.

Mr. TOMPKINS. Well, how about the increase in personnel? Has there been any increase in personnel, particularly from Morganza?

Mr. POLEN. Mr. Speaker, I'm sorry I do not find my notes.

Mr. TOMPKINS. We will pass that over temporarly then and come back to that.

Mr. TOMPKINS. Line 17, Laurelton State Village, $75,000.

Mr. POLEN. Yes sir.

Mr. TOMPKINS. What is the necessity for that increased appropriation?

Mr. POLEN. Mr. Speaker, might I answer the gentleman generally here, rather than specifically, at this time?

The appropriations were made specifically in the last General Apportionment bill, so much to each institution. It has resulted in some institutions having more money than they need and other institutions, due to various factors, having less. In the lapses there was approximately $1 million lapsed from state institutions and the total amount asked for in this bill is $1,580,000 making a net amount of $580,000.

By the way, Mr. Speaker, I have now located my Morganza memorandum, if you want to proceed on that now.

Mr. TOMPKINS. Let's finish this and then we will go back to Morganza, if you do not mind.

The Laurelton State Village $75,000 was what I was asking about. Was that due to increased population, increased personnel, or what was the necessity for an additional $75,000? And, when will it become necessary to have this money?

Mr. POLEN. It will be necessary to have this money on May 1st at Laurelton. Laurelton would not need the money until about May 1st.

Mr. TOMPKINS. That's right. Well, do you have any information there regarding the necessity for this? What makes it necessary?

Mr. POLEN. I do not have the information on any specific state institution except Morganza, and I particularly requested that, but I was given to understand it was generally due to operating costs which had increased.

Mr. TOMPKINS. We have Pennhurst and Selinsgrove too on the next two lines. Is it increased population, increased personnel, increased salaries, or what is the necessity for the additional amounts that are being asked for these institutions?

Mr. POLEN. I think all of those factors entered into it.

Mr. TOMPKINS. What kind of a breakdown do these particular institutions give, upon which you base the amounts put in this Appropriation Bill?

Mr. POLEN. Mr. Speaker, it is a rather lengthy and complicated matter to really go into here. However, if the gentleman desires these particulars, I think we can do so now. Do you want to take Laurelton now?

Mr. TOMPKINS. Well, what we are trying to get at is exactly what is the basic cause or necessity for these increased appropriations? Can the gentleman tell us when the money will be needed for Pennhurst?

Mr. POLEN. Yes, I'll give the gentleman that on all

of those. On Pennhurst, May 1, Selinsgrove, May 1.

Mr. TOMPKINS. And do I understand that the amounts that are in here in all three of these instances constitutes but a monthly operating cost of these institutions?

Mr. POLEN. I would say roughly, that that would be correct.

I might also say, Mr. Speaker, that the principal reason the institutions give is the the reduction in their appropriations—that they were nearer right than the Legislaure was.

Mr. TOMPKINS. Where the reductions by the Legislature, or Executive reductions?

Mr. POLEN. No, the reduction was made by the Legislature. The Governor did reduce some of the amounts requested in his budget, but a further reduction was made by the Legislature.

Mr. TOMPKINS. It runs in my mind that the appropriation which was made to Selinsgrove particularly was right down to the penny the amount he requested.

Mr. POLEN. Selinsgrove requested $8,011,000, the amount budgeted by the Governor was $6,902,567. The amount approved by the Legislature was $5,903,000.

Mr. TOMPKINS. Did not the Department reduce it to the amount which we approved because of the fact the institution was not even in operation yet, and therefore they felt that it was not necessary to have any more than that?

Mr. POLEN. Mr. Speaker, I could not answer the gentleman on that question.

Mr. TOMPKINS. Do any of these three institutions, that is Laurelton, Pennhurst and Selinsgrove involve increased salaries to personnel?

Mr. POLEN. I have no information that they do.

Mr. TOMPKINS. Well, let us go back to Morganza, I think you said you found your sheet on that. Let us take a look at that and find out what that $375,000 is for.

Mr. POLEN. The Pennsylvania Training School at Morganza asks for $2,754,000 The Governor budgeted $2,372,946, and it was reduced by the Legislature to $1,125,000. I believe I can best answer the gentleman by reading a letter received from the Deputy Secretary, Mr. Norman B. Lowery.

> Morganza's deficit is attributed to two main factors. Operations beyond the level budgeted for because of heavy pressure of delinquency committed by juvenile courts. The daily average of the population for the biennium is 274, as contrasted with 212 for the previous biennium. The budget provided for a maximum of 250 trainees. The excess of population consisted of highly aggressive children rejected by other institutions and this required extra staff and repair. Capital expenditures necessitated by the above destruction and the needs to reinforce the living quarters for the trainees with extra security features, such as detention screening, destruction of resistant doors and hardware. This Institution is old and maintenance has been neglected for a number of years. In addition cottage furniture had been allowed to deteriorate so many years with no replacement and with added destruction. However, replacement became an absolute necessity in order to maintain a minimum decent living standard for the children.
>
> The sum of $100,000 was appropriated for emergency capital expense to meet the above demands. There remains unexpended of this amount $36,600 for new equipment and $36,000 for a new camp driveway. This provides a total of $72,600 which would be deleted from the expected deficiency, but which deletion would be accomplished at the expense of reasonable security features for the protection of children and staff and normal, decent living conditions for children who already have been deprived and damaged to a serious extent.

Mr. TOMPKINS. Now you have given us figures on the population increase. You may also say there has been an increase in personnel. Do you know how many?

Mr. POLEN. The number of persons on the payroll as of May, 1957, was 223, and the number of persons on the payroll on the last day of December, 1958, was 207, a reduction of 16 in personnel.

Mr. TOMPKINS. Does the gentleman have any figures there as to the per capita cost at Morganza as compared with the per capita cost at other institutions? It runs in my mind that the per capia cost at Morganza is tremendously out of line with the per capita cost in all the other institutions in the State. Does that condition still exist there?

Mr. POLEN. Mr. Speaker, I do not have any information here, but the gentleman is correct. The per capita cost at the Pennsylvania Training School at Morganza is higher than at any other institution in the state.

Mr. TOMPKINS. Do you know whether or not anything has been done by the Administration to look into the costs of that?

Mr. POLEN. Mr. Speaker, there is going to be something done. At a conference held a week ago Sunday night, one of the things we discussed was the Morganza situation and at that time, I will be frank, some of us felt that we might not include this in the appropriation bill—in the deficiency. However, we felt that it could not be done because payrolls have to be met and expenses have to be paid, but I would say to the gentleman that the matter is going to be given serious consideration by the Administration.

Mr. TOMPKINS. Well, I hope they do because of the fact that I happen to have been on the investigating committee, I believe with you, too, Mr. Polen, and I think a part of our report in that investigation was the criticism of the per capita cost there as compared with the other institutions. I am sorry to hear that there was no follow-through in connection with our recommendations in that respect. I certainly will join with you in investigating very thoroughly that very situation.

Mr. POLEN. Mr. Speaker, I would say to the gentleman that I certainly agree with him and I feel confident that the necessary steps will be taken, in fact, I can assure him that they will.

Mr. TOMPKINS. We shall be very happy to cooperate in that respect.

Mr. POLEN. I thank the gentleman, Mr. Speaker.

Mr. TOMPKINS. May I ask when this money will be necessary at Morganza?

Mr. POLEN. This money will be necessary for Morganza on April 1.

Mr. TOMPKINS. On page six we have Phillipsburg State Hospital and Scranton State Hospital, Lines 14 and 15. What is the necessity for those additional appropriations?

Mr. POLEN. Generally, the same that exists in the other state institutions. However, the payroll, I note in May 1957, was 252 and in December 1958 was 241, but generally they are due to increased operating costs, and

while I do not have a break-down on maintenance, the maintenance at these older hospitals is entirely out of line, and I believe when we were discussing Morganza it was brought out that Scranton was another of the high-cost institutions.

Mr. TOMPKINS. Is any portion of the funds for these hospitals and the other three institutions necessary because of lax enforcement of collections, lax enforcement of charges to the people who use them?

Mr. POLEN. Mr. Speaker, I understand that in the past there has been complaint as to collections, but I presume that later on the gentleman is going to interrogate me on the Revenue Department, and I have information available showing the increase that has been made in the collections in the state institutions.

Mr. TOMPKINS. As I recall it, there was considerable criticism of the Scranton Hospital because of its being used by certain personnel that were taking a "free ride" when they were able to pay. I was wondering how much might be involved in that deficiency to make up for their "free ride."

The SPEAKER. Might the Chair gently suggest to the gentleman that it is not so important on this day to determine who is responsible for various things that might have happened or that should not have happened. It seems to the Chair the issue is whether or not in order to maintain services during the rest of the biennium these institutions need the money. I think these discussions should be had on that basis.

Mr. POLEN. Well, we have been trying to do that, Mr. Speaker.

Mr. TOMPKINS. May I inquire whether these funds will be necessary in the case of Philipsburg and Scranton?

Mr. POLEN. In the case of Scranton they will be necessary on April 1st. Philipsburg also April 1st.

Mr. TOMPKINS. Philipsburg, what date?

Mr. POLEN. April 1st.

Mr. TOMPKINS. Clarks Summit State Hospital, $400,000.

Mr. POLEN. Well, April 1st on that.

Mr. TOMPKINS. April 1st. Is that due to the same causes set forth in the others?

Mr. POLEN. Generally speaking they are in the same category.

Mr. TOMPKINS. In connection with the item on page 8 of the Department of Revenue, $60,000, just what might that be for?

Mr. POLEN. This is in connection with the institutional collections. They ask for $1,302,606, the Governor budgeted $1,272,606, and the Legislature reduced it to $1,200,000. They need $60,000 in connection with that program, which will also give you some information as to the collections. I will read briefly from a letter from the Department of Revenue.

> In the nineteen months ending December 31st 1958, the Bureau collected for the general fund purposes, $32,883,737.97 representing an increase of $7,026,251.60, in increased revenues over collections for a like period in the 1955-57 biennium.

The request in the amount of $60,000 is necessary to continue this high rate of activity. The request represents the choice of continuing the Bureau's present program rather than to sharply reduce many of its activities for the remainder of the biennium.

In my opinion it is businesslike procedure left to this bureau, and it certainly is justified.

Mr. TOMPKINS. There is in the sheet which the gentleman gave to me, and also on this order of the Governor of July 1958, revenues lapsed for the Department of Revenue in the sum of $515,921.08. Again I would ask the gentleman the question, why they would be lapsing appropriations in the Revenue Department when they are now coming along and asking for deficiency appropriations.

Mr. POLEN. Mr. Speaker, again it is a question of specific appropriations. There were lapses from the Department of Revenue, a list of them as I had them, and at the same time for this particular purpose of institutional collections, which carries a specific accounting symbol and to which a specific appropriation of $1,200,000 was made.

It is needed. It needs an additional $60,000 to carry out the program to the end of the biennium. And the department itself cannot of course use funds which are by this Legislature budgeted for specific purposes.

Mr. TOMPKINS. Now, return to page 5, Mr. Speaker, lines 13 and 14 of the bill, relating to Morganza and $375,000. I wish to offer the following amendments, a copy of which I believe the Majority Leader has.

Mr. POLEN. Mr. Speaer, may I ask the entleman if he is finished with the interrogation?

Mr. TOMPKINS. Yes, Mr. Speaker. I am offering some amendments on Morganza and I thank the gentleman very much. I did not know whether he wants to debate this amendment or not?

Mr. POLEN. I do not.

Mr. TOMPKINS. Thank you very much, Mr. Speaker.

Mr. TOMPKINS offered the following amendment.

Amend Sec. 1, page 5, lines 13 and 14, by striking out both of said lines.

On the question,

Will the House agree to the amendment?

Mr. TOMPKINS. Mr. Speaker, the amendment which I have offered strikes out this appropriation to Morganza of $375,000 in this bill.

That is being done for this reason. They have advised us in my interrogation of Mr. Polen, that the money is not needed until April 1st. They have made a statement to the effect that the operating per capita cost at Morganza is under investigation and considerably out of line.

We are asking that we take moneys from other departments to help make up some of the deficiencies, particularly the retirement fund.

I do not think it appropriate that we should appropriate moneys to an institution that presently is under invesigation as to its operational cost in the latter part of January, when we would have two months within which to investigate that matter, and if possible correct, it is in order that the institution can get on the footing that is necessary, and put them on a sound business basis.

For that reason we ask the support of this amendment at this time. If later it is found necessary that moneys are needed to finish out the biennium, there is no reason why the Legislature then being in session cannot take care of it.

I ask for a roll call on the amendment.

Mr. McCANN. Mr. Speaker, I rise to oppose the amendments offered by the gentleman from Cameron, Mr. Tompkins, which would delete on page 5, line 13 and 14 and remove from the bill the deficiency appropriation for the Pennsylvania Training School at Morganza, which is listed in the amount of $375,000.00.

I certainly agree, and I think that many of us agree, that the Pennsylvania Training School at Morganza, which is located in our backyard, needs the proper attention given to it which we have been assured will be given in this administration.

There is no question that the deficiency listed in this bill is for salaries and expenses at the institution. The amount and the date when the money will run out has been clarified by the necessary discussion between the gentleman from Cameron, Mr. Tomkins, and the Chairman of the Appropriations Committee, but to remove that one item we would say that we are now going to take the Pennsylvania Training School at Morganza and stop the payment of the employees at a given date that has been outlined here today, when the money will be needed at Morganza, or roughly a period of one month, the last month, . . . two months I believe is correct, in this biennium.

I hope due consideration wil be given to the statement of the Appropriations committee chairman who has assured you that that institution will get the attention it needs in this administration. I think those of us who live closer to it, and many of us who have it in our backyards in western Pennsylvania feel just the same about this as you do. We do not contend that this is a waste of money to pass this item in this defiiency bill, assuring to them payment for the last two months of the bi-ennium.

Therefore, Mr. Speaker, I rise to oppose the amendments and request the Members on this side of the House to oppose the amendments offered by the gentleman from Cameron, Mr. Tompkins.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Messrs. TOMPKINS, LIPPINCOTT and A. W. JOHNSON and were as follows:

YEAS—90

Agnew,	Gibson,	Lee, A. M.,	Steckel,
Ashton,	Goldstein,	Lee, K. B.,	Stevens,
Barton,	Goodrich,	Light,	Stewart,
Bell,	Guthrie,	Lippincott,	Stimmel,
Bower,	Haudenshield,	McCandless,	Stoner,
Bowman,	Heffner,	McInroy,	Strausser,
Brown,	Helm,	Magee,	Thompson,
Buchanan,	Henzel,	Mahan,	Tompkins,
Davis,	Hocker,	Markley,	Ujobai,
Dengler,	Holliday,	Merry,	Varner,
Dennison,	Horst,	Miller, B. Z.,	Wall,
Donahue,	Isaacs,	Miller, H. G.,	Wescott,
Donaldson,	Johnson, A. W.,	Murphy, P. J.,	Whittaker,
Down,	Johnson, R.,	Murray, H. P.,	Williams, A.D., Jr.,
Edwards,	Jump,	Murray, P. G.,	Williams, E. S.,
Eshback,	Kee,	Naugle,	Willard,
Eshleman,	Keiser,	Odorisio,	Willaredt,
Ewing,	Kernaghan,	Ogilvie,	Wilt,
Fetterolf,	Kessler,	Price,	Wood,
Fox,	Knecht,	Pursley,	Worley,
Fulmer,	Kooker,	Rigby,	Wynd,
George,	Korns,	Seltzer,	Zimmerman,
Gibb,	Kubitsky,	Snare,	

NAYS—103

Anderson,	Frank,	Meholchick,	Rovansek,
Arlene,	Frascella,	Mihm,	Rudisill,
Balthaser,	Gailey,	Monroe,	Sakulsky,
Boies,	Gallagher,	Muldowney,	Scarcelli,
Bonner,	Garlock,	Mullen,	Schaaf,
Branca,	Gelfand,	Munley,	Schuster,
Breth,	Hamilton,	Murphy, A.J., Jr.,	Schwartz,
Burns,	Heavey,	Murray, J. J.,	Sherman,
Capano,	Holt,	Musto,	Shupnik,
Capitolo,	Irvis,	Needham,	Silverman,
Cianfrani,	Jenkins,	Nelson,	Snider,
Cioffi,	Jim,	O'Donnell, J. A.,	Stank,
Clarke,	Kamyk,	O'Donnell, J. P.,	Stone,
Comer,	Kornick,	O'Neil,	Sullivan,
Crossin,	Kovolenko,	Parlante,	Taylor,
Curwood,	Lamb,	Pashley,	Trusio,
Dennis,	Leonard,	Perry, H. H.,	Varallo,
Devlin,	Limper,	Perry, P. E.,	Verona,
Dougherty,	Lopresti,	Petrosky,	Walsh,
Eilberg,	Luigard,	Polaski,	Wargo,
Farabaugh,	Lutty,	Polen,	Welsh,
Filo,	McCann,	Prendergast,	Wheeler,
Fineman,	McCormack,	Reibman,	Yatron,
Floyd,	McDonald,	Reidenbach,	Yetter,
Flynn,	McLaughlin,	Renwick,	Andrews,
Foerster,	Machmer,	Riley,	Speaker

NOT VOTING—17

Auker,	Cooper,	McKeever,	O'Dell,
Blair,	Gramlich,	Maxwell,	Royer,
Boris,	Jones, G. E.,	Mills,	Stroup,
Brenninger,	Jones, T. H. W.,	Moran,	Weidner,

So the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

Will the House agree to the section?

Mr. TOMPKINS. May I at this time compliment the Majority Leader on his very efficient marshaling of his forces. I must remind him that he needs four more to get this bill through tomorrow.

The SPEAKER. The Chair thinks they will be here.

Mr. McCANN. Mr. Speaker, all I want to say to the gentleman from Cameron, isn't it a peculiar position to have enough votes to defeat an amendment and yet not enough votes to pass a bill?

Mr. TOMPKINS. Yes, I have had that feeling many times in the last few years.

Mr. TOMPKINS. We have a number of other amendments which we had intended to offer to this bill but, because of the evident fact of the strength of the opposition, we will not offer them at this time, and because of the lateness of the hour and because of some other bills on the calendar. We ask that this bill now be considered on second reading.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

ROTARY CLUB OF PALMYRA WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of the Rotary Club of Palmyra. They are the guests of Mr. Seltzer and Mr. Light of Lebanon County.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 39, entitled:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

The first section was read.

On the question,

Will the House agree to the section?

Mr. McCANN offered the following correctional amendment:

Amend Section 1, page 1, line 1, by inserting after "fifty" thousand.

It was agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 40, entitled:

An Act making an appropriation to the Department of Military Affairs for certain expenses in connection with the Korean Conflict Veterans' Compensation Act.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 41, entitled:

An Act amending the "General Appropriation Act of 1957" approved July 19 1957 (Appropriation Acts page 60) deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 42, entitled:

An Act implementing the provisions of article nine section eighteen of the Constitution of the Commonwealth of Pennsylvania by providing for borrowing money for certain purposes from the Motor License Fund and providing for the reimbursement thereof.

The first section was read.

On the question,

Will the House agree to the section?

Mr. GIBSON offered the following amendments:

Amend Title, page 1, lines 1 to 4 of Title, by striking out all of said lines, and inserting: Authorizing a loan and transferring money from the Motor License Fund to the General Fund, and providing for the subsequent return from the General Fund of the borrowed money.

Amend Sec. 1, page 1, lines 1, 2 and 3, and page 2, lines 1 to 8, by striking out all of said lines, and inserting: Section 1. Pursuant to the provisions of Article IX, Section 18 of the Constitution of the Commonwealth of Pennsylvania, the State Treasurer is hereby authorized, after the effective date of this act, to arrange a loan for the Commonwealth from the Motor License Fund not to exceed the sum of twenty-seven million five hundred thousand dollars ($27,500,000), or any part thereof, and transfer such money upon warrant of the Auditor General and requisition of the Governor to the General Fund.

The purpose of this loan and transfer is to provide funds for the payment of ordinary and usual expenses of the State government or any general appropriation bill, and the money so borrowed shall be used for these purposes and no other.

On the question,

Will the House agree to the amendment?

Mr. GIBSON. Mr. Speaker, House Bill No. 42 would permit the Governor, the Auditor General and the State Treasurer to borrow from the Motor License Fund at a time they deemed necessary for the benefit of the General Fund.

There are certain restrictions imposed in the bill. The amount proposed in the bill is $30 million. We feel that it has been a prerogative of the General Assembly to grant borrowing from the Motor License Fund. when it was deemed necessary. We feel that the constitutional provision which limits the use of the Motor License Fund is such that to grant this power to the Governor and the two fiscal officers would be a violation of confidence on our part. We feel that this power should be retained in the General Assembly. For that reason, Mr. Speaker, we have offered the amendments which would permit borrowing once with the express permission of the General Assembly. The money borrowed would be repaid within 30 days after the end of the biennium.

This amendment is co-sponsored by the gentleman from Greene, Mr. McCann, and reduces the mount suggested from $30 million to $27.5 million.

I would recommend that the Members on both sides of the House go along with this amendment.

Mr. McCANN. Mr. Speaker, the amendments have been agreed to, but I evidently didn't hear very well. It was increased from $25 million to $27.5 million. I would like to verify the amendments which Mr. Gibson and I sponsored.

The SPEAKKER. The amendments so read.

Mr. McCANN. I thank you, Mr. Speaker.

The SPEAKER. 27.5 Million.

Mr. GIBSON. The amount of $30 million which I suggested was an amount which had been discussed previously as the necessary amount.

Mr. McCANN. Mr. Speaker, the amendments offered by Mr. Gibson are co-sponsored by me and they do guarantee the right to borrow money one time, as was stated, and the amount in the amendments that have been offered here today is $27.5 million, payable, as was stated on the floor of the House, in 30 days after the end of this particular time, after the end of the biennium, in the month of June.

I would like to have the Members on this side of the House support the amendments which we have agreed to in a compromise meeting here today and ask their unanimous adoption.

Mr. TOMPKINS. Mr. Speaker, on the amendments to this bill, I wish to be recorded as voting "No" please

On the question recurring,

Will the House agree to the amendment?

It was agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. GIBSON offered the following amendment:

Amend Sec. 2, page 2, line 9 to 14, by striking out all of said lines, and inserting: Section 2. The moneys loaned and transferred from the Motor License Fund to the General Fund shall be repaid to the Motor License Fund in accordance with the provisions of Article IX, Section 18 of the Constitution of the Commonwealth of Pennsylvania.

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. GIBSON offered the following amendment:

Amend Sec. 3, page 2, lines 15 to 18, by striking out all of said lines.

It was agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. GIBSON offered the following amendment:

Amend Sec. 4, page 2, line 19, by striking out "4" and inserting: 3.

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

House Bill No. 43, Printer's No. 6

was passed over at the request of Mr. McCANN.

ANNOUNCEMENTS

Mr. McCANN. Mr. Speaker, I would like to notify the members here so that they may plan accordingly, Tuesday's session wil be at 12:00 o'clock as indicated and Wednesday's session will begin at 10:00 a.m., so that we may move out a little earlier for those who want to leave that day.

Mr. A. W. JOHNSON. Mr. Speaker, as I understand it, we will reconvene tomorrow at 12:00 o'clock. We would, therefore, like to call a Republican caucus for 11:00 o'clock tomorrow morning.

The Philadelphia Democrats will have a caucus in the New House Caucus Room at 11:00 a.m., Tuesday, January 27.

House Members are requested not to lock the binders in the desks. The binders should be kept on top of the desks so that new material can be inserted therein by the clerks.

ADJOURNMENT

Mr. MIHM. Mr. Speaker, I move that this House do now adjourn until Tuesday, January 27, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 7:18 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, JANUARY 27, 1959. No. 6.

SENATE

TUESDAY, JANUARY 27, 1959.

The Senate met at 11:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. WILBUR F. CHRISTY, Assistant Minister, Market Square Presbyterian Church, Harrisburg, offered the following prayer:

Our hearts praise Thee, O God. In the morning and in the evening we shall give thanks unto Thee. Through the hours of this day may we walk in Thy presence. Grant to each of us the spirit of our Lord, sanctifying the time with the joy and peace of life eternal. Lift up our eyes that we may not miss the heights of Thy glory, and deepen our insight that we may see the compassion of Thy grace in the humblest places. Put the grace of blessing in our hands that whatsoever they do, there may be helpfulness in our deeds and worth in our work.

To this end, we invoke Thy gracious blessing and the fulfillment of Thy rich promises. In Thy Holy Name we pray, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. STEVENSON, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE BOARD OF TRUSTEES OF SHIPPENSBURG STATE TEACHERS' COLLEGE

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John B. Minehart, Route 1, Chambersburg, Franklin County, for reappointment as a member of the Board of Trustees of Shippensburg State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF WEST CHESTER STATE TEACHERS' COLLEGE

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Francis V. Atkinson, 20 South Warner Avenue, Bryn Mawr, Montgomery County, for reappointment as a member of the Board of Trustees of West Chester State Teachers' College, until the third Tuesday of January 1961, and until her successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF BARBER EXAMINERS

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Board of Barber Examiners, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Frank Ward, 248 Short Street, Erie, Erie County.

Harry W. Rock, 402 South Main Street, Chambersburg, Franklin County.

John YaSenka, 406 Chartiers Avenue, Carnegie, Allegheny County.

DAVID L. LAWRENCE.

MEMBER OF THE SANITARY WATER BOARD

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. M. K. McKay, 4355 Schenley Farms Terrace, Pittsburgh, Allegheny County, for reappointment as a member of the Sanitary Water Board, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE STATE ART COMMISSION

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John J. McKee, 516 Sherman Avenue, Pittsburgh, Allegheny County, for reappointment as a member of the State Art Commission, until the third Tuesday of January 1963,

and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF CLARION STATE TEACHERS' COLLEGE

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Board of Trustees of Clarion State Teachers College, until the third Tuesday of January 1961, and until their successors are appointed and qualified:

Samuel N. Guiher, Clarion, Clarion County.
Mrs. Harriet S. Hearst, Clarion, Clarion County.
R. R. Whitmer, Esq., Clarion, Clarion County.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE BOARD OF COSMETOLOGY

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Board of Cosmetology, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Mrs. Pearl Shapren, 1413 Stirling Street, Philadelphia, Philadelphia County.
Mrs. Anna Salamay, 1065 Linden Street, Monaca, Beaver County.
Miss Evelyn Mae Reese, 1117 Exeter Avenue, Exeter, Pittston, Luzerne County.
Mrs. Ann Bodkin Magnani, 3064 Windermere Avenue, Dormont, Allegheny County.

DAVID L. LAWRENCE.

HOUSE MESSAGE

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

Senate Concurrent Resolution, Serial No. 103.

(For printed resolution, see Senate Journal of January 26, 1959.)

REPORTS FROM COMMITTEES

Mr. KOPRIVER, Jr. from the Committee on Local Government, reported, as committed, the following bills:

Senate Bill No. 29, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid operators of fire apparatus shall take physical examinations.

Senate Bill No. 30, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the regulation of junk dealers, junk yards and salvage yards.

Senate Bill No. 31, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," increasing the amount commissioners may spend in contracts without advertising.

Senate Bill No. 32, entitled:

An Act amending the act of July 20, 1953 (P. L. 550), entitled "An Act providing for and regulating the annexation of parts of a second class township to boroughs, cities and townships," fixing the time when annexation takes effect, and further providing for the payment of costs.

Senate Bill No. 33, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the supervisors to regulate or prohibit the establishment of new fire companies.

Senate Bill No. 38, entitled:

An Act amending the act of May 1, 1933, (P. L. 103), entitled "The Second Class Township Code," authorizing appropriations for handling storage and distribution of surplus foods.

Senate Bill No. 39, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," authorizing appropriations for handling, storage and distribution of surplus foods.

Senate Bill No. 40, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing appropriations for handling, storage and distribution of surplus foods.

Senate Bill No. 41, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing appropriations for handling, storage and distribution of surplus foods.

Senate Bill No. 42, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," prescribing the method of appointing successors when two or more vacancies occur in the offices of supervisors.

Senate Bill No. 70, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing borough council to regulate or prohibit the establishment of new fire companies.

Senate Bill No. 71, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," regulating the rate of taxation for any occupation tax levied by a county.

Senate Bill No. 74, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945," authorizing Authorities to require owners of property connected or to be connected with the sewer system to install water measuring devices.

Senate Bill No. 78, entitled:

An Act amending the act of August 26, 1953 (P. L. 1476), entitled "An act to carry out the intent and purpose of Article XV, Section 1 and Article XIV, Section 8 of the Constitution of Pennsylvania, and to supplement the First Class City Home Rule Act, approved April twenty-one, one thousand nine hundred forty-nine (P. L. 665), . . ." removing the exclusion of the Sheriff, City Commissioners, Board of Revision of Taxes and Registration Commission from the provisions of section 2, and providing that such officers be included within

the provisions of the said section so that the Council of the City of Philadelphia shall have full power to legislate with respect to the election, appointment, compensation, organization, abolition, merger, consolidation, powers, functions and duties of the Sheriff, City Commissioners, Board of Revesion of Taxes, Registration Commission of the City of Philadelphia, subject to approval of the electorate of the City of Philadelphia.

He also, from the Committee on Local Government, reported, as amended, the follows bills:

Senate Bill No. 34, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing temporary investment of township funds.

Senate Bill No. 35, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," authorizing temporary investment of city funds.

Senate Bill No. 36, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," further regulating the investment of borough funds.

Senate Bill No. 37, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing temporary investment of township funds.

Mr. WALKER, from the Committee on Judiciary General, reported, as committed Senate Bill No. 3, entitled:

An Act providing for the payment of money into court for persons entitled thereto in eminent domain proceedings the crediting of such payments and prescribing method of computing interest on awards.

He also, from the Committee on Corporations, reported, as committed, the following bills:

Senate Bill No. 44, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," exempting certain municipal authorities from motor vehicle registration and certificate of title fees.

Senate Bill No. 45, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945," providing that the exemption of Authorities from taxation shall include exemption from taxes on liquid fuels used in the operation of motor buses.

BILLS INTRODUCED AND REFERRED

Messrs. MALLERY, STEVENSON and BARR read in place and presented to the Chair Senate Bill No. 97, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945," permitting motor bus Authorities to serve areas outside the municipality.

Which was committed to the Committee on Coropations.

Messrs. MALLERY and BARR read in place and presented to the Chair Senate Bill No. 98, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing contracts with municipality authorities for public transportation service to and from areas within the county in which a township is situate.

Which was committed to the Committee on Coropations.

Messrs. MALLERY, STEVENSON and BARR read in place and presented to the Chair Senate Bill No. 99, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing contracts with municipality authorities for public transportation service to and from areas within the county in which a borough is situate.

Which was committed to the Committee on Corporations.

Mr. FLEMING read in his place and presented to the Chair Senate Bill No. 100, entitled:

An Act providing for the compilation and publication by the Legislative Reference Bureau of a work containing the several constitutions of the Commonwealth; defining the bureau's powers and duties in connection therewith; and making an appropriation.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. HARNEY and KESSLER read in place and presented to the Chair Senate Bill No. 101, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," providing a system whereby certain electors absent from or unable to attend their regular polling places may cast their votes; and providing for powers, duties and penalties in relation thereto.

Which was committed to the Committee on Elections.

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 102, entitled:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "State Employes' Retirement Law," redefining "final salary" as it applies to judges.

Which was committed to the Committee on State Government.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 103 entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," providing for the creation of capital reserve funds for capital expenditures.

Which was committed to the Committee on Local Government.

Mr. VAN SANT read in his place and presented to the Chair Senate Bill No. 104, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," providing for the exchange of existing retail dispensers' licenses for liquor licenses and establishing procedure therefor despite the limits of the quota provisions of the law.

Which was committed to the Committee on Law and Order.

Messrs. MULLIN and McCREESH read in place and presented to the Chair Senate Bill No. 105, entitled:

An Act to select and adopt the Great Dane as the official State dog of Pennsylvania.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. MULLIN read in his place and presented to the Chair Senate Bill No. 106, entitled:

An Act amending the act of March 2, 1956 (P. L. 1211), entitled "Practical Nurse Law," providing for the licensing of practical nurses.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 107, entitled:

An Act amending the act of April 24, 1947 (P. L. 80), entitled "Intestate Act of 1947," providing for the grandchildren of deceased uncles and aunts of the decedent.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 108, entitled:

An Act amending the act of May 2, 1925 (P. L. 448), entitled "The Fish Law of 1925," prohibiting the purchase, sale or exposure for sale of striped bass or rock fish under twelve inches in length.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair Senate Bill No. 109, entitled:

An Act abolishing capital punishment and providing for the substitution of a life sentence in lieu thereof.

Which was committed to the Committee on Judiciary General.

Messrs. VAN SANT and PROPERT read in place and presented to the Chair Senate Bill No. 110, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing the township commissioners to regulate or prohibit the establishment of new fire companies.

Which was committed to the Committee on Local Government.

SENATE CONCURRENT RESOLUTIONS

TIME OF NEXT MEETING

Mr. WHALLEY offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 27, 1959.

RESOLVED (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 2, 1959, at THREE o'clock P. M., E. S. T., and when the House of Representatives adjourns this week, it reconvene Monday, February 2, 1959 at FOUR-THIRTY o'clock P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO MAKE A STUDY OF THE PROBLEMS OF REAPPORTIONMENT OF SENATORIAL DISTRICTS

Messrs. MULLIN and SEYLER offered the following resolution (Serial No. 104), which was twice read and referred to the Committee on Reapportionment:

In the Senate, January 27, 1959.

The Constitution of Pennsylvania, Article II, Section 16, provides the manner in which the Commonwealth shall be apportioned into Senatorial Districts.

The Constitution of Pennsylvania, Article II, Section 18, places a mandatory duty on the General Assembly, after each decennial census, to apportion the Commonwealth into Senatorial Districts agreeable to the provisions of Article II, Section 16.

The General Assembly has not so apportioned the Commonwealth's Senatorial Districts after the last census in 1950; in fact, they have not been apportioned since the census of 1920. Because of this, the present apportionment of the Commonwealth into Senatorial Districts is not agreeable to or in conformance with the Constitution of Pennsylvania

In the thirty-eight years since the last senatorial apportionment in 1921, the shift and growth in population in this Commonwealth have raised complex, technical and political problems with relation to apportionment under the provisions of the Constitution; therefore be it

RESOLVED (the House concurring), That the Joint State Government Commission is directed to make a comprehensive and intensive study of the problems of reapportionment of Senatorial Districts and the need for the same. The study shall include, but shall not be limited to the following:

1. The need for reapportionment.
2. The feasibility of reapportionment.
3. The shifts in population.
4. The make-up of the Senate if reapportionment were made; and be it further

RESOLVED, That the Joint State Government Commission shall report to the next Session of the General Assembly the results of its studies and investigations and recommendations.

The PRESIDENT. The Senate will be at ease, awaiting communications from the House of Representatives.

(The Senate was at ease.)

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, January 27, 1959.

RESOLVED (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 2, 1959, at THREE o'clock P. M., E. S. T., and when the House of Representatives adjourns this week, it reconvene Monday, February 2, 1959 at FOUR-THIRTY o'clock P. M., E. S. T.

REPORT FROM COMMITTEE

Mr. PROPERT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PROPERT, from the Committee on Local Government, reported, as committed, Senate Bill No. 110, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing the township commissioners to regulate or prohibit the establishment of new fire companies.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, the resolution I am about to offer is on the death of Republican County Chairman, John R. Yocum, which occurred on January 15, 1959. Mr. Yocum was afflicted with a malignancy for a number of months, prior to his death. However, I have yet to experience the fighting spirit which he demonstrated in the leadership of the Republican Party during the past two or three years. He was County Chairman for ten years with an organization that was very loyal to him.

I repeat, Mr. Yocum demonstrated one of the most loyal and fighting spirits that I have ever observed.

SENATE RESOLUTION

CONDOLENCE OF THE SENATE EXTENDED TO THE FAMILY OF THE LATE JOHN R. YOCUM

Mr. WADE. Mr. President, I now ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 27, 1959.

On January 15, 1959, Mifflin County lost one of its outstanding citizens when John R. Yocum, the Republican Committee Chairman for the past ten years and a Lewistown Borough Councilman for the past twelve years, died at his home after an extended illness.

Although he lost the use of his legs about three years ago, he never lost confidence that some day he would walk again. From his wheelchair in his home, he directed the organization of the Republican Party for the general election last November, and the fact that Mifflin County became one of the few in the State to remain in Republican ranks gave him a sense of satisfaction above everything else.

"Mr. Republican" of Mifflin County was educated in the public schools of Lewistown, and rose to the position of chief construction superintendent of the Penn Fuel Gas Company. He retired in 1956 because of ill health. Mr. Yocum was also the founder of Yocum's Greenhouse in Lewistown and was deputy game protector for thirty-five years. He was a veteran of World War I and a member of many religious and fraternal organizations.

The people of Mifflin County and Lewistown will miss John Yocum for they have relied on his judgment in many ways for the past years. Surely his wife and children will miss him greatly, therefore be it

Resolved, That the Senate extend its heartfelt and deepest sympathy to the wife and children of John Yocum, and be it further

Resolved, That a copy of this resolution be sent to the widow, Kathryn Yocum, at her home on West Sixth Street in Lewistown, Pennsylvania.

PETITIONS AND REMONSTRANCES

Mr. PECHAN. Mr. President, I wish to make a brief statement relative to a condition which exists in my area. I would like to report that I am very happy to say that we are getting cooperation there. This is something which we have not experienced with the Department of Highways for many years.

Mr. President, I am speaking about the Freeport Bridge, a span which was washed out last week during the flood in the Freeport area. Our present Secretary of Highways, Mr. Park Martin, immediately upon being notified that the span was washed out, sent engineers to the area to observe the possibilities of making immediate replacement because, as the Members of the Senate who were here during the 1957 Session will recall, I think the vote here was unanimous when we voted to construct a new bridge over the Allegheny River from Westmoreland County over to Freeport. The reason for that was that the bridge was condemned to the extent that the children who lived on the Westmoreland County side had to abandon their buses and walk across the bridge, while the buses followed them. The Schenley Industries have a plant and employ some 1,800 people, across from Freeport. These people use that bridge extensively, as do many trucks which haul steel from the Allegheny-Ludlum Plant in the Leechburg area and the Brackenridge area. For that reason, the bill passed both the House and the Senate and was signed by the Governor.

Immediately, Mr. President, I believe Richardson, Gordon Associates were given a contract to design a new bridge. Secretary of Highways, Joseph Lawler, came down to inspect the bridge and, of course, was alarmed when he saw the condition it was in, because it was rusting. It was a miracle that the span did not fall of its own accord, with its own weight, into the Allegheny River. Secretary Lawler, at that time, promised us that he would expedite the plans for a new bridge. However, fate saw to it that "Jo-Jo" Lawler was replaced by Secretary of Highways, Mr. Stevens, and, of course, changes were made. Secretary Stevens was not familiar with the situation and we lost a great deal of time.

Therefore, Mr. President, when this emergency arose during the flood danger last week, and one span fell into the river, we were alarmed to find that the bridge design was not nearly completed, even though test borings were made above and below the present site of the river. This bridge is going to tie in with the new proposed road, from Pittsburgh to Brookville, which, of course, is part of the new Shortway.

Secretary of Highways, Mr. Martin, was alarmed when he discovered that more than that had not been done. However, he assured not only myself, but the citizens of the area, that he was going to explore every possible means to expedite not only the replacing of that span to be used temporarily, because the fire trucks cannot use it since they cannot get across the river. The nearest hospital is going to be in New Kensington or Kittanning, and the ambulances will have to go some forty miles out of their way.

I want to say, not only to the Members of the Senate but also to the citizens of Pennsylvania, that I am very happy to report that Secretary of Highways, Park Martin, is on the ball and I am sure he is doing everything he can. He has assured us that we are going to get some sort of a temporary replacement, and also the new bridge, which was provided for by legislation two years ago and which bill was signed by the Governor, is going to be expedited. Possibly, the contracts for the piers will be let this summer. At least, I am hopeful.

Mr. President, I want to report to the Members of the Senate how happy I am about the appointment of the new Secretary of Highways, Park Martin.

Mr. WEINER. Mr. President and Members of the Senate, I am certainly sorry to hear of the troubles which the gentleman from Armstrong, Senator Pechan, seems to

be having. However, I am happy to know that he is learning to live with the Democrats who make up the different Administrations which have come to this State. I am also very happy to learn that in seven days, the new Secretary of Highways has made Senator Pechan so happy and is accomplishing all these wonderful things for us.

Mr. President, I hope these remarks will be noted in the record because, perhaps later on in the Session, I may have to read the record back to the gentleman from Armstrong when we will need a little help from him in order to get some money for the Department of Highways.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate proceeded to the first reading and consideration of the following bills:

Senate Bills Nos. 3, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 44, 45, 70, 71, 74, 78 and 110.

Ordered To be laid aside for second reading.

ADJOURNMENT

Mr. BERGER. Mr. President I move that the Senate do now adjourn until Monday, February 2, 1959, at 3:00 o'clock, p. m., Eastern Standard Time.

Mr. WEINER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:29 o'clock, p. m., Eastern Standard Time, until Monday, February 2, 1959, at 3:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, January 27, 1959

The House met at 12:00 o'clock noon.

The SPEAKEER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Gracious Father in Heaven, Thou who hast formed man in Thine own image and placed him in the world which Thou has created, Thou who hast endowed him with the mind and will to follow his own conscience, and Thou who dost bestow upon him the countless blessings and manifold gifts of Thy love. We look to Thee in this hour with the confidence and assurance that Thou art never far from the situations of life which cause us difficulty and concern. Inspire us to call upon Thee in our every hour of need and grant us the assurance that Thou dost hear and wilt answer our prayer. This we ask in the name and for the sake of Jesus Christ, our Lord and Saviour. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, January 26, 1959 will be postponed until printed.

The Chair hears none.

The SPEAKER. The Chair requests the gentleman from Armstrong, Speaker Helm, to preside temporarily.

Mr. HELM IN THE CHAIR

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Willaredt for Mr. BRENNINGER because of illness.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPOINTMENT OF SECRETARY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have appointed Otis B. Morse of York, York County, to be Secretary to the Governor.

DAVID L. LAWRENCE.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate,
January 27, 1959.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 2, 1959, at three o'clock p.m., EST, and when the House of Representatives adjourns this week, it reconvene Monday, February 2, 1959 at four-thirty o'clock p.m. EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I desire to discuss recent decisions arrived at by the caucuses of our respective parties, not with any intention of changing those decisions. There is a sense in which I am glad that those decisions were changed because the changing of the decisions arrived at lift a very heavy burden from these sagging shoulders of mine. But I do want to point out to the House that in suggesting a recess or a series of recesses I have not been gazing into the mists of the future. I have instead been drinking from the wells of wisdom of the past.

The scene here at Harrisburg changes, but the more it changes the more it is the same.

My memory and perhaps the memories of some of you Members here go back to the session of 1939.

Elwood Turner was Speaker, and a powerful figure in the Senate was Senator Owlett. There were giants in those days and Speaker Turner engineered a crusade successfully to provide for a series of recesses.

I desire today and now to quote from a speech made from the floor of the Senate by Senator Owlett and the question pending was whether or not the House and Senate should take a recess. Among other things Senator Owlett said:

> Now, Mr. President, this resolution has as its basis the information that has come to this body, that it will take several weeks in order to complete the budget. It will take, in other words, two weeks to ascertain what the requirements of the next biennium will be, what the effects of the savings in the various departments will be on the budget. In other words, the whole legislative program of this session of the Legislature depends to a large extent on just what can be worked out in the way of economy and just what will be found to be the actual needs for relief when the proper surveys have been completed.
>
> Now, it is very obvious, Mr. President, that this Administration, having taken office just three weeks ago without having any opportunity to know the true state of affairs, and learning, after coming into office, that we are faced with a deficit probably greatly in excess of the deficit that was indicated prior to the inauguration—it is very obvious that the work necessary to be done in order to intelligently approach the whole legislative program has got to be carefully worked out.
>
> I want to make it clear that this time is not going to be wasted. It is proposed, during this recess, to have numerous committees of the Senate and of the House work on this legislative program, consult with the heads of the departments, and see in what way we can cooperate to cut down these costs and save this State from what otherwise would be financial disaster—if we went on at the rate at which we were going prior to this Administration.
>
> That is the purpose of this recess: it is to do this necessary preliminary work in an orderly way, and many of us are convinced that if this recess is taken and if this intensive work is done during

this period, until the twenty-seventh, we will save much time in the end.

That must be so, under the circumstances; and, may I point out, it has been suggested by the Senator from Philadelphia, Mr. Shapiro, (a somewhat familiar figure on the Hill) that there is a lot of other legislation that should be considered. In the last Special Session of this legislature bills were introduced and passed which have saddled on this Commonwealth some nineteen million dollars of additional expense—just last November. Now, that is a very good illustration of how necessary it is, in considering our whole legislative program, to know what the revenues are going to be and what the requirements are going to be for relief and for all other purposes.

Now, I want to assure the Senator from Philadelphia, Mr. Shapiro, that we are all as anxious as he is to see that this department that handles relief cuts out the chiselers—

Apparently chiseling has become almost a profession and apparently the founding fathers failed to apprehend the danger, and chiseling has increased until it has become in our day a matter of paramount concern.

—relief cuts out the chiselers, cut down the expense, does away with these theories which we know have produced costs that run into fifteen or twenty per cent of the money that is appropriated for relief; (that sounds familiar. I have heard it said almost yesterday) and I want to assure the Senator from Philadelphia that this Administration will welcome, during this recess, any suggestion from any single member of this Senate, whether on the Republican side of the Democratic side, which will bring about a saving of money in this next biennium.

We are approaching this next biennium with a problem such as no Administration ever before faced, and it is going to require the concerted, intelligent, honest effort of every single member of this body and of the House to meet this problem; and I speak advisedly when I say that if there is any member of this Senate, whether he be on the right or the left, who has any suggestions to make by which relief can be cut down and still take care of the needy and unemployed in this State, or where money can be saved in any other department, we hope that such suggestions will be made, because we have got to cut the cloth to fit the pattern, we have got to economize. The people of this Commonwealth have got to understand that the time has come when there is not an unlimited supply of money, that in the last analysis the people pay these bills.

I could not help thinking, last night when I heard them speaking here on the Public Utility Commission, and explaining the actual necessity for the Public Utility Commission to cut down its expenditures, and they on the other side answered by saying "Why, that does not come out of the Commonwealth"—I could not help thinking how erroneous that answer was; because it does come out of the Commonwealth, every cent of expense comes out of the people of this Commonwealth, whether it is paid through rates to a utility or through taxes which go into the State Treasury.

It is a fallacious approach to this problem, to propound such a theory. The time has come when we have to realize that when you pay out money for a salary of an unnecessary employee, that money is coming out of the pockets of the people, whether you do it through the subterfuge of taking it out of the coffers of a utility or you take it out of the coffers of an industrial enterprise that pays, in rates, toward the expense of the Workmen's Compensation Board—it all, in the end, comes out of the people; and we propose, Mr. President, during these two weeks; to give—the Republican members propose to give pratically all their time and thought to this; and we hope that our Democratic colleagues will join with us in studying these problems, and assist in working out a program so that when we come back here in the twenty-seventh we can face this whole situation as it should be faced, knowing what our requirements will be, and meeting this in the way it should be met. I hope this resolution passes, that we may have this time to give to this study.

Furthermore, in a similar strain, the recess proposed by Speaker Owlett was unanimously adopted by the Republican Members of the Senate. Edmundson, Stevenson, Owlett, Geltz. I say there were giants in those days, and the same recess went triumphantly through this House. I do not claim to be proficient in the finesse of political manipulation, but I do claim to have a sense of history, and I know something about parliamentary procedure. The die has been cast. Apparently neither the majority in the Senate nor the majority in the House, and for all I know to the contrary, neither the Governor has desired a recess.

There may be reasons but they are not reasons that appeal to reason. But I accept them. I want to say to the various departments, get busy on your bills. Don't drag them along, don't bring them to us piecemeal. I want to know what the Department of Education's program is in its entirety. I do not want it fed, either to me or the Members of this House, little by little. I want the program from the Department of Welfare brought to this House in its entirety. I want to know the complete reach and sweep of what is proposed.

My little mind cannot cope with a bill today and a bill tomorrow. I can think perhaps in terms of a package, and I say the same thing to every department on this Hill. Get your legislation in in a package and bring it to us. Because the day will come when the door will close and it will be the last day for introducing bills, and when we fix the last day for the introduction of bills, I assure you that unless this House overrules its Speaker, the last day for the introduction of bills will be the last day.

I say to the various organizations that have programs, get your bills in order, and I hope that it will speedily be possible to envision the reach and sweep of the Administration's program.

It was the thought of Speaker Turner, Senator Owlett and the others to have the whole bundle, all of the bundles before us, together with the budget, the Committees working, and coming back after the recess, to our calendar, upon which nearly every bill was an important bill. It will not be my fault if it comes about that we have calendars filled with proposals to build chicken coops in Podunk and other matters of similar importance.

I want to thank the Members of this House for their courteous attention. I want to repeat that I have no thought of campaigning for a diversion of the decisions arrived at. I want to repeat that those decisions relieve me from a great deal of work. I hope that important legislation will begin to trickle in and I hope that the Committees of this House do not report programs piecemeal but that they bring to us programs of each department in its entirety.

I want to thank Speaker Helm for having so kindly substituted in my place. I hope he will continue through

this session. I will come up and watch him perform; I have always admired him. I wish I could look as handsome.

So, Mr. Speaker, that is all I have to say about this matter at this time.

PERMISSION TO ADDRESS HOUSE

Mr. A. W. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, I am sure that all of us enjoy having the Speaker of the House, whether as our Speaker or as the Floor Leader, take that microphone. As I have repeatedly said here, he always says something worth listening to and in his genial and very clever way he puts over his point.

Now I know a lot of people wonder why didn't you go for the recess? Well, I would say this with respect to Mr. McCann, the Majority Leader, that he did give us a bill of particulars as to what could be accomplished by the recess. The Members on this side did not feel that that would be enough to be accomplished by being away from here for about 30 days to justify our closing up shop and being observed around our localities for one month and having the folks back home all say, "why aren't you in Harrisburg." "Haven't you got something that you can do, with the State in the condition that it is in?"

I think another thing that influenced the decision was this emergency flood program. This is always a very hard time of the year. But, this flood program that we are putting through, had we been out of session and in a recess, of course, we would have been called back, and I am sure it would have aroused the indignation of the people of Pennsylvania.

Another thing that we were worried about, as was pointed out on the floor here, the financial situation so far as our General Fund is concerned is a frightening one. We have a bill on our calendar today, you might say, that emasculates the Motor License Fund to put money into the General Fund to tide us over the last two weeks in March and the first two weeks in April, when the State will be out of cash. We feel to be out of session here, with a situation like that occurring, and if for some reason people do not get their pay checks and we are not in session, we will have the calumny of the state heaped upon us. So, in due consideration, our Caucus felt that we should stay here and be on the job.

Now I think Mr. Andrews has pointed out the situation that existed in 1939 and, of course, then we had a Democratic Governor succeeded by a Republican Governor, and I believe they were considering about the type of bills we have on our calendar now, so they could take the recess. Of course, now we have practically the same cabinet officers who have been reappointed, and we should have an early budget by reason of the fact that they are there, they can give the Governor the budget figures and they know what the program is.

This deficit is a Democratic deficit, it is not a Republican deficit, and they can solve this problem right away, right now, and give us the budget early in February, if necessary, so that we can get to work. So, as a contrast of this session with our 1957 session, we got down to work with dispatch. You want to remember that while we were in the majority here we had a Democratic Governor. We went through the calendar and got bills prepared for all the constitutional amendments that had to be acted upon, the Members on our side got in their Member's bills early and we had calendars right now. We were having committee meetings. We were down to work. The ball was rolling. Here today we did not have a single Committee meeting. I know you say there is nothing in committee. Why isn't there anything in committee?

Governor Lawrence and all you ladies and gentlemen on the other side who are here as successful candidates want to remember that we lost 24 seats. You and Governor Lawrence and the whole ticket went thorugh Pennsylvania, said how terrible we were, we were a "do nothing, spend nothing Legislature" last session, how if you were elected a millennium would occur in Pennsylvania. You would have a great farm program ready, you would solve the problem of higher education, you would put the Welfare Department in shape, you would show us stingy people what we are, you would do all these great things, and the people bought it. They expected you to have a program ready.

You won on November 2nd, here it is February 1st. Where is the program? Where are all these wonderful things you promised the people of Pennsylvania were ready, that you would do, that you would accomplish? Here we are twiddling our fingers, with nothing in Committee that we can put our teeth into, no semblance of any program ready. I think probaby Mr. Andrews is right and he had a lot of courage as a Democrat to speak up and say we are not ready, we want to get out of here for 30 days to get our Governor off the hook, so that he can get his program out on the floor, so that we can have something to work on about the 1st of March.

Therefore, Mr. Speaker, I would like to have permission to interrogate the Majority Leader.

The SPEAKER pro-tempore. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. A. W. JOHNSON. Mr. McCann, with those prefatory remarks I have just made, and keeping in mind now all the promises of your party to the people of Pennsylvania, do you right now have that farm program ready? A program that is going to enlarge the farm markets, that is going to expand the farms, that is going to do all those wonderful things for the farmer? Is that program ready, can you introduce it today so that we can act on it like this flood program? Would you answer that question, please?

Mr. McCANN. I certainly will. Mr. Speaker, I can assure the gentleman that we on this side are going to act on a farm program which will help to sell the Pennsylvania products of Pennsylvania farmers. It is being prepared and I hope that you people will support that portion that will appear in the budget, that will be presented to you.

Mr. A. W. JOHNSON. Does the gentleman mean that it is on order?

Mr. McCANN. It is on order, Mr. Speaker.

Mr. A. W. JOHNSON. Like tanks and guns when you are at war.

Alright, let me ask another question. You were going to solve the problem of higher education and were going to really do some great things in that field. Now is that program drafted, is that in Committee, can we act on that? If we are in such a perilous condition as far as

higher education is concerned, is that program ready?

Mr. McCANN. Mr. Speaker, I am sure that Mr. Johnson is the gentleman who offered a scholarship plan as you campaigned across Pennsylvania which will be offered to this House. It is not in Committee, it is not prepared here, and I believe we will follow somewhat the recommendations of the Joint State Government Commission of which you are well aware, as to the higher education report, to which report you have committed yourself.

Mr. A. W. JOHNSON. Well then the gentleman's answer is, would he say that Governor Lawrence has actually no higher education program of his own, he is going to rely on the Joint State Government Commission program on higher education, is that right?

Mr. McCANN. I did not say that. You asked me if the report was in Committee, it is. The Joint State Government Commission report is ready, according to the Joint State Government Commission and the Governor, I am positive, will have a higher education program carrying out the platform of our party as well as your party.

Mr. A. W. JOHNSON. But it is not ready at this time?

Mr. McCANN. Not at the present time, sir.

Mr. A. W. JOHNSON. I realize that I should ask the gentleman many questions on various items and get a prospective answer but honestly do you have a program, can we go to work, what can we do next week, what can we do the week following? Is there anything ready that we can do business on, as the Speaker says, with some meat in it.

Mr. McCANN. Mr. Speaker, I believe all the Members of this House are aware that those major legislative proposals have not been introduced or presented to the House to be assigned to the Committee other than Local Government Commission bills that have been introduced and are available in the House for introduction today. They are the only items of importance in Committee except for the one gentleman on your side who has introduced a series of bills that must be considered by the Committee. Therefore I would say to you since a decision was made that there will be no recess, tonight we will assign the Committee rooms for the standing Committees of the House, even though they will be temporary. Those committees will start to function next week and they will report from Committee those bills which the committees themselves approve for presentation. None of these, I realize, are earth-shaking or of tremendous importance to all, but certainly important to some individual Members in this House. I am confident that we must now speed up our Legislative process to act upon these bills and other bills which will be introduced next week. Therefore, that will roughly outline our program as far as operation is concerned next week in the House.

Mr. A. W. JOHNSON. I thank the gentleman very much.

Then I take it, Mr. McCann, what you intend to do, in view of the fact that we are not going to have a recess, you are going to start with a series of conferences and try and get some of this program in here so that we can have a look at it and send it over to the Senate, is that correct?

Mr. McCANN. Mr. Speaker, that is correct, except the Committees will make the decisions in reporting the bills out.

And may I, before I sit down, say a kind word about the Minority Floor Leader, I see that he is starting to get in good form for the coming judicial campaign.

Mr. A. W. JOHNSON. I thank the gentleman very much.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 43, entitled:

An Act amending the "Unemployment Compensation Law" approved December 5 1936 (1937 P L 2897) authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same.

The first section was read.

On the question,

Will the House agree to the section?

Mr. A. W. JOHNSON. Mr. Speaker, as we discussed this bill in our Committee the thought was expressed that what this bill does is, of course, to afford the Secretary of Labor and Industry the right to borrow money from the Federal Government in order to tide over the Unemployment Compensation's fund during this next five or six months, when it is thought the fund may be depleted.

Someone made the suggestion on our side that, if the newspapers are correct, what is wrong with the fund is that there have been so many raids on the fund which are not, what you might class, unemployment, but are more social in character, that a job should be done now and put the fund in order and if as both parties have agreed, we are going to increase the benefits, we should increase the benefits, do the job now rather than borrowing money and drifting along month after month and then finally get down to it.

So, we ask that the bill be held over in view of maybe offering amendments. We were informed that to amend the bill right now it would be a prodigious job to draft the amendments because it is one of the most intricate bills, you might say, on our statue books.

I want to say to the House that I discussed it with Mr. McCann, what we had in mind, and he has assured me that the Labor and Industry Department is having many amendments drawn and bills drawn with respect to this fund. I do not know what they are. They will be drawn for the Members, I hope soon, Mr. McCann, so we can move these measures and, if possible, offer amendments to make our Unemployment Compensation Fund a stable fund, a fund that will protect the man who labors and who needs unemployment compensation.

With that statement today we are not offering amendments to the bill and have no objection to it's being read for the second time.

Mr. McCANN. Mr. Speaker, I first want to thank the Minority Leader for his kind and courteous consideration in not offering amendments to this bill today, because I am sure that all of us are aware that the sooner we pass this legislation and get it enacted on the books of Pennsylvania it will provide us an opportunity to be placed in a position of securing some portions of the $95 million that is now in the Reed fund in Congress with the two other States that have applied at the present time.

I would also like to state that some good foresight a

few years back would have done well. For example, in the years when the lush period was on and the U C fund was not being drained to the extent that it was in 1958—$368 million paid out in that particular year, our neighboring State of New York increased their rate and placed an additional amount in the fund which placed it over a billion dollars to tide it over when such periods may occur.

Pennsylvania reduced its amount and in one particular quarter returned the payments to this fund, roughly $200 million in Pennsylvania money which would be in the fund. I would certainly hope, and so do all of us that the conditions will continue to improve where the payments from the fund will certainly not exceed the income into the fund.

At the present level, I think everyone is aware that we are paying out more than we are taking into the fund. In 1958 payments were the greatest that this fund has ever had. I hope in 1959 payments will be reduced very sharply by the increased employment of our people across Pennsylvania.

I believe there are pros and cons regarding the amendments that will be offered to the fund, but I rightfully say that those amendments must have an opportunity to be aired in this legislative session, and the amendments that the Minority may offer to the changes in the U C bill must be acted upon, so that we can determine the course that we are going to take regarding this very, very important fund.

In my opinion, one of the major things that helped carry Pennsylvania in 1958 from a very serious situation were U C payments to our people that kept them going a little bit at a time across this very rough period of unemployment.

We have had many technical arguments regarding the bill. It has been discussed very thoroughly. I think every one will agree that this is the safest insurance that we can have in Pennsylvania, even though we may not use, and I hope we do not use, any of the money that the bill will authorize us to borrow for 1959, I hope it will improve the situation. The estimates are at the present time that a year from now the fund would only have $37 million balance at the same rate we are going at the present time, with the low point April 15th of $29 million.

So you see the estimates are not too hopeful, but we can hope that the condition will improve so that we may be wrong, although we have provided the insurance that is needed in case we would be in as bad a situation in 1959.

Again I want to thank the Minority for their kind support of this bill, and I believe we have all agreed that without any amendments we can act upon it this morning.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 80, entitled:

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January 1959.

The first and second sections were separately read and agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Mr. DOWN offered the following amendment:

Amend Sec. 3, page 4, line 13, by striking out "three million dollars ($3,000,000)" and inserting "three million five hundred thousand dollars ($3,500,000)"

On the question,

Will the House agree to the amendment?

Mr. DOWN. Mr. Speaker, I have introduced this amendment increasing the $500,000 amount to $1 million. The reason for that is the terrific damage that we have had in Sharon and Mercer, and Lawrence, Crawford and Venango Counties.

I do not believe that $500,000 is enough money to do the work stated in Section 2, lines 9 to 12 in the bill which is quite broad. I hope that this money will help towards preventive and corrective measures of recurring floods that we have had in Mercer County and Lawrence County.

We have had floods there since 1913. This makes the second flood that the City of Sharon has had in the last six months. In July we had $3 million worth of damage. In this last flood we had over $5 million worth of damage, putting over 6,000 people out of work, closing mills such as the Mercer Tube Company, the Sharon Tube Company, Wheatland Tube Company, Shenango Agaloy, Sharon Steel Corporation, Sawhill Manufacturing Company and National Malleable. There have been over 300 families evacuated and to this date not all are back in their homes.

This makes the fourth time that Sharon in Mercer County has been flooded since 1954. I believe that with an increase that the Department of Forest and Waters can really come up with a good job.

Mr. McCANN. Mr. Speaker, the amendments add an additional $500,000 to the total amount of money allocated, from $3 million to $3.5 million. Then in Section 5 changes the $500,000 of the Department of Forest and Waters to 1 million.

As you know, the financial program regarding this emergency relief situation regarding the Wyoming Valley and the western part of Pennsylvania was agreed to in a series of conferences Sunday night as well as Monday morning in the Governor's Office, and was agreed to by all the parties present. This includes the Secretary of Mines and Mineral Industries, the Secretary of Forest and Waters as well as Dr. Richard Gerstell the Director of the State Council of Civil Defense. The sum of $500,000 was proposed for the Department of Forest and Waters to carry out the purposes of this particular Act. This requires a very great change of adding $500,000 to this, and then would require a change in the lapse appropriation from the present figure to include an additional $500,000 which we are doing, to pay for these particular emergency relief measures.

I would like to ask if a conference could be held here momentarily, while the House would be in recess, because I do believe that in the present situation all of us that have agreed, and that included a great number from

both sides of the House, that we would have to vote down these amendments proposed for the $500,000.

May I assure the gentleman, and I think we can get the assurance from the other Members of that conference, that if the $500,000 is not sufficient as indicated in this bill, I would be the first to propose the additional funds for the Department which asks for this particular amount.

BILL POSTPONED

Mr. McCANN. Mr. Speaker, I move that this bill, together with the amendments, be placed on the second reading postponed calendar temporarily.

On the question,

Will the House agree to the motion?

Mr. DOWN. Mr. Speaker, I am not concerned about the $500,000 but I think we should have a conference on the bill because I know that $500,000 should not be hard to find.

We are voting on deficiency appropriations here, funds have been transferred from one fund to another more recently. I do not know anything about the conference they had, and I do not know if the people who were called in had knowledge of the damages that we had in the respective counties. I do think that the leadership might have consulted us. We do have a terrific damage. We feel that $500,000 is not enough.

About two years ago I went to the Department of Forest and Waters to have the Shenango River cleared, the banks widened; one railroad is dumping slag, encroaching upon the river, and nothing has been done to this date. In the town of Wheatland one gentleman is taking the banks away for filler. I appealed to the Department of Forest and Waters, a letter was sent but he is still taking the filler away. Now I think this is the time that something should be done.

Mr. McCANN. Mr. Speaker, immediately following this motion if it passes, may the House have a short five minute recess for a conference.

The SPEAKER pro tempore. Does the gentleman from Mercer, Mr. Down, desire to be recognized on the motion again?

Mr. DOWN. Mr. Speaker, I would like to have a roll call. Are you going to conference on the bill or the amendments?

On the question recurring,

Will the House agree to the motion to postpone the bill temporarily?

It was agreed to.

RECESS

The SPEAKER pro tempore. Without objection the Chair will declare a short recess.

The Chair hears none and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

Mr. HELM IN THE CHAIR

Mr. DOWN. Mr. Speaker, I want to withdraw my amendments, and I yield to Mr. McCann.

Mr. McCANN. Mr. Speaker, under Section 3 of the bill and Section 5, relative the amendments offered by the gentleman from Mercer, an agreement has been reached in which if the Secretary of Forests and Waters requests an additional amount of money over the amount indicated in the bill now of $500,000, the two parties have agreed that in our normal procedure here we will sponsor the legislation granting the additional money, and at the same time sponsor legislation and pass it which would lapse the money from the School Teachers' Retirement Fund.

With that assurance, that this will be done, agreed to by the Republican and the Democratic parties of the House, this question will be brought before the Secretary of the Department of Forests and Waters by tomorrow morning, and I hope an answer will be presented, the bills needed will be presented and rolled in the normal fashion here the following weeks.

With that I ask that we move on House Bill No. 80.

Mr. PETROSKY. Mr. Speaker, I am in agreement with my colleague, Mr. Sakulsky, that the conference report be incorporated in House Bill No. 80.

However, it has come to our attention, inasmuch as we have considerable damage in our legislative district, that there possibly wouldn't be sufficient money to cover it.

As a matter of record we pursued this point, and we find that through the cooperation of the Department of Highways, with the personal attention of Secretary Martin of the Department, cooperating with the Bureau of Public Roads, with the Regional Director of Civilian Defense and the Army engineer, concerning the span between Freeport in Butler County and Allegheny Township in Westmoreland County, there is a very good possibility of receiving federal aid to put in a temporary span.

We do know that the bridge will be replaced with a new structure, which is already programmed, and we are almost certain that the construction will begin in the spring of this year.

However, we further want our people to know back there, and we want it a matter of record, that the temporary situation is in good hands, is receiving the attention of the state administration, and we expect a temporary solution to our immediate problem as soon as it can possibly be worked out with the proper authorities.

The SPEAKER pro tempore. The Chair would correct the gentleman. The bridge connects Freeport in Armstrong County.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The fourth, fifth, sixth and seventh sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 81, entitled:

An Act amending the act of September 3 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August one thousand nine hundred fifty-five" making the moneys appropirated available for flood damage of January one thousand nine hundred fifty-nine

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 82, entitled:

An Act amending the act of July 7 1955 (P L 258) entitled "An act providing for anthracite mine drainage contingent on Federal aid and making an appropriation" extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 83, entitled:

An Act amending the "General Appropriation Act of 1957" approved July 19 1957 (Appropriations Acts page 60) changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 38, entitled as follows:

A Supplement to the act approved the nineteenth day of July one thousand nine hundred fifty-seven (Appropriation Acts p 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31 1957" by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May 31 1959

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. A. W. JOHNSON. Mr. Speaker, I believe before we vote on this bill that on this side of the House we should have something to say with respect to the bill itself and the items in it.

We all have read in the Press, and we have received statements here and there from the different departments in connction with their borrowing money and so forth that the anticipated deficit for this biennium will run, it has been quoted in the Press and elsewhere, anywhere from $80 million to $125 million.

If it was not for a quirk, you might say, in the law of Pennsylvania, fortified by the opinion of the attorney general, we probably would not be able to pass this bill at all at this time. The opinion, as I understand it, is to the effect that when you adjourn sine die from a Legislative Session the Budget Office certifies the amount of revenue that will come in, in their opinion, during the biennium from all taxes and from all sources of revenue. In our particular case I believe it was certified to be approximately $1.5 billion.

Accordingly, last session we appropriated $1,442 millions and the difference between that and $1.5 billion was the deficit carried over from Governor Leader's first biennium. So we were able to adjourn sine die with a certificate from the Budget Office that we had raised the necessary revenue to balance $1.5 billion. Now we find that it is going to be an estimated figure which we could not vote upon unless the Attorney General had ruled that that certification of revenue went through the entire biennium, and that is the reason that we can offer appropriation bills at this time, even though we are lapsing like appropriations. It is a quirk, as I say, in our law and is rather a fiction that we are resorting to which probably should be corrected.

The bill itself, as was pointed out yesterday on interrogation and the interrogation yesterday was not an attempt to belittle anybody or to cast aspersions or anything. What we were after was information. What the interrogation yesterday brought out number one, was that we, the General Assembly, have our budget hearings and pass what we feel are adequate appropriations. The innuendo is that the department heads and everybody, with the appropriations given to them, will put their houses in order and live within their budgets. But since time immemorial we come back here and must pass deficiency appropriations, and with a pistol to our heads, as this bill seems to deal with critical funds for relief and for occupational disease and for running our hospitals, we have no other alternative but to go along on the bill.

In House Bill 1700 last session we had safeguards in the bill that if several departments wanted to overspend their budgets they would have to get permission of a joint committee, a joint budget committee, and we limited the spending the last three months, I believe, to one-eighth of the budget so that there would not be a indeterminate spending in the last quarter.

I think those amendments were good and they should have remained in the bill. They were ripped out of the bill because of a threat of a veto by Governor Leader, which would have thrown the Legislature into another two weeks.

We have this bill before us today, as I say, and now we find that since the Legislature recessed, salaries have been raised, extra things have been done, money has been spent that was not contemplated in the original appropriation and, in short, deficits have occurred over which we, the General Assembly, had no control.

We, the Republican party, are re-introducing legislation for budgetary control into the several departments as a legislative watch dog, you might say, so that in another biennium in another Session of the General Assembly we will not be called upon in a cursory, quick, shot-gun way, to vote additional funds over which we have no control, and we really do not at this time know whether we are properly voting the money or not.

Mr. McCANN. Mr. Speaker, I listened with great delight to the remarks of the honorable gentleman from McKean in summarizing the debate and the provisions

and figures outlined in House Bill 38 that we are to vote on in a few minutes here in the House.

I think yesterday's debate and interrogation also brought to light some other things, that knowingly and wilfully figures were placed in the budget under the amounts that would be spent. No one denies at this point that the occupational disease figure which is in this bill was not an item that would be known many, many months ago, and the Executive order that granted the occupational disease additional money would have placed that fund without payments in 1958. $3.2 I believe is in House Bill 38, $6,000 for second injury accounts. I do not believe that that was living within the amount because the law that set up some provisions of the occupational disease in a prior session had been agreed to, and that law itself made changes that will call for greater payments of those who were not able to fall under the silicosis fund or the occupational disease requirements in the past.

The public assistance amounts, without any increase from the Commonwealth of Pennsylvania, only the increases that have been given to the recipients are those granted by the federal money. $9 million dollars of this is a part of House Bill 38. As the debate proceeded yesterday I think it was clear that in our penal institutions the number of inmates in the institutions had increased, I believe anyone would assume, and rightfully so, that it cost more money to keep these people in these particular institutions.

The question has come up repeatedly as to increase in personnel at the hospitals and our mental institutions, and I think in most cases the number of employees has been reduced from the previous year or held to about the same figure. So we on this side of the House do not any more believe in deficiency appropriations than do the minority. Yet we in 1957 discussed very seriously, as the record will show, that these figures in the budget were wrong because amendments were offered to each of these in the closing minutes of the 1957 session regarding the budget.

As we pass this first deficiency bill today to insure both payment of personnel and food and forage, we are only doing the things that we knew would happen, for we did not provide the funds to do those very things when we set up the budget.

I believe that all of us agree that economy and sound economy is very wise, that no money should be wasted for this is taxpayers money: I believe that every one in Pennsylvania believes the same as you and I do, that we are responsible for all of the tax money that we ask the people to pay. I believe that House Bill No. 38 has been more than justified that is being presented here today as well as the reasons for each of the amounts that are outlined in the bill.

I would like to say, Mr. Speaker, that House Bill No. 38 was covered very thoroughly yesterday, point by point, line by line, except the last section which due to the lateness of the day the gentleman who was interrogating did not have time to question the Chairman of the Appropriations Committee, but I believe we will all agree that it, too, is an approved item which we can all vote for.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Gallagher,	McInroy,	Rudisill,
Anderson,	Garlock,	McKeever,	Sakulsky,
Arlene,	Gelfand,	McLaughlin,	Scarcelli,
Auker,	George,	Machmer,	Schaaf,
Balthaser,	Gibb,	Magee,	Schuster,
Barton,	Gibson,	Mahan,	Schwartz,
Bell,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Guthrie,	Meholchick,	Shupnik,
Boris,	Hamilton,	Merry,	Silverman,
Bower,	Haudenshield,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Snider,
Branca,	Heffner,	Miller, H. G.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Buchanan,	Henzel,	Monroe,	Stevens,
Burns,	Hocker,	Muldowney,	Stewart,
Capano,	Holliday,	Mullen,	Stimmel,
Capitolo,	Holt,	Munley,	Stone,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cioffi,	Irvis,	Murphy, P. J.,	Strausser,
Clarke,	Isaacs,	Murray, H. P.	Stroup,
Comer,	Jenkins,	Murray, J. J.,	Sullivan,
Crossin,	Jim,	Murray, P. G.,	Taylor,
Curwood,	Johnson, A. W.,	Musto,	Thompson,
Davis,	Johnson, R.,	Naugle,	Tompkins,
Dengler,	Jones, T. H. W.,	Needham,	Trusio,
Dennis,	Jump,	Nelson,	Ujobai,
Dennison,	Kamyk,	O'Dell,	Varallo,
Devlin,	Keiser,	O'Donnell, J. A.,	Varner,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Verona,
Donaldson,	Kessler,	Odorisio,	Wall,
Dougherty,	Knecht,	Ogilvie,	Walsh,
Down,	Kooker,	O'Neil,	Wargo,
Edwards,	Kornick,	Parlante,	Welsh,
Eilberg,	Korns,	Pashley,	Wescott,
Eshback,	Kovolenko,	Perry, H. H.,	Wheeler,
Eshleman,	Kubitsky,	Perry, P. E.,	Whittaker,
Ewing,	Lamb,	Petrosky,	Williams, A.D., Jr.,
Farabaugh,	Lee, A. M.,	Polaski,	Williams, E. S.,
Fetterolf,	Lee, K. B.,	Polen,	Willard,
Filo,	Leonard,	Prendergast,	Willaredt,
Fineman,	Limper,	Price,	Wilt,
Floyd,	Lippincott,	Pursley,	Wood,
Flynn,	Lopresti,	Reibman,	Worley,
Foerster,	Luigard,	Reidenbach,	Wynd,
Fox,	Lutty,	Renwick,	Yatron,
Frank,	McCandless,	Rigby,	Yetter,
Frascella,	McCann,	Riley,	Zimmerman,
Fulmer,	McCormack,	Rovansek,	Andrews,
Gailey,	McDonald,	Royer,	Speaker

NAYS—3

Ashton,	Brown,	Light,

NOT VOTING—8

Blair,	Cooper,	Jones, G. E.,	Moran,
Brenninger,	Gramlich,	Kee,	Weidner,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 39, entitled as follows:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Gallagher,	McInroy,	Rudisill,
Anderson,	Garlock,	McKeever,	Sakulsky,
Arlene,	Gelfand,	McLaughlin,	Scarcelli,
Auker,	George,	Machmer,	Schaaf,
Balthaser,	Gibb,	Magee,	Schuster,
Barton,	Gibson,	Mahan,	Schwartz,
Bell,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Guthrie,	Meholchick,	Shupnik,
Boris,	Hamilton,	Merry,	Silverman,
Bower,	Haudenshield,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Snider,
Branca,	Heffner,	Miller, H. G.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Buchanan,	Henzel,	Monroe,	Stevens,
Burns,	Hocker,	Muldowney,	Stewart,
Capano,	Holliday,	Mullen,	Stimmel,
Capitolo,	Holt,	Munley,	Stone,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cioffi,	Irvis,	Murphy, P. J.,	Strausser,
Clarke,	Isaacs,	Murray, H. P.	Stroup,
Comer,	Jenkins,	Murray, J. J.,	Sullivan,
Crossin,	Jim,	Murray, P. G.,	Taylor,
Curwood,	Johnson, A. W.,	Musto,	Thompson,
Davis,	Johnson, R.,	Naugle,	Tompkins,
Dengler,	Jones, T. H. W.,	Needham,	Trusio,
Dennis,	Jump,	Nelson,	Ujobai,
Dennison,	Kamyk,	O'Dell,	Varallo,
Devlin,	Keiser,	O'Donnell, J. A.,	Varner,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Verona,
Donaldson,	Kessler,	Odorisio,	Wall,
Dougherty,	Knecht,	Ogilvie,	Walsh,
Down,	Kooker,	O'Neil,	Wargo,
Edwards,	Kornick,	Parlante,	Welsh,
Eilberg,	Korns,	Pashley,	Wescott,
Eshback,	Kovolenko,	Perry, H. H.,	Wheeler,
Eshleman,	Kubitsky,	Perry, P. E.,	Whittaker,
Ewing,	Lamb,	Petrosky,	Williams,A.D.,Jr.,
Farabaugh,	Lee, A. M.,	Polaski,	Williams, E. S.,
Fetterolf,	Lee, K. B.,	Polen,	Willard,
Filo,	Leonard,	Prendergast,	Willaredt,
Fineman,	Limper,	Price,	Wilt,
Floyd,	Lippincott,	Pursley,	Wood,
Flynn,	Lopresti,	Reibman,	Worley,
Foerster,	Luigard,	Reidenbach,	Wynd,
Fox,	Lutty,	Renwick,	Yatron,
Frank,	McCandless,	Rigby,	Yetter,
Frascella,	McCann,	Riley,	Zimmerman,
Fulmer,	McCormack,	Rovansek,	Andrews,
Gailey,	McDonald,	Royer,	Speaker

NAYS—3

Ashton,	Brown,	Light,

NOT VOTING—8

Blair,	Cooper,	Jones, G. E.,	Moran,
Brenninger,	Gramlich,	Kee,	Weidner,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 40, entitled as follows:

An Act making an appropriation to the Department of Military Affairs for certain expenses in connection with the Korean Conflict Veterans' Compensation Act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Gallagher,	McInroy,	Rudisill,
Anderson,	Garlock,	McKeever,	Sakulsky,
Arlene,	Gelfand,	McLaughlin,	Scarcelli,
Auker,	George,	Machmer,	Schaaf,
Balthaser,	Gibb,	Magee,	Schuster,
Barton,	Gibson,	Mahan,	Schwartz,
Bell,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Guthrie,	Meholchick,	Shupnik,
Boris,	Hamilton,	Merry,	Silverman,
Bower,	Haudenshield,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Snider,
Branca,	Heffner,	Miller, H. G.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Buchanan,	Henzel,	Monroe,	Stevens,
Burns,	Hocker,	Muldowney,	Stewart,
Capano,	Holliday,	Mullen,	Stimmel,
Capitolo,	Holt,	Munley,	Stone,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cioffi,	Irvis,	Murphy, P. J.,	Strausser,
Clarke,	Isaacs,	Murray, H. P.	Stroup,
Comer,	Jenkins,	Murray, J. J.,	Sullivan,
Crossin,	Jim,	Murray, P. G.,	Taylor,
Curwood,	Johnson, A. W.,	Musto,	Thompson,
Davis,	Johnson, R.,	Naugle,	Tompkins,
Dengler,	Jones, T. H. W.,	Needham,	Trusio,
Dennis,	Jump,	Nelson,	Ujobai,
Dennison,	Kamyk,	O'Dell,	Varallo,
Devlin,	Keiser,	O'Donnell, J. A.,	Varner,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Verona,
Donaldson,	Kessler,	Odorisio,	Wall,
Dougherty,	Knecht,	Ogilvie,	Walsh,
Down,	Kooker,	O'Neil,	Wargo,
Edwards,	Kornick,	Parlante,	Welsh,
Eilberg,	Korns,	Pashley,	Wescott,
Eshback,	Kovolenko,	Perry, H. H.,	Wheeler,
Eshleman,	Kubitsky,	Perry, P. E.,	Whittaker,
Ewing,	Lamb,	Petrosky,	Williams,A.D.,Jr.,
Farabaugh,	Lee, A. M.,	Polaski,	Williams, E. S.,
Fetterolf,	Lee, K. B.,	Polen,	Willard,
Filo,	Leonard,	Prendergast,	Willaredt,
Fineman,	Limper,	Price,	Wilt,
Floyd,	Lippincott,	Pursley,	Wood,
Flynn,	Lopresti,	Reibman,	Worley,
Foerster,	Luigard,	Reidenbach,	Wynd,
Fox,	Lutty,	Renwick,	Yatron,
Frank,	McCandless,	Rigby,	Yetter,
Frascella,	McCann,	Riley,	Zimmerman,
Fulmer,	McCormack,	Rovansek,	Andrews,
Gailey,	McDonald,	Royer,	Speaker

NAYS—3

Ashton,	Brown,	Light,

NOT VOTING—8

Blair,	Cooper,	Jones, G. E.,	Moran,
Brenninger,	Gramlich,	Kee,	Weidner,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 41, entitled as follows:

An Act amending the "General Appropriation Act of 1957" approved July 19, 1957 (Appropriation Acts page 60) deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Gallagher,	McInroy,	Rudisill,
Anderson,	Garlock,	McKeever,	Sakulsky,
Arlene,	Gelfand,	McLaughlin,	Scarcelli,
Auker,	George,	Machmer,	Schaaf,
Balthaser,	Gibb,	Magee,	Schuster,
Barton,	Gibson,	Mahan,	Schwartz,
Bell,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Guthrie,	Meholchick,	Shupnik,
Boris,	Hamilton,	Merry,	Silverman,
Bower,	Haudenshield,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Snider,
Branca,	Heffner,	Miller, H. G.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Buchanan,	Henzel,	Monroe,	Stevens,
Burns,	Hocker,	Muldowney,	Stewart,
Capano,	Holliday,	Mullen,	Stimmel,
Capitolo,	Holt,	Munley,	Stone,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cioffi,	Irvis,	Murphy, P. J.,	Strausser,
Clarke,	Isaacs,	Murray, H. P.	Stroup,
Comer,	Jenkins,	Murray, J. J.,	Sullivan,
Crossin,	Jim,	Murray, P. G.,	Taylor,
Curwood,	Johnson, A. W.,	Musto,	Thompson,
Davis,	Johnson, R.,	Naugle,	Truslo,
Dengler,	Jones, T. H. W.,	Needham,	Ujobai,
Dennis,	Jump,	Nelson,	Varallo,
Dennison,	Kamyk,	O'Dell,	Varner,
Devlin,	Keiser,	O'Donnell, J. A.,	Verona,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Wall,
Donaldson,	Kessler,	Odorisio,	Walsh,
Dougherty,	Knecht,	Ogilvie,	Wargo,
Down,	Kooker,	O'Neil,	Welsh,
Edwards,	Kornick,	Parlante,	Wescott,
Eilberg,	Korns,	Pashley,	Wheeler,
Eshback,	Kovolenko,	Perry, H. H.,	Whittaker,
Eshleman,	Kubitsky,	Perry, P. E.,	Williams, A.D., Jr.,
Ewing,	Lamb,	Petrosky,	Williams, E. S.,
Farabaugh,	Lee, A. M.,	Polaski,	Willard,
Fetterolf,	Lee, K. B.,	Polen,	Willaredt,
Filo,	Leonard,	Prendergast,	Wilt,
Fineman,	Limper,	Price,	Wood,
Floyd,	Lippincott,	Pursley,	Worley,
Flynn,	Lopresti,	Reibman,	Wynd,
Foerster,	Luigard,	Reidenbach,	Yatron,
Fox,	Lutty,	Renwick,	Yetter,
Frank,	McCandless,	Rigby,	Zimmerman,
Frascella,	McCann,	Riley,	Andrews,
Fulmer,	McCormack,	Rovansek,	Speaker
Gailey,	McDonald,	Royer,	

NAYS—4

Ashton,	Brown,	Light,	Tompkins,

NOT VOTING—8

Blair,	Cooper,	Jones, G. E.,	Moran,
Brenninger,	Gramlich,	Kee,	Weidner,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 42, entitled as follows:

Authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TOMPKINS. Mr. Speaker, I should like to interrogate the Majority Leader, Mr. McCann.

The SPEAKER pro tempore. Will the gentleman from Greene, Mr. McCann permit himself to be interrogated?

Mr. McCANN. I shall Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, I understand this bill is to authorize the borrowing of $27.5 million from the Motor License Fund to be repaid, according to the Constitutional provisions, not less than 30 days after the end of this biennium. Is that right?

Mr. McCANN. That is correct, sir.

Mr. TOMPKINS. Mr. Speaker, I should like to inquire, we have between three and four thousand bridges in the Commonwealth of Pennsylvania which have been declared as unsafe for use, by loaded school buses. Well, will the borrowing of this money for any period of time jeopardize the program for the purposes of strengthening and renewing these bridges to make them safe?

Mr. McCANN. The borrowing of this money, $27.5 million, will not affect or jeopardize that program in any way.

Mr. TOMPKINS. Mr. Speaker, come April 1, subsidies in the amount of $27 million will be due to the townships, boroughs and cities out of the Motor License Fund. Will the borrowing of this money in any way affect the payment of those monies at that time?

Mr. McCANN. Mr. Speaker, I cannot answer that question here today. It is very, very, very close.

Mr. TOMPKINS. Mr. Speaker, I should like to inquire if the borrowing of this amount of money from the Motor License Fund will in any way jeopardize the Federal matching funds to which this State is entitled?

Mr. McCANN. Mr. Speaker, the borrowing of this money will not jeopardize the Federal funds allocated to the Department of Highways of the Commonwealth of Pennsylvania.

Mr. TOMPKINS. Mr. Speaker, will the borrowing of this money in any way jeopardize the cash necessary for the usual operating expenses of the Department of Highways?

Mr. McCANN. Mr. Speaker, the borrowing of this money will not jeopardize the cash of the Department of Highways except that it certainly will reduce its cash on hand, all of which is committed without a question of doubt.

Mr. TOMPKINS. Mr. Speaker, we would not in any manner be creating a deficiency for the Department of Highway to make up deficiencies of other Departments by this borrowing, would we?

Mr. McCANN. No, Mr. Speaker, we are not.

Mr. TOMPKINS. Would this borrowing of this money in any way jeopardize the payment of $12 million on June 1 to the State Police?

Mr. McCANN. Mr. Speaker, it will not jeopardize, but it will be very, very close. I think the gentleman is well aware that we are borrowing the absolute maximum amount that can be borrowed without jeopardizing any programs.

Mr. TOMPKINS. Mr. Speaker, will the borrowing of any of these monies jeopardize the highway maintenance program for the balance of this winter, particularly in cindering, or for road safety purposes?

Mr. McCANN. Mr. Speaker, the borrowing of this money will not jeopardize the maintenance program for the balance of this winter.

Mr. TOMPKINS. I thank the gentleman.

Mr. Speaker. I do not wish to debate this bill, I merely wanted to get on record this information for the purposes for which the interrogation was made.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Frascella,	McCormack,	Riley,
Anderson,	Fulmer,	McDonald,	Rovansek,
Arlene,	Gailey,	McInroy,	Royer,
Ashton,	Gallagher,	McKeever,	Rudisill,
Auker,	Garlock,	McLaughlin,	Sakulsky,
Balthaser,	Gelfand,	Machmer,	Scarcelli,
Barton,	George,	Magee,	Schaaf,
Bell,	Gibb,	Mahan,	Schuster,
Boles,	Gibson,	Markley,	Schwartz,
Bonner,	Goldstein,	Maxwell,	Seltzer,
Boris,	Goodrich,	Meholchick,	Sherman,
Bower,	Guthrie,	Merry,	Shupnik,
Bowman,	Hamilton,	Mihm,	Silverman,
Branca,	Haudenshield,	Miller, B. Z.,	Snare,
Breth,	Heavey,	Miller, H. G.,	Snider,
Brown,	Heffner,	Mills,	Stank,
Buchanan,	Helm,	Monroe,	Steckel,
Burns,	Henzel,	Muldowney,	Stevens,
Capano,	Hocker,	Mullen,	Stewart,
Capitolo,	Holliday,	Munley,	Stimmel,
Cianfrani,	Holt,	Murphy, A.J., Jr.,	Stone,
Cioffi,	Horst,	Murphy, P. J.,	Stoner,
Clarke,	Irvis,	Murray, H. P.	Strausser,
Comer,	Isaacs,	Murray, J. J.,	Stroup,
Crossin,	Jenkins,	Murray, P. G.,	Sullivan,
Curwood,	Jim,	Musto,	Taylor,
Davis,	Johnson, A. W.,	Naugle,	Thompson,
Dengler,	Johnson, R.,	Needham,	Trusio,
Dennis,	Jones, T. H. W.,	Nelson,	Ujobai,
Dennison,	Jump,	O'Dell,	Varallo,
Devlin,	Kamyk,	O'Donnell, J. A.,	Varner,
Donahue,	Keiser,	O'Donnell, J. P.,	Verona,
Donaldson,	Kernaghan,	Odorisio,	Wall,
Dougherty,	Kessler,	Ogilvie,	Walsh,
Down,	Knecht,	O'Neil,	Wargo,
Edwards,	Kooker,	Parlante,	Welsh,
Eilberg,	Kornick,	Pashley,	Wheeler,
Eshback,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshleman,	Kubitsky,	Perry, P. E.,	Willard,
Ewing,	Lamb,	Petrosky,	Willaredt,
Farabaugh,	Lee, A. M.,	Polaski,	Wilt,
Fetterolf,	Leonard,	Polen,	Wood,
Filo,	Limper,	Prendergast,	Worley,
Fineman,	Lippincott,	Price,	Yatron,
Floyd,	Lopresti,	Pursley,	Yetter,
Flynn,	Luigard,	Reibman,	Zimmerman,
Foerster,	Lutty,	Reidenbach,	Andrews,
Fox,	McCandless,	Renwick,	Speaker
Frank,	McCann,	Rigby,	

NAYS—8

Korns,	Light,	Wescott,	Williams,A.D.,Jr.,
Lee, K. B.,	Tompkins,	Whittaker,	Wynd,

NOT VOTING—8

Blair,	Cooper,	Jones, G. E.,	Moran,
Brenninger,	Gramlich,	Kee,	Weidner,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

MEMORIALIZING CONGRESS

Messrs. DOWN and WILLARD offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 27, 1959.

The 85th Congress of the United States appropriated funds for the planning of a dam north of Sharpsville in Mercer County, Pennsylvania, which project is commonly known as the Shenango Reservoir Dam. Beyond the planning stage, however, no concrete action has been taken. This proposed dam, the basic purpose of which is the control of floods, will be of immeasurable benefit to the inhabitants of Mercer and Lawrence Counties and the surrounding countryside.

Recent unfortunate experiences have proven beyond doubt that proposed flood control projects should not be allowed to lag. Hesitation can mean a disastrous loss of human life and property; therefore, be it

Resolved, That the House of Representatives of Pennsylvania, in the name of the people of Pennsylvania, memorialize the Congress of the United States to appropriate such funds and enact such legislation as may be necessary to bring about a speedy completion of the Shenango Reservoir Dam north of Sharpsville in Mercer County, Pennsylvania; and be it further

Resolved, That copies of this resolution be forwarded by the Chief Clerk of the House of Representatives to each Senator and Representative from Pennsylvania in the Congress of the United States.

Mr. GOODRICH offered a resolution which was filed with the Clerk.

Mr. GELFAND offered a resolution which was filed with the Clerk.

Mr. GALLAGHER offered a resolution which was filed with the Clerk.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, immediately upon adjourning today I would like to have the Chairman and Vice Chairman of each of the thirty-two standing Committees to meet in the New House Caucus Room.

ADJOURNMENT

Mr. WOOD. Mr. Speaker, I move that this House do now adjourn until Wednesday, January 28, 1959 at 10:00 a. m.

The motion was agreed to, and (at 1:55 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., WEDNESDAY, JANUARY 28, 1959. No. 7.

HOUSE OF REPRESENTATIVES

WEDNESDAY, January 28, 1959

The House met at 10:00 a. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

For the gift of life which Thou hast so freely given, O God, we give Thee thanks; for the blessings of life which Thou art continually bestowing upon us, we express our deepest gratitude; for Thy love toward us as seen in the life and example of Thy Son, Jesus Christ, our Lord, we bow in adoration before Thy throne; and for the help and guidance of Thy Holy Spirit, we worship Thee in dedication and consecration. Grant to each one of us the ability not only to see life in the world about us, but grant to each of us the vision to see life as it should and can be by the exercise of our talents in Thy service: through Jesus Christ, our Lord, we humbly pray. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, January 27, 1959 will be postponed until printed.

The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Mr. WORLEY (By Request). HOUSE BILL No. 84.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), providing for payment by the commission of a portion of damages caused by deer and prescribing penalties for false claims.

Referred to the Committee on Game and Conservation.

By Mr. WORLEY (By Request). HOUSE BILL No. 85.

An Act repealing section 21, act of April 25, 1850 (P. L. 569), entitled "An act relating to the bail of executrixes; to partition in the orphans' court and common pleas; to colored convicts in Philadelphia; to the limitation of actions against corporations; * * *" relating to the acquisition by user of rights of way over unenclosed woodland.

Referred to the Committee on Judiciary.

By Mr. WORLEY. HOUSE BILL No. 86.

An Act prescribing the locations at which the Governor-elect may be affirmed or sworn into office.

Referred to the Committee on State Government.

By Mr. McCORMACK. HOUSE BILL No. 87.

An Act providing for the assignment of certain judges to other judicial districts by the Supreme Court of the Commonwealth.

Referred to the Committee on Judiciary.

By Mr. McCORMACK. HOUSE BILL No. 88.

An Act for the improvement of the judicial system by providing for an administrator for the courts and for an annual conference of judges.

Referred to the Committee on Judiciary.

By Mr. McCORMACK. HOUSE BILL No. 89.

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania.

Referred to the Committee on State Government.

By Mr. McCORMACK. HOUSE BILL No. 90.

An Act permitting the completion of baseball games in cities of the first class notwithstanding provisions to the contrary.

Referred to the Committee on Rules.

By Mr. McCORMACK. HOUSE BILL No. 91.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) requiring stenographic reports to be available within ten days and making them available to the Defender Association of Philadelphia.

Referred to the Committee on Judiciary.

By Messrs. EILBERG and STEWART. HOUSE BILL No. 92.

An Act providing that charitable and religious organizations and institutions shall be subject to liability for torts.

Referred to the Committee on Judiciary.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 93.

An Act amending the act of May 2, 1925 (P. L. 501), entitled "An act authorizing municipalities to impose a penalty, not exceeding five per centum, on all municipal assessments which are not paid within ninety days from the date of the assessment," extending the provisions of the act to townships.

Referred to the Committee on Townships.

By Messrs. WESCOTT, P. G. MURRAY, WHEELER and HAMILTON. HOUSE BILL No. 94.

An act amending "The Second Class Township Code,"

approved May 1, 1933 (P. L. 103), providing for the removal of weeds on public or private property.

Referred to the Committee on Townships.

By Messrs. WESCOTT, P. G. MURRAY, WHEELER and HAMILTON. HOUSE BILL No. 95.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), increasing the mileage allowance for delegates to meetings of the state associations of township officers.

Referred to the Committee on Townships.

By Messrs. WESCOTT, P. G. MURRAY, and WHEELER. HOUSE BILL No. 96.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), providing for an increase in compensation of supervisors.

Referred to the Committee on Townships.

By Messrs. WESCOTT, P. G. MURRAY, WHEELER and HAMILTON. HOUSE BILL No. 97.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

Referred to the Committee on Counties.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 98.

An Act amending the act of June 11, 1935 (P. L. 326), entitled "An act relating to counties of the first class; * * *" increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

Referred to the Committee on Counties.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 99.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), permitting expenditures for fire protection from the general township fund, and providing that the consent of the electors to a tax for fire protection purposes shall only be required when the purpose of the tax is to provide a place for housing fire apparatus.

Referred to the Committee on Townships.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 100.

An Act to amend "The Borough Code," approved May 4, 1927 (P. L. 519), empowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created.

Referred to the Committee on Boroughs.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON HOUSE BILL No. 101

An Act amending the "Second Class County Code" of July 28, 1953 (P. L. 723), increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

Referred to the Committee on Cities—Counties, Second and Second Class A.

By Messrs. SHERMAN, EILBERG, STEWART and KESSLER HOUSE BILL No. 102

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228) exempting school books and school supplies from the tax.

Referred to the Committee on Ways and Means.

By Messrs. BELL, A. D. WILLIAMS, KESSLER and HOLLIDAY HOUSE BILL No. 103

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), further excluding tangible personal property used by certain organizations and institutions from the tax.

Referred to the Committee on Ways and Means.

By Messrs. SCHWARTZ and BOWMAN HOUSE BILL No. 104

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897) providing for the expiration of certain liens unless renewed within five years and for the filing of renewal certificates.

Referred to the Committee on Labor Relations.

By Mr. BOWMAN HOUSE BILL No. 105

An Act making an appropriation to the Department of Public Welfare for the payment of certain moral claims against the Commonwealth.

Referred to the Committee on Appropriations.

By Messrs. BOWMAN and OGILVIE HOUSE BILL No. 106

An Act amending the act of May 1, 1935 (P. L. 127), entitled "An act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror, or jurors, who die, become ill, or are discharged for egal cause, "providing for the selection of alternate jurors.

Referred to the Committee on Judiciary.

By Messrs. BOWMAN and OGILVIE HOUSE BILL No. 107

An Act amending the act of June 1, 1956 (P. L. 1944), entitled "An act providing a permanent allocation of a part of the fuels and liquid fuels tax proceeds to cities, boroughs, * * *, for their road, street and bridge purposes; * * *, "authorizing the expenditure of money for the installation, repair and maintenance of traffic control systems.

Referred to the Committee on Highways.

By Messrs. BOWMAN and OGILVIE HOUSE BILL No. 108

An Act amending the act of May 1, 1907 (P. L. 135), entitled "An act relating to the appointment of stenographers to report proceedings in the several courts of common pleas, and orphans' courts, * * *, as well as before commissioners, masters and special masters in chancery, referrees, examiners, auditors, and other officers; * * *, "changing liability for payment of costs in furnishing copies of notes of testimony requested by defendants.

Referred to the Committee on Judiciary.

By Mr. ESHLEMAN and Mrs. MARKLEY HOUSE BILL No. 109

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), providing vehicles be constructed, loaded, or covered to prevent flying particles to escape therefrom.

Referred to the Committee on Motor Vehicles.

By Mrs. MARKLEY and Messrs. SCARCELLI and WARGO HOUSE BILL No. 110

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) changing the requirements regarding use of different types of danger and caution signals.

Referred to the Committee on Motor Vehicles.

By Messrs. ASHTON, BROWN and UJOBAI HOUSE BILL No. 111

An Act regulating the appropriation of private property for public use; granting additional rights to property owners, and prescribing the procedure therefor.

Referred to the Committee on Judiciary.

By Messrs. MULDOWNEY, P. J. MURPHY and FRASCELLA HOUSE BILL No. 112

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736) increasing liability for burial costs.

Referred to the Committee on Workmen's Compensation.

By Messrs. ESHLEMAN and CIANFRANI HOUSE BILL No. 113

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing sick leaves for employes, and changing the provisions relating to other leaves of absence.

Referred to the Committee on State Government.

By Mr. McCORMACK HOUSE BILL No. 114

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), authorizing issuance of special temporary permits for the retail sale of malt or brewed beverages at baseball parks under certain circumstances.

Referred to the Committee on Rules.

By Messrs. EILBERG and HOLT HOUSE BILL No. 115

An Act amending the act of April 27, 1927 (P. L. 414), entitled, as amended, "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals; * * *" changing the provisions relating to the taking of fingerprints and photographs and the furnishing of descriptions.

Referred to the Committee on Law and Order.

By Messrs. LEONARD and KAMYK HOUSE BILL No. 116

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905), raising the minimum age for issuance of an operator's license or learner's permit.

Referred to the Committee on Motor Vehicles.

By Messrs. SCHWARTZ, DOUGHERTY, A. M. LEE and BOWMAN HOUSE BILL No. 117

An Act amending the "State Employes' Retirement Law" of June 27, 1923 (P. L. 858), defining employes of redevelopment authorities as State employes.

Referred to the Committee on State Government.

By Mrs. B. Z. MILLER, Messrs. BELL, STEWART and KEE HOUSE BILL No. 118

An Act amending the title and act of July 16, 1957 (P. L. 956), entitled "An act to define and prohibit unauthorized interception, divulgence or use of telephone and telegraph communications; * * *, "authorizing the intercepting and divulgence or use of telephone and telegraph communication under a warrant issued by a court under certain conditions.

Referred to the Committee on Judiciary.

By Messrs. WHEELER, WESCOTT and HAMILTON HOUSE BILL No. 119

An Act amending "The Third Class City Code," approved June 23. 1931 (P. L. 932), further regulating the publication of certain ordinances.

Referred to the Committee on Cities—Third Class .

By Messrs. WHEELER, WESCOTT, WILT and HAMILTON HOUSE BILL No. 120

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), further providing for the election of councilmen upon the consolidation of boroughs.

Referred to the Committee on Boroughs.

By Messrs. WHEELER, WESCOTT, WILT and HAMILTON HOUSE BILL No. 121

An Act amending the act of May 14, 1925 (P. L. 714), entitled "An act prohibiting the placing of any sign, banner * * * across any pubilc road or highway * * * without the written consent of the authorities responsible for the maintenance of any such public road or highway, * * *" further providing for the disposition of the moneys collected for violations of the act.

Referred to the Committee on Highways.

By Messrs. WHEELER, WESCOTT, WILT and HAMILTON HOUSE BILL No. 122

An Act amending the act of May 1, 1933 (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," extending the penalty section to cover all persons violating the act and fixing a minimum fine.

Referred to the Committee on Townships.

By Messrs. WHEELER, WESCOTT, WILT and HAMILTON HOUSE BILL No. 123

An Act to amend "The First Class Township Code," approved June 24, 1931 (P. L. 1206), empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

Referred to the Committee on Townships.

By Messrs. WHEELER, WESCOTT, WILT and HAMILTON HOUSE BILL No. 124

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571), further regulating the assessment of persons and occupations and the use of such assessments by taxing districts.

Referred to the Committee on Counties.

By Messrs. WHEELER, WESCOTT, WILT and HAMIMLTON. HOUSE BILL No. 125

An Act amending the "Third Class County Board Assessment Law" approved June 26, 1931, P. L. 1379, further regulating the assessment of persons and occupations and the use of such assessments by taxing districts.

Referred to the Committee on Counties.

By Messrs. WHEELER, WESCOTT, WILT and HAMILTON. HOUSE BILL No. 126.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), empowering borough council to prohibit or regulate the keeping of livestock and fowl.

Referred to the Committee on Boroughs.

By Messrs. FARABAUGH and LIGHT. HOUSE BILL No. 127.

An Act amending the "Local Health Administration Law" approved August 24, 1951 (P. L. 1304) limiting the powers of the county departments of health and conferring powers on the Department of Agriculture.

Referred to the Committee on Public Health and Sanitation.

By Messrs. FARABAUGH and LIGHT. HOUSE BILL No. 128.

An Act amending the act of July 2, 1935 (P. L. 589), entitled "An act to safeguard human health and life by providing for the issuance of permits to, and regulation of persons and entities selling milk and milk products; * * *," limiting the powers of municipalities and county departments to health and conferring powers upon the Department of Agriculture.

Referred to the Committee on Public Health and Sanitation.

By Mrs. HENZEL and Mr. BRENNINGER. HOUSE BILL No. 129.

A Joint Resolution proposing an amendment to article four, sections four and eight of the Constitution of the Commonwealth of Pennsylvania, providing for the election of the Attorney General.

Referred to the Committee on Rules.

By Mrs. HENZEL and Mr. BRENNINGER. HOUSE BILL No. 130.

An Act making an appropriation to the Department of Justice for the payment of certain moral claims against the Commonwealth

Referred to the Committee on State Government.

By Mrs. HENZEL and Mr. BRENNINGER. HOUSE BILL No. 131.

An Act amending the act of March 31, 1860 (P. L. 427), entitled "An act to Consolidate, Revise and Amend the Laws of this Commonwealth relating to Penal Proceedings and Pleadings," requiring appeals to the Supreme Court in murder or voluntary manslaughter cases to be accompanied by affidavit as to assets and liabilities of defendant and identity of person paying for such appeal.

Referred to the Committee on Judiciary.

By Mrs. HENZEL, Messrs. BRENNINGER FETTEROLF and WILLAREDT. HOUSE BILL No. 132.

An Act amending "The Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), prohibiting proposed amendments to the Constitution of the Commonwealth from being submitted to the electors during Presidential elections.

Referred to the Committee on State Government.

By Messrs. COMER, BRENNINGER, GARLOCK and Mrs. HENZEL. HOUSE BILL No. 133.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), providing for approval to erect traffic signs and changing the definition of the term "school zone."

Referred to the Committee on Education.

By Messrs. DONALDSON, DEVLIN and LAMB. HOUSE BILL No. 134.

An Act providing for the recording of specified forms of stipulations of general mortgage provisions and of short form mortgages; defining the effect and construction to be given thereto, and fixing the fee to be charged for the recording thereof.

Referred to the Committee on Judiciary.

By Messrs. SHERMAN, GOLDSTEIN, GELFAND and STEWART. HOUSE BILL No. 135.

An Act providing that in actions of trespass founded upon negligence, the contributory negligence of a plaintiff shall not bar recovery unless such contributory negligence is a proximate cause of his injury.

Referred to the Committee on Judiciary.

By Mr. ISAACS. HOUSE BILL No. 136.

An Act amending the "Juvenile Court Law of Allegheny County," approved June 3, 1933 (P. L. 1449) limiting the provisions of the act to children under sixteen years of age.

Referred to the Committee on Law and Order.

By Mr. ISAACS. HOUSE BILL No. 137.

An Act amending "The Juvenile Court Law" approved June 3, 1933, (P. L. 1433) limiting the provisions of the act to children under sixteen years of age.

Referred to the Committee on Law and Order.

By Messrs. A. D. WILLIAMS, A. J. MURPHY, Mrs. KOOKER, and Mr. NELSON. HOUSE BILL No. 138.

An Act imposing liability upon parents for personal injury or theft, destruction or loss of property caused by the wilful tortious acts of children under eighteen years of age.

Referred to the Committee on Rules.

By Mr. COMER. HOUSE BILL No. 139.

An Act amending "The Administrative Code of 1929," approved April 9, 1929, P. L. 177, transferring agencies and functions from the Department of Public Instruction to the Department of State.

Referred to the Committee on State Government.

By Mr. EILBERG. HOUSE BILL No. 140.

An Act amending "The General County Assessment Law" approved May 22, 1933 (P. L. 853) subjecting real estate of public service companies to taxation.

Referred to the Committee on Public Utilities and Corporations.

By Mr. YATRON, Mrs. VARALLO, Mrs. HENZEL and Mr. BELL. HOUSE BILL No. 141.

An Act imposing liability upon parents for the tortious acts of children under eighteen years of age, setting forth limitations, and providing procedure for recovery.

Referred to the Committee on Rules.

By Messrs. TOMPKINS and STONE.
HOUSE BILL No. 142.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), changing the provisions relating to the nomination of candidates for public office by nomination papers and the filing fees therefor.

Referred to the Committee on Elections and Apportionment.

By Messrs. TOMPKINS and STONE.
HOUSE BILL No. 143.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), limiting the right of nomination by political parties.

Referred to the Committee on Elections and Apportionment.

By Messrs. TOMPKINS and STONE.
HOUSE BILL No. 144.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), requiring constitutional amendments when submitted to a vote of the electors to be printed on separate ballots.

Referred to the Committee on Elections and Apportionment.

By Messrs. PRICE and REIDENBACH.
HOUSE BILL No. 145.

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937, P. L. 2897), authorizing compensation for employes whose employment has been terminated pursuant to a collective bargaining agreement.

Referred to the Committee on Labor Relations.

By Mr. PRICE. HOUSE BILL No. 146.

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448) providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over.

Referred to the Committee on Fisheries.

By Mr. PRICE. HOUSE BILL No. 147.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), authorizing the granting of free licenses to residents over sixty-five years of age.

Referred to the Committee on Game and Conservation.

By Mrs. KOOKER and Messrs. GALLAGHER and A. D. WILLIAMS, JR. HOUSE BILL No. 148.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872) prohibiting unprotected excavations in places accessible to children.

Referred to the Committee on Law and Order.

By Messrs. LIPPINCOTT, STONE, ODORISIO and ISAACS. HOUSE BILL No. 149.

An Act specifying the time within which the Commonwealth, political subdivisions, authorities and other persons must institute condemnation proceedings after taking possession of property.

Referred to the Committee on Judiciary.

By Messrs. LIPPINCOTT and McCORMACK.
HOUSE BILL No. 150.

An Act providing that charitable organizations and institutions shall be subject to liability for torts.

Referred to the Committee on Judiciary.

By Messrs. LIPPINCOTT, STONE and DENGLER. HOUSE BILL No. 151.

An Act amending the "Public School Employes Retirement Law," approved July 18, 1917 (P. L. 1043), permitting employes to direct payment of their retirement benefits after death to more than one person.

Referred to the Committee on Education.

By Messrs. SNIDER, FARABAUGH, GOODRICH and STECKEL. HOUSE BILL No. 152.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) requiring the approval of the Department of Agriculture of certain rules and regulations affecting labor made by the Department of Labor and Industry.

Referred to the Committee on Rules.

By Messrs. SCHWARTZ, DOUGHERTY, DENGLER and R. P. JOHNSON.
HOUSE BILL No. 153.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228) further defining "tangible personal property" and making such definition retroactive.

Referred to the Committee on Ways and Means.

By Messrs. AUKER and LOPRESTI.
HOUSE BILL No. 154.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), increasing the minimum compensation payable to election officers in third to eighth class counties in certain cases.

Referred to the Committee on State Government.

By Mr. AUKER. HOUSE BILL No. 155.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) exempting municipal authorities incorporated under the Municipality Authorities Act of 1945 from fees charged for certificates of title or registration.

Referred to the Committee on State Government.

By Messrs. GELFAND, SHERMAN, FINEMAN, and STEWART. HOUSE BILL No. 156.

An Act providing that liability and collision insurance policies sold in Pennsylvania shall contain provisions against cancellation of fully paid policies and provisions relating to renewal.

Referred to the Committee on Insurance.

By Messrs. HORST and BRETH. HOUSE BILL No. 157.

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448) authorizing artificial propagation licensees to kill bullfrogs and tadpoles.

Referred to the Committee on Fisheries.

By Messrs. POLEN, WOOD, ESHLEMAN and ROYER. HOUSE BILL No. 158.

An Act amending the act of July 15, 1957 (P. L. 932),

entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor, Lancaster County, for the use of the Millersville State Teachers College, and making an appropriation," by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

Referred to the Committee on State Government.

By Messrs. STONE, PETROSKY, VARNER and DENNISON. HOUSE BILL No. 159.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), permitting absentee voting by certain electors, and providing for powers, duties and penalties in relation thereto.

Referred to the Committee on Elections and Apportionment.

By Messrs. HAMILTON and STONE. HOUSE BILL No. 160.

An Act regulating the emission of smoke, dust and fumes into the atmosphere; establishing a State Smoke Control Commission in the Department of Health, and fixing its powers and duties; * * *.

Referred to the Committee on Public Health and Sanitation.

By Messrs. A. J. MURPHY and R. JOHNSON. HOUSE BILL No. 161.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), changing limitations upon the operation of commercial motor vehicles for carriage of passengers.

Referred to the Committee on Motor Vehicles.

By Messrs. SCARCELLI and TAYLOR and Mrs. MARKLEY. HOUSE BILL No. 162.

An Act amending the act of June 28, 1935 (P. L. 477), entitled, as amended, "An act providing for the payment of the salary, medical and hospital expenses of members of the State Police Force and of policemen, firemen and park guards by the Commonwealth of Pennsylvania, counties, cities, boroughs, towns and townships who are injured in the performance of their duty; * * *," extending the provisions thereof to the enforcement officers and investigators employed by the Pennsylvania Liquor Control Board.

Referred to the Committee on State Government.

By Messrs. A. J. MURPHY and R. JOHNSON. HOUSE BILL No. 163.

An Act amending the "Public Utility Law," approved May 28, 1937 (P. L. 1053) excluding buses owned by, or under contract with, school districts, private or parochial schools for the transportation of school children and chaperons from the definition of common carrier by motor vehicle and contract by motor vehicle in certain cases.

Referred to the Committee on Education.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. GELFAND, SHERMAN, FLOYD and Mrs. B. Z. MILLER. (Concurrent) RESOLUTION No. 9.

In the House of Representatives, January 27, 1959.

The Public Assistance Law is one of the most important laws affecting the people of our Commonwealth. Each year, thousands of our needy citizens come into contact with it and each biennium millions of dollars are appropriated by the General Assembly for its operation.

Recently the aspects and ramifications of the Public Assistance program have been subject to attack by various segments of our population; therefore be it

Resolved (the Senate concurring) That the Speaker appoint five members of the House of Representatives and the President pro Tempore appoint five members of the Senate who shall constitute a joint legislative committee to investigate the current procedures, the rules and regulations utilized in administering the Public Assistance program and the distribution of assistance thereunder; and be it further

Resolved, That the committee also investigate the adequacy of grants, the modes of determination of eligibility for assistance, the personnel policies and salaries and the adequacy of the existing Public Assistance Law to meet the current needs of the Commonwealth; and be it further

Resolved, That the committee may meet, hold hearings and take testimony. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee deems necessary. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the commission; and be it further

Resolved, That the committee make a report of its findings and recommendations to this General Assembly.

Referred to the Committee on Rules.

By Messrs. GOODRICH, A. W. JOHNSON, BRETH and HAMILTON. (Concurrent) RESOLUTION No. 10.

In the House of Representatives, January 27, 1959.

It is of utmost importance to the welfare of this Nation that the youth of this Commonwealth be given recognition for their outstanding achievements and be encouraged to prepare themselves for their future responsibilities and obligations as citizens of this great Nation.

The Legislatures of several states have adopted resolutions designating October 31 of each year as "Youth Honor Day," which is appropriately observed in honor of the youth of this Nation.

The Youth Honor Day program has been of tremendous benefit to the youth of America by providing them with the opportunity to assume the responsibility of governing the conduct of the members of their group.

Adoption of the Youth Honor Day program would prove very beneficial, not only to the youth but also to all the people of this Commonwealth; therefore, be it

Resolved, (The Senate concurring), That the Governor of this Commonwealth is hereby requested to proclaim October 31, this year and annually thereafter, as "Youth Honor Day"; and be it further

Resolved, That the Chief Clerk of the House of Representatives be directed to send a copy of this resolution to the Governor.

Referred to the Committee on Rules.

By Messrs. GELFAND, SHERMAN, FLOYD and Mrs. B. Z. MILLER. RESOLUTION No. 11.

In the House of Representatives, January 27, 1959.

The Public Assistance Law is one of the most important laws affecting the people of our Commonwealth. Each year, thousands of our needy citizens come into contact with it and each biennium millions of dollars are appropriated by the General Assembly for its operation.

Recently the aspects and ramifications of the Public Assistance program have been subject to attack by various segments of our population; therefore be it

Resolved, That the Speaker appoint five members of the House of Representatives who shall constitute a legislative committee to investigate the current procedures, the rules and regulations utilized in administering the Public Assistance program and the distribution of assistance thereunder; and be it further

Resolved, That the committee also investigate the adequacy of grants, the modes of determination of eligibility for assistance, the personnel policies and salaries and the adequacy of the existing Public Assistance Law to meet the current needs of the Commonwealth; and be it further

Resolved, That the committee may meet, hold hearings and take testimony. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee deems necessary. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the commission; and be it further

Resolved, That the committee make a report of its findings and recommendations to this General Assembly.

Referred to the Committee on Rules.

By Mrs. DONAHUE and Mrs. KOOKER.

(Concurrent) RESOLUTION No. 12.

In the House of Representatives, January 26, 1959.

Law enforcement agency reports have shown an alarming increase of crimes of violence, especially by juveniles, during the past few years.

One major factor in such increase of crime has been an uncontrolled source of pistols and revolvers from dealers outside the Commonwealth. These dealers advertise the sale of pistols and revolvers in periodicals. These dealers enable any buyer without regard to age or criminal record to purchase pistols and revolvers which are shipped to the purchaser upon receipt of the purchase price.

Resolved (the Senate concurring) that the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to enact appropriate legislation to prohibit the purchase and sale at retail of pistols and revolvers by mail order and further to prohibit the advertising of such mail order sales; and

Be It Further Resolved upon the passage of the instant Resolution that copies hereof be forwarded by the Chief Clerk of the House of Representatives to the presiding officers of each House of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

By Mr. FRANK. (Concurrent) RESOLUTION No. 13.

In the House of Representatives, January 26, 1959.

Section 699.4 of the act of June 24, 1939 (P. L. 872), known as "The Penal Code," commonly referred to as the Blue Laws, creates many problems in modern life.

The present legislation is based on legislation enacted in 1794, and carries substantially the same provisions. The changes in customs, attitudes, transportation facilities and the present day requirements for living illustrate the need for changes in restrictions imposed by law upon Sunday activities of residents of this Commonwealth.

Many proposals have been made in the past to change these restrictions. Examples of changes which have been authorized by legislation are permission to indulge in Sunday baseball, football, tennis and polo, and the viewing of movies.

It is fitting that an impartial study be made of the problem of worldly employment on Sunday, in order that worthwhile activities be permitted while maintaining proper observance of the Sabbath, therefore, be it

Resolved, (the Senate concurring), That a committee of six members of the General Assembly be created, three from the House of Representatives to be appointed by the Speaker, and three from the Senate to be appointed by the President Pro Tempore, whose duty it shall be to study and investigate the problem of possible changes to be made in the law regulating worldly employment on Sundays, commonly known as Blue Laws; and be it further

Resolved, That the committee may meet, hold hearings, and take testimony. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee deems necessary. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

Resolved, That the committee make a report of their findings and recommendations for appropriate legislation to this Session of the General Assembly as soon as possible.

Referred to the Committee on Rules.

By Messrs. STONE and HAMILTON.

RESOLUTION (Not Printed).

In the House of Representatives, January 26, 1959.

The field of traffic safety is often frustrating but not without reward when the heavy accident toll is reduced. Unknown people are living today rather than having become statistics, due to the unceasing efforts of men like Mr. Nick Nicklas to protect people against themselves.

For the past twenty-five years Mr. Nick Nicklas of Aliquippa, Pennsylvania, has waged an unceasing campaign for traffic safety in every media available. As Director of the Beaver County Crusade for Safety he conducts a weekly radio program, "Traffic Beat" at 6:45 P. M. Saturday over station WBVP, Beaver Falls, Pennsylvania, in which he interviews all persons whose work has any bearing on traffic safety.

Reduction of traffic fatalities in Beaver County from 36 in 1957 to 23 in 1958 may set a record in the State and certainly bears testimony to the effect of Mr. Nicklas' efforts; therefore be it

Resolved, That the House of Representatives of Pennsylvania congratulates Mr. Nick Nicklas and his program "Traffic Beat" on the spendid life-saving service rendered to Beaver County; and be it further

Resolved, That a copy of this resolution be transmitted to Mr. Nick Nicklas, Aliquippa, Pennsylvania in recognition of his fine record.

Referred to the Committee on Rules.

By Messrs. BELL, ISAACS, ODORISIO and LIPPINCOTT. RESOLUTION (Not Printed)

In the House of Representatives, January 26, 1959.

America's 1959 football season will see three Pennsylvanians serving in rolls of distinction with the Army, Navy, and Air Force football teams.

Cadet William Carpenter of Springfield Township, Delaware County, who attended Springfield High School, will captain the varsity football squad of the United States Military Academy. Cadet Carpenter proved himself an outstanding football player and gained the respect and admiration of the American people during 1958 and previous years.

Midshipman James Dunn of Rutledge, Delaware County,

will captain the varsity football squad of the United States Naval Academy. Midshipman Dunn also gained the respect and admiration of the American people by his splendid playing during the 1958 and previous years. Midshipman Dunn attended Ridley Township High School in Delaware County.

Coach Ben Martin of the varsity Air Force Academy football squad grew up in Prospect Park, Delaware County. He attended Prospect Park High School and the United States Naval Academy. Coach Martin's parents still live in Prospect Park. The outstanding performance of the 1958 football team of the Air Force Academy has distinguished Pennsylvania's Ben Martin in the eyes of the American public.

The 1959 Army-Navy game will bring distinction to Pennsylvania in the persons of the two distinguished Pennsylvanians, Cadet Carpenter and Midshipman Dunn, captaining their respective football teams.

The accomplishments and respect gained by these three great Pennsylvanians reflect outstanding credit to the Commonwealth of Pennsylvania and serves as an inspiration to the youth of Pennsylvania.

Now Therefore Be It Resolved that the congratulations of the House of Representatives be extended to Cadet William Carpenter, Midshipman James Dunn, and Coach Ben Martin; and

Be It Further Resolved that a copy of this Resolution be forwarded to the President of the United States, Cadet William Carpenter, Midshipman James Dunn, and Coach Ben Martin, to the commandants of the respective service academies, Springfield High School, Ridley Township High School and to Interboro High School (successor to Prospect Park High School).

Referred to the Committee on Rules.

By Mr. WORLEY RESOLUTION (Not Printed)

In the House of Representatives, January 19, 1959.

The death of G. Robert Thompson, a former member of this House of Representatives, on January 10, 1959 marked the end of a long and varied career.

Mr. Thompson, a life-long resident of Adams County was a business man by occupation. He was a director of the Gettysburg National Bank for thirty-eight years. Not only was he vice president of the Gettysburg Building and Loan Association but also, with a son, operated Thompson's Warehouse in Gettysburg, Pennsylvania. He was engaged in numerous other business ventures in the county, which included farming for a number of years.

Mr. Thompson's public service, spanning nearly four decades, began in 1912 as Sheriff of Adams County. He later served as Republican County Chairman during the Pinchot Campaign and Administration. It was during his term as county chairman that the Republicans overcame what had been a long-time Democratic lead in registration in Adams County. Mr. Thompson was a member of the House of Representatives in 1939 and 1940. Mr. Thompson's public spirit and private achievement marked him as an exemplary citizen whose memory will long be cherished by those who knew him and benefited from his association; therefore be it

Resolved, That the members of the House of Representatives extend their sympathies to his wife and children in their hour of loss and bereavement; and be it further

Resolved, That copies of this resolution be sent to his widow, Mrs. G. Robert Thompson, Carlisle Street, Gettysburg; to his son, Robert Thompson, Aspers; and to his two daughters, Mrs. Margaret Deatrick, Gettysburg, R. D. 4 and Mrs. Blanche Bowers, Gettysburg, R. D. 5.

Referred to the Committee on Rules.

The SPEAKER. The Chair requests Speaker Helm to preside during the requests for leaves of absence.

MR. HELM IN THE CHAIR

There were no requests for leave of absence.

The SPEAKER pro tempore. The Chair returns the gavel to the Speaker of the House.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. That was very short and entirely unconvincing.

REQUEST FOR COMMITTEE MEETINGS

Mr. McCANN. Mr. Speaker, today during the session we would like to have permission for three standing Committees of the House to hold meetings, in temporary locations that have been designated for today's meeting only.

During the recess period in the House we would request that the Committee on Boroughs will hold its meeting in the Appropriations rooms on the second floor, Rooms 245 and 246.

The Committee on Counties will hold its meeting in the old House Caucus Room on the third floor.

The Committee on Townships will hold its meeting in the new House Caucus Room on the first floor.

This is just a temporary arrangement for today. Committees will be assigned rooms beginning with Monday's session.

The SPEAKER. The Majority Leader has asked permission of the House to hold a meeting of the Committee on Boroughs, Committee on Counties and the Committee on Townships.

Are there any objections? The Chair hears none, and permission is granted.

The Chair suggests that the Members of the Committees in question retire to the appointed place.

The House will be at ease until their return.

(After some time the House was called to order.)

Mr. McCANN. Mr. Speaker, the Committees on Boroughs, Counties and Townships have completed their meetings, and the Members have returned to the Hall of the House.

REPORTS FROM COMMITTEES

Mr. HORST from the Committee on Townships, reported as committed, House Bill No. 93, entitled:

An Act amending the act of May 2, 1925 (P. L. 501), entitled "An act authorizing municipalities to impose a penalty, not exceeding five per centum, on all municipal assessments which are not paid within ninety days from the date of the assessment," extending the provisions of the act to townships.

Mr. H. H. PERRY from the Committee on Townships, reported as committed, House Bill No. 95, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), increasing the mileage allowance for delegates to meetings of the state associations of township officers.

Mr. ODORISIO from the Committee on Townships, reported as committed, House Bill No. 96, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), providing for an increase in compensation of supervisors.

Mr. DOWN from the Committee on counties, reported as committed, House Bill No. 97, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

Mr. DOWN from the Committee on Counties, reported as committed, House Bill No. 98, entitled:

An Act amending the act of June 11, 1935 (P. L. 326), entitled "An act relating to counties of the first class; * * *" increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

Mr. BALTHASER from the Committee on Boroughs, reported as committed, House Bill No. 100, entitled:

An Act to amend "The Borough Code," approved May 4, 1927 (P. L. 519), enpowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created.

Mr. VERONA from the Committee on Boroughs, reported as committed, House Bill No. 120, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) further providing for the election of councilmen upon the consolidation of boroughs.

Mr. GOODRICH from the Committee on Townships, reported as committed, House Bill No. 123, entitled:

An Act to amend "The First Class Township Code," approved June 24, 1931 (P. L. 1206), empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

Mr. PURSLEY from the Committee on Counties, reported as committed, House Bill No. 124, entitled:

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571), further regulating the assessment of persons and occupations and the use of such assessments by taxing districts.

Mr. PURSLEY from the Committee on Counties, reported as committed, House Bill No. 125, entitled:

An Act amending the "Third Class County Board Assessment Law" approved June 26, 1931, (P. L. 1379), further regulating the assessment of persons and occupations and the use of such assessments by taxing districts.

Mr. A. J. MURPHY JR. from the Committee on Boroughs, reported as committed, House Bill No. 126, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), empowering borough council to prohibit or regulate the keeping of livestock and fowl.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 43, entitled as follows:

An Act amending the "Unemployment Compensation Law" approved December 5 1936 (1937 P L 2897) authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. A. W. JOHNSON. Mr. Speaker, I do not intend to debate the bill; I just want make a reflection with respect to the roll call.

Today we probably have the most important bills on our Calendar that we will have this Session. We would therefore ask for a slow roll call, and ask that those present and answering to their names only be recorded on the roll call.

We will also ask for a verification of the roll after the roll has been called.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs. A. W. JOHNSON, HELM and LIPPINCOTT.

The roll was verified and was as follows:

YEAS—175

Anderson,	Garlock,	McCann,	Royer,
Arlene,	Gelfand,	McDonald,	Rudisill,
Ashton,	George,	McKeever,	Sakulsky,
Balthaser,	Gibb,	McLaughlin,	Scarcelli,
Barton,	Goldstein,	Machmer,	Schaaf,
Boles,	Goodrich,	Magee,	Seltzer,
Bonner,	Gramlich,	Mahan,	Shupnik,
Boris,	Guthrie,	Markley,	Snare,
Bower,	Hamilton,	Maxwell,	Snider,
Bowman,	Haudenshield,	Meholchick,	Stank,
Brenninger,	Helm,	Merry,	Steckel,
Breth,	Henzel,	Mihm,	Stevens,
Buchanan,	Hocker,	Miller, B. Z.,	Stewart,
Burns,	Holliday,	Miller, H. G.,	Stimmel,
Capano,	Holt,	Mills,	Stone,
Capitolo,	Horst,	Monroe,	Stoner,
Cioffi,	Irvis,	Munley,	Strausser,
Clarke,	Isaacs,	Murphy, A.J., Jr.,	Stroup,
Comer,	Jenkins,	Murphy, P. J.,	Taylor,
Crossin,	Jim,	Murray, H. P.	Tompkins,
Curwood,	Johnson, A. W.,	Murray, J. J.,	Trusio,
Davis,	Johnson, R.,	Musto,	Varallo,
Dennison,	Jones, T. H. W.,	Needham,	Varner,
Devlin,	Jump,	Nelson,	Verona,
Donahue,	Kamyk,	O'Dell,	Wall,
Donaldson,	Kee,	O'Donnell, J. A.,	Walsh,
Dougherty,	Keiser,	O'Donnell, J. P.,	Wargo,
Down,	Kernaghan,	Odorisio,	Welsh,
Edwards,	Kessler,	Ogilvie,	Wescott,
Eshback,	Knecht,	O'Neil,	Wheeler,
Eshleman,	Kooker,	Parlante,	Whittaker,
Ewing,	Kornick,	Pashley,	Williams,A.D.,Jr.,
Farabaugh,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Fetterolf,	Kubitsky,	Petrosky,	Willard,
Filo,	Lamb,	Polaski,	Willaredt,
Floyd,	Lee, K. B.,	Polen,	Wilt,
Flynn,	Leonard,	Prendergast,	Wood,
Foerster,	Light,	Price,	Worley,
Fox,	Limper,	Pursley,	Wynd,
Frank,	Lippincott,	Reibman,	Yatron,
Frascella,	Lopresti,	Reidenbach,	Yetter,
Fulmer,	Luigard,	Renwick,	Zimmerman,
Gailey,	Lutty,	Riley,	Andrews,
Gallagher,	McCandless,	Rovansek,	Speaker

NAYS—0

NOT VOTING—35

Agnew,	Dennis,	McCormack,	Schuster,
Auker,	Eilberg,	McInroy,	Schwartz,
Bell,	Fineman,	Moran,	Sherman,
Blair,	Gibson,	Muldowney,	Silverman,
Branca,	Heavey,	Mullen,	Sullivan,
Brown,	Heffner,	Murray, P. G.,	Thompson,
Cianfrani,	Jones, G. E.,	Naugle,	Ujobai,
Cooper,	Korns,	Perry, P. E.,	Weidner,
Dengler,	Lee, A. M.,	Rigby,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 80, entitled as follows:

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January 1959

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. A. W. JOHNSON. Mr. Speaker, the next four bills on the Calendar are a series of bills aimed at some way of alleviating the flood disaster of the last week. As I pointed out earlier today, it is unfortunate we do not have all of our membership here to be recorded on these very, very important bills, which are probably the most important bills we will vote on this Session, particularly where there are human lives involved.

I just want to say this about the bills. The thing that was amazing to us was that the disaster at Pittston could occur at all. We have looked through the mining laws of Pennsylvania, and we cannot find that there is any prohibition in the Mining Code against taking coal out from under a river. We are wondering whether the mine inspectors have not been derelict in their duties, in not properly inspecting mines and revoking permits where it is obvious that a tragedy like this could occur.

I think we could well have an investigation of situations like this which come along every few years and tear at the heartstrings of all of us, where there are husbands and fathers involved. We all appreciate the anguish of the people, the parents, mothers, and others, for the terrible tragedy that negligence on the part of somebody entails.

Therefore, today we are going to offer a bill which will add additional claws to the Mining Code with respect to the prohibition against mining. We are going to offer a bill which will make it unlawful to mine coal from under a river bed without consent of the Water and Power Resources Board and the Department of Mines. The bill also calls for a reappraisal of present mining, if any, taking place under the bed of a river which would make possible the tragedy that occurred the other day.

Therefore, we will call on the Department of Mines to be more and more vigilant in the future in inspecting mines, not that we want to put any unnecessary burdens on the poor oppressed coal operators. They have had a job trying to keep their mines going, and trying to operate at a profit . . . I mean within the realm of making it possible for the miners to work safely within the realm of giving the operator a square deal and making it possible for him to mine. I believe there is a middle ground there, and the Department of Mines should pursue it as vigorously as possible.

Also this morning we were a little amazed at the story that the Governor had dispatched Dr. Gerstell and Walter Geisey, his Secretary, up there to direct rescue operations. The way we observe that on this side of the House is that Dr. Gerstell is probably one of the outstanding Directors of Civilian Defense in the Nation. He has done an outstanding job. I have often thought that he ought to be in Washington running the national program. Walter Geisey is a very bright, intelligent young man, the kind of career boy that governors and presidents attach to themselves to give them brilliant advice. I am wondering whether he knows how to mine coal. I wonder whether Dr. Gerstell knows, whether they know, how to pour concrete, how to stem the tide up there.

I believe that now we should get outstanding engineering firms up there, people who know their business, and who can get the huge machinery in there that you see advertised in magazines, the wonders of this age, and do this job not with folks like us from Harrisburg, but competent, real honest-to-goodness efficient people, to try and save these lives if possible.

That is all we are going to say on these bills. I believe they will temporarily answer the problem. With that reflection I say call the roll.

The SPEAKER. The Chair would inform the two respective Floor Leaders that it is never necessary for them to ask unanimous consent to address the House. They are privileged Members who should be recognized whenever they choose to take the floor.

Mr. McCANN. Mr. Speaker, I listened with great delight to the remarks that were made here this morning regarding House Bill No. 80.

I bring to the attention of the Members, on page 4 that under Section H it specifically says "Conduct investigations to determine the cause of this disaster and to institute measures to insure the future safety and health of persons in the area." It is written right into the bill, and rightfully so. Perhaps someone was lax. . . . There is no question someone was lax to permit mining so close to a body of water. In bygone days, perhaps this was done.

In regard to the remarks about the gentlemen who have been sent to this disaster area, in my opinion the soundest decision was made. The opinion of all of the Members of this House I believe will agree this bill provides that the State Council of Civil Defense, our Executive Director, Dr. Richard Gerstell, should be on the scene. The Governor in his wisdom, and rightfully so, has sent his Executive Secretary. These pieces of legislation give them the power to do certain things, and those things are being done before the power has been granted to them, because of the legislative intent expressed in the resolution that we passed two days ago, on Monday.

There is no question that the best of anything possible to secure in the type of equipment to de-water and pump, and the best and largest concerns in these fields have been contacted and have placed their men there to bring the equipment in. Actually it is roughly estimated as a 60 billion gallon de-watering operation. If there is anyone more capable that anyone knows of to do this than is being done at this time, let them now speak, for no stones are being left unturned to expedite the legislation to permit this to be done, to have the best of industries capable of doing this, on the scene, and doing the job as fast as humanly possible, both by manpower and machinery.

I realize that the one thing we all hope and pray for is that perhaps from this catastrophe will come the proper investigation to insure that the type of catastrophe which has occurred at this mine, or colliery, cannot occur again in Pennsylvania coal mines.

There is, again, the assurance of the investigation, and it will be done. In addition to that, the Luzerne County delegation informed me they intend to present, evidently will present, a resolution calling for an investigation and

a report either from the House or the House and Senate combined. That resolution has not been introduced, waiting until this is cleared up so that the people may go into these mines in the different levels after de-watering, in an effort to try to determine if we still have 12 people living in there, or 12 bodies to bring out.

I do not think anyone can deny that it tears at the heartstrings of all of us. I, and some others on both sides of the House who live in the coal fields, know just how this happens, and just what it does to you emotionally, and the sorrow that follows for years to come.

This is a very major problem, a very major catastrophe, and it is being handled the best that anyone knows how. We assure again the people of Pennsylvania, all of the people, that every single thing humanly possible is being done by both manpower and machinery, to try to solve this situation. To close the barn door now, as we say, we can close it. The errors have been made. Let us hope that they wil not be made again. We feel confident that they will not be made again, at least in permitting he mining of coal so near to any major body of water in either the bituminous or anthracite fields of Pennsylvania.

Mr. VARNER. Mr. Speaker, I want to speak on House Bill No. 80. It seems that with this flood of the past week, we have a recurring situation in a lot of communities, particularly in northwestern Pennsylvania.

I would like to read partially from a letter that was published this week in the Pittsburgh Press, written by Mr. J. M. Hammer of Knox, Pennsylvania, in my county.

> It is doubtful that the Upper Allegheny had anything much to do with flood conditions at Oil City, Franklin, Meadville, Parker, Sharon, New Castle, Greenville and other localities.
>
> Greenville, Sharon and New Castle were hit by the flooded Shenango River, not by Allegheny waters.

It would appear that the Department of Forest and Waters or the proper state agencies, along with the Federal agencies, should try to cure these flood causes before the disasters occur. I know for a fact that none of our communities in western Pennsylvania that have had flood prevention projects, such as Reynoldsville, Punxsutawney and Bradford, some of those communities were not hit by this disaster. Some of our communities such as Kittanning and Parker were ravaged by the Allegheny River.

We in western Pennsylvania, of course, in the last couple of years have had a lot of contention about the Kinzua Dam, I personally feel that the Kinzua Dam should be pushed forward and built. I think this Legislature might very well call the attention necessary to the proper departments, to outline some program of action. We have done some work along those lines in the past. For instance in the Sinnemahoning we built a dam.

I think what we have done is piecemeal. If we cannot get the Federal peoplpe to do something about conditions such as exist in the Shenango and these other rivers, and in French Creek and the other trouble spots, we as the Legislature should do it.

Mr. PETROSKY. Mr. Speaker, the matter that was brought up by the Minority Leader of the House here at a time such as this on the passage of these bills, I, myself and I know every Member of the House sympathizes with him in this tragedy that occurred in the hard coal fields.

We have similar situations where coal is mined adjacent to huge bodies of water and we in the western end of the State have been very cognizant of this factor and the tragedies that could occur in the event that the proper precautions were not taken.

I feel sure from my knowledge of the area in which I live and where I serve that a very good job is being done in that respect.

Rather than capitalize at this time with the sympathetic job that we have confronting us, each and every Member of this House I know is sincerely interested in arriving at a proper solution of the problem that is with us today.

Rather than capitalize on this, I believe we should await the result of the investigation and then take the immediate steps, yes, steps to the nth degree to curtail such a thing happening in the future. We in western Pennsylvania have similar conditions. However, we have averted tragedies because we are cognizant of those conditions, the inspectors are cognizant of them and are doing a wonderful job in safeguarding the lives of the miners that are working underground.

Mr. McCANN. Mr. Speaker, since on the first bill there was a verification of the roll call of 175 Members present in the House, with Mr. Johnson's returning, could we have the same roll call for each of the bills?

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—175

Anderson,	Garlock,	McCann,	Royer,
Arlene,	Gelfand,	McDonald,	Rudisill,
Ashton,	George,	McKeever,	Sakulsky,
Balthaser,	Gibb,	McLaughlin,	Scarcelli,
Barton,	Goldstein,	Machmer,	Schaaf,
Boies,	Goodrich,	Magee,	Seltzer,
Bonner,	Gramlich,	Mahan,	Shupnik,
Boris,	Guthrie,	Markley,	Snare,
Bower,	Hamilton,	Maxwell,	Snider,
Bowman,	Haudenshield,	Meholchick,	Stank,
Brenninger,	Helm,	Merry,	Steckel,
Breth,	Henzel,	Mihm,	Stevens,
Buchanan,	Hocker,	Miller, B. Z.,	Stewart,
Burns,	Holliday,	Miller, H. G.,	Stimmel,
Capano,	Holt,	Mills,	Stone,
Capitolo,	Horst,	Monroe,	Stoner,
Cioffi,	Irvis,	Munley,	Strausser,
Clarke,	Isaacs,	Murphy, A.J., Jr.,	Stroup,
Comer,	Jenkins,	Murphy, P. J.,	Taylor,
Crossin,	Jim,	Murray, H. P.	Tompkins,
Curwood,	Johnson, A. W.,	Murray, J. J.,	Trusio,
Davis,	Johnson, R.,	Musto,	Varallo,
Dennison,	Jones, T. H. W.,	Needham,	Varner,
Devlin,	Jump,	Nelson,	Verona,
Donahue,	Kamyk,	O'Dell,	Wall,
Donaldson,	Kee,	O'Donnell, J. A.,	Walsh,
Dougherty,	Keiser,	O'Donnell, J. P.,	Wargo,
Down,	Kernaghan,	Odorisio,	Welsh,
Edwards,	Kessler,	Ogilvie,	Wescott,
Eshback,	Knecht,	O'Neil,	Wheeler,
Eshleman,	Kooker,	Parlante,	Whittaker,
Ewing,	Kornick,	Pashley,	Williams, A. D., Jr.,
Farabaugh,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Fetterolf,	Kubitsky,	Petrosky,	Willard,
Filo,	Lamb,	Polaski,	Willaredt,
Floyd,	Lee, K. B.,	Polen,	Wilt,
Flynn,	Leonard,	Prendergast,	Wood,
Foerster,	Light,	Price,	Worley,
Fox,	Limper,	Pursley,	Wynd,
Frank,	Lippincott,	Reibman,	Yatron,
Frascella,	Lopresti,	Reidenbach,	Yetter,
Fulmer,	Luigard,	Renwick,	Zimmerman,
Galley,	Lutty,	Riley,	Andrews,
Gallagher,	McCandless,	Rovansek,	Speaker

NAYS—0

NOT VOTING—35

Agnew,	Dennis,	McCormack,	Schuster,
Auker,	Eilberg,	McInroy,	Schwartz,
Bell,	Fineman,	Moran,	Sherman,
Blair,	Gibson,	Muldowney,	Silverman,
Branca,	Heavey,	Mullen,	Sullivan,
Brown,	Heffner,	Murray, P. G.,	Thompson,
Cianfrani,	Jones, G. E.,	Naugle,	Ujobai,
Cooper,	Korns,	Perry, P. E.,	Weidner,
Dengler,	Lee, A. M.,	Rigby,	

The majority required by the Constitution having voted in the affirmative, the qestion was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 81, entitled as follows:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August one thousand nine hundred fifty-five" making the moneys appropriated available for flood damage of January one thousand nine hundred fifty-nine.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—175

Anderson,	Garlock,	McCann,	Royer,
Arlene,	Gelfand,	McDonald,	Rudisill,
Ashton,	George,	McKeever,	Sakulsky,
Balthaser,	Gibb,	McLaughlin,	Scarcelli,
Barton,	Goldstein,	Machmer,	Schaaf,
Boies,	Goodrich,	Magee,	Seltzer,
Bonner,	Gramlich,	Mahan,	Shupnik,
Boris,	Guthrie,	Markley,	Snare,
Bower,	Hamilton,	Maxwell,	Snider,
Bowman,	Haudenshield,	Meholchick,	Stank,
Brenninger,	Helm,	Merry,	Steckel,
Breth,	Henzel,	Mihm,	Stevens,
Buchanan,	Hocker,	Miller, B. Z.,	Stewart,
Burns,	Holliday,	Miller, H. G.,	Stimmel,
Capano,	Holt,	Mills,	Stone,
Capitolo,	Horst,	Monroe,	Stoner,
Cioffi,	Irvis,	Munley,	Strausser,
Clarke,	Isaacs,	Murphy, A.J., Jr.,	Stroup,
Comer,	Jenkins,	Murphy, P. J.,	Taylor,
Crossin,	Jim,	Murray, H. P.	Tompkins,
Curwood,	Johnson, A. W.,	Murray, J. J.,	Trusio,
Davis,	Johnson, R.,	Musto,	Varallo,
Dennison,	Jones, T. H. W.,	Needham,	Varner,
Devlin,	Jump,	Nelson,	Verona,
Donahue,	Kamyk,	O'Dell,	Wall,
Donaldson,	Kee,	O'Donnell, J. A.,	Walsh,
Dougherty,	Keiser,	O'Donnell, J. P.,	Wargo,
Down,	Kernaghan,	Odorisio,	Welsh,
Edwards,	Kessler,	Ogilvie,	Wescott,
Eshback,	Knecht,	O'Neil,	Wheeler,
Eshleman,	Kooker,	Parlante,	Whittaker,
Ewing,	Kornick,	Pashley,	Williams,A.D.,Jr.,
Farabaugh,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Fetterolf,	Kubitsky,	Petrosky,	Willard,
Filo,	Lamb,	Polaski,	Willaredt,
Floyd,	Lee, K. B.,	Polen,	Wilt,
Flynn,	Leonard,	Prendergast,	Wood,
Foerster,	Light,	Price,	Worley,
Fox,	Limper,	Pursley,	Wynd,
Frank,	Lippincott,	Reibman,	Yatron,
Frascella,	Lopresti,	Reidenbach,	Yetter,
Fulmer,	Luigard,	Renwick,	Zimmerman,
Gailey,	Lutty,	Riley,	Andrews,
Gallagher,	McCandless,	Rovansek,	Speaker

NAYS—0

NOT VOTING—35

Agnew,	Dennis,	McCormack,	Schuster,
Auker,	Eilberg,	McInroy,	Schwartz,
Bell,	Fineman,	Moran,	Sherman,
Blair,	Gibson,	Muldowney,	Silverman,
Branca,	Heavey,	Mullen,	Sullivan,
Brown,	Heffner,	Murray, P. G.,	Thompson,
Cianfrani,	Jones, G. E.,	Naugle,	Ujobai,
Cooper,	Korns,	Perry, P. E.,	Weidner,
Dengler,	Lee, A. M.,	Rigby,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 82, entitled as follows:

An Act amending thhe act of July 7, 1955 (P. L. 258) entitled "An act providing for anthracite mine drainage contingent on Federal aid and making an appropriation" extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—175

Anderson,	Garlock,	McCann,	Royer,
Arlene,	Gelfand,	McDonald,	Rudisill,
Ashton,	George,	McKeever,	Sakulsky,
Balthaser,	Gibb,	McLaughlin,	Scarcelli,
Barton,	Goldstein,	Machmer,	Schaaf,
Boies,	Goodrich,	Magee,	Seltzer,
Bonner,	Gramlich,	Mahan,	Shupnik,
Boris,	Guthrie,	Markley,	Snare,
Bower,	Hamilton,	Maxwell,	Snider,
Bowman,	Haudenshield,	Meholchick,	Stank,
Brenninger,	Helm,	Merry,	Steckel,
Breth,	Henzel,	Mihm,	Stevens,
Buchanan,	Hocker,	Miller, B. Z.,	Stewart,
Burns,	Holliday,	Miller, H. G.,	Stimmel,
Capano,	Holt,	Mills,	Stone,
Capitolo,	Horst,	Monroe,	Stoner,
Cioffi,	Irvis,	Munley,	Strausser,
Clarke,	Isaacs,	Murphy, A.J., Jr.,	Stroup,
Comer,	Jenkins,	Murphy, P. J.,	Taylor,
Crossin,	Jim,	Murray, H. P.	Tompkins,
Curwood,	Johnson, A. W.,	Murray, J. J.,	Trusio,
Davis,	Johnson, R.,	Musto,	Varallo,
Dennison,	Jones, T. H. W.,	Needham,	Varner,
Devlin,	Jump,	Nelson,	Verona,
Donahue,	Kamyk,	O'Dell,	Wall,
Donaldson,	Kee,	O'Donnell, J. A.,	Walsh,
Dougherty,	Keiser,	O'Donnell, J. P.,	Wargo,
Down,	Kernaghan,	Odorisio,	Welsh,
Edwards,	Kessler,	Ogilvie,	Wescott,
Eshback,	Knecht,	O'Neil,	Wheeler,
Eshleman,	Kooker,	Parlante,	Whittaker,
Ewing,	Kornick,	Pashley,	Williams,A.D.,Jr.,
Farabaugh,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Fetterolf,	Kubitsky,	Petrosky,	Willard,
Filo,	Lamb,	Polaski,	Willaredt,
Floyd,	Lee, K. B.,	Polen,	Wilt,
Flynn,	Leonard,	Prendergast,	Wood,
Foerster,	Light,	Price,	Worley,
Fox,	Limper,	Pursley,	Wynd,
Frank,	Lippincott,	Reibman,	Yatron,
Frascella,	Lopresti,	Reidenbach,	Yetter,
Fulmer,	Luigard,	Renwick,	Zimmerman,
Gailey,	Lutty,	Riley,	Andrews,
Gallagher,	McCandless,	Rovansek,	Speaker

NAYS—0

NOT VOTING—35

Agnew,	Dennis,	McCormack,	Schuster,
Auker,	Eilberg,	McInroy,	Schwartz,
Bell,	Fineman,	Moran,	Sherman,
Blair,	Gibson,	Muldowney,	Silverman,
Branca,	Heavey,	Mullen,	Sullivan,
Brown,	Heffner,	Murray, P. G.,	Thompson,
Cianfrani,	Jones, G. E.,	Naugle,	Ujobai,
Cooper,	Korns,	Perry, P. E.,	Weidner,
Dengler,	Lee, A. M.,	Rigby,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 83, entitled as follows:

An Act amending the "General Appropriation Act of 1957" approved July 19, 1957 (Appropriations Acts page 60) changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McCANN. Mr. Speaker, House Bill No. 83, the bill by means of which we are using the funds to carry on this emergency program taken from the Department of Public Instruction, the school teachers' retirement fund, I would like to place on the record for the public to know, because we have had a series of telephone calls and telegrams in regard to this legislation being proposed in House Bill 83, that we in the General Assembly have declared our intent to restore all this money we may take from this particular fund.

Again, I repeat, as I stated yesterday, that if additional money will have to be lapsed it will be lapsed from this appropriation with the same intent of restoring the same in the coming budget.

That deals with the problem yesterday of additional money for the Department of Forests and Waters. If we lapse and add any more for the flood control, the flood projects in western Pennsylvania, we will lapse it in the same manner and we guarantee the restoration of these funds.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—172

Anderson,	Garlock,	McCann,	Rovansek,
Arlene,	Gelfand,	McDonald,	Royer,
Ashton,	George,	McKeever,	Rudisill,
Balthaser,	Gibb,	McLaughlin,	Sakulsky,
Barton,	Goldstein,	Machmer,	Scarcelli,
Boies,	Gramlich,	Magee,	Schaaf,
Bonner,	Guthrie,	Mahan,	Seltzer,
Boris,	Hamilton,	Markley,	Shupnik,
Bowman,	Haudenshield,	Maxwell,	Snare,
Brenninger,	Helm,	Meholchick,	Snider,
Breth,	Henzel,	Merry,	Stank,
Buchanan,	Hocker,	Mihm,	Steckel,
Burns,	Holliday,	Miller, B. Z.,	Stevens,
Capano,	Holt,	Miller, H. G.,	Stewart,
Capitolo,	Horst,	Mills,	Stimmel,
Cioffi,	Irvis,	Monroe,	Stone,
Clarke,	Isaacs,	Munley,	Stoner,
Comer,	Jenkins,	Murphy, A.J., Jr.,	Strausser,
Crossin,	Jim,	Murphy, P. J.,	Stroup,
Curwood,	Johnson, A. W.,	Murray, H. P.	Taylor,
Davis,	Johnson, R.,	Murray, J. J.,	Trusio,
Dennison,	Jones, T. H. W.,	Musto,	Varallo,
Devlin,	Jump,	Needham,	Varner,
Donahue,	Kamyk,	Nelson,	Verona,
Donaldson,	Kee,	O'Dell,	Wall,
Dougherty,	Keiser,	O'Donnell, J. A.,	Walsh,
Down,	Kernaghan,	O'Donnell, J. P.,	Wargo,
Edwards,	Kessler,	Odorisio,	Welsh,
Eshback,	Knecht,	Ogilvie,	Wescott,
Eshleman,	Kooker,	O'Neil,	Wheeler,
Ewing,	Kornick,	Parlante,	Whittaker,
Farabaugh,	Kovolenko,	Pashley,	Williams, A.D., Jr.,
Fetterolf,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Filo,	Lamb,	Petrosky,	Willard,
Floyd,	Lee, K. B.,	Polaski,	Willaredt,
Flynn,	Leonard,	Polen,	Wilt,
Foerster,	Light,	Prendergast,	Wood,
Fox,	Limper,	Price,	Worley,
Frank,	Lippincott,	Pursley,	Wynd,
Frascella,	Lopresti,	Reibman,	Yatron,
Fulmer,	Luigard,	Reidenbach,	Yetter,
Gailey,	Lutty,	Renwick,	Zimmerman,
Gallagher,	McCandless,	Riley,	Andrews, Speaker

NAYS—3

Bower,	Goodrich,	Tompkins,

NOT VOTING—35

Agnew,	Dennis,	McCormack,	Schuster,
Auker,	Eilberg,	McInroy,	Schwartz,
Bell,	Fineman,	Moran,	Sherman,
Blair,	Gibson,	Muldowney,	Silverman,
Branca,	Heavey,	Mullen,	Sullivan,
Brown,	Heffner,	Murray, P. G.,	Thompson,
Cianfrani,	Jones, G. E.,	Naugle,	Ujobai,
Cooper,	Korns,	Perry, P. E.,	Weidner,
Dengler,	Lee, A. M.,	Rigby,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

STATEMENT BY SPEAKER

The SPEAKER. The Chair had hoped that the bills which we have enacted in the House this day would reach the Governor's desk this week. Something that was quite within the preview not only of correct parliamentary procedure, but would be in accord with the need for the legislation which we have enacted.

In these matters with which the House has been concerned, and which has been the subject of repeated conferences and agreements, haste was the essence of our so doing.

It would seem, however, that these bills will not reach the Governor's desk this week and the Chair regrets that there are those serving in various places who urge haste upon the part of this House, and prefer to take their recesses, not a continuous performance, but piecemeal—a recess here, a recess there when these bills could and should have been placed upon the Governor's desk this week.

Mr. A. W. JOHNSON. Mr. Speaker, I am afraid you are putting me in the embarrassing situation of maybe debating with the Speaker from the floor. Of course, I do not intend to do that.

The SPEAKER. Would the gentleman say that again? The Chair failed to hear what he was saying.

Mr. A. W. JOHNSON. I say the Speaker may be putting me in the embarrassing situation of debating with the Speaker from the floor. It probably is not quite—

The SPEAKER. If the House has no objection the gentleman is at liberty to debate with the Speaker as much as he likes, provided the floor does not object.

Mr. A. W. JOHNSON. Mr. Speaker, I attended the meeting in the Governor's office the other day, and I do not recall that there was any agreement that the Senate would stay today and have these bills, today, tomorrow or the next day. I do not recall any such agreement.

The SPEAKER. Would the gentleman please observe the fact that the Speaker has not mentioned the Chamber which he has mentioned. The Chair would hope that the gentleman will observe the proprieties and not debate the actions of those who serve, however poorly, in another place.

Mr. A. W. JOHNSON. Mr. Speaker, I have often said I thank God for the members of that other place. They have gotten us off from many a hot spot, I would say.

The point that I was making, Mr. Speaker, is that there was no agreement with respect to these bills passing the other place this week. The intention was that a resolution would be offered and introduced in a body other than this esteemed House of Representatives and that the legislative intent would be therein declared that we would, both Houses, pass these bills.

I am just wondering whether if it had been absolutely necessary that these bills be placed on the Governor's desk forthwith, whether those in the other place would not have stayed here and pased them. I do not believe there was any pressure put on them to remain here.

I called up to the Minority Leader of the other place and he is comfortably in his office in Philadelphia today practicing his profession. I am sure he is not worrying about what is taking place in this wonderful body that we represent.

The bills will be put on the Governor's desk, of course, next week end. The pumps I hope are being installed. The bills passed here, of course, with Republican votes. I guess we all realize that.

The work is going ahead. We of course have some computers working, and I will admit we have absenteeism on this side of the House, but you have 17 absent on the Democratic side today. Pretty far short of a constitutional majority. Naturally we cannot do business this session unless we all put our shoulders to the wheel. We on the Republican side intend to do just that.

The SPEAKER. The Chair might be privileged just a final remark. Fate is so ordained that each one of us must keep his own particular rendezvous with his own conscience.

Mr. McCANN. Mr. Speaker, we of course have some absentees on our side of the House today. But I think the gentleman from McKean, Mr. Johnson, quoted the wrong figure.

Mr. CURWOOD. I would just like to thank the Minority Leader for the remarks he has made, and want him to know that we from Luzerne County appreciate what the whole House has done here today to help our situation back home. I think it is no more than right that we thank the whole House.

Mr. HELM. Mr. Speaker, I would like to interrogate the gentleman from Greene, Mr. McCann.

The SPEAKER. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated?

Mr. McCANN. Mr. Speaker, I shall.

Mr. HELM. Mr. Speaker, I would like to inquire of the gentleman from Greene, Mr. McCann, if I heard him right when he said that Mr. Johnson quoted the wrong figure of Democratic absentees?

Mr. McCANN. I believe you heard me very correctly when I said we have absenteeism on our side today, but I believe the gentleman from McKean, Mr. Johnson, quoted the wrong figure.

Mr. HELM. Would the gentleman care to give the Members of this House the correct figure?

Mr. McCANN. Sixteen.

Mr. HELM. I thank the gentleman and ask him if it would have been at all possible to have passed this emergency legislation without Republican help.

Mr. McCANN. Mr. Speaker, never once did I doubt that the two sides of the House would pass it together.

Mr. HELM. I thank the gentleman, Mr. Speaker.

The SPEAKER. Neither Floor Leader evidently cared to read into the record the exact details of our attendance today. It is just about an even balance as to credit and as to blame.

RESOLUTIONS

Mr. LIGHT offered a resolution which was filed with the Clerk.

Mrs. REIBMAN offered a resolution which was filed with the Clerk.

The SPEAKER. I presume the Majority Leader has acquainted the membership with his plans for the coming week?

Mr. McCANN. Mr. Speaker, I have not had an opportunity to talk to the Minority Leader on the plans for the coming week, but if it is satisfactory I will announce the plans even though I have not talked with him about them.

There will be sessions in the House held on Monday beginning at the proper time of 4:30, and Tuesday at 12:00 o'clock noon.

The SPEAKER. No Wednesday session?

Mr. McCANN. I have not planned any Wednesday session. I want to consult about them, but those two days are assured.

The SPEAKER. The Chair recognizes the Minority Leader.

Mr. A. W. JOHNSON. Mr. Speaker, I would like to announce to the Republican side of the House that we will not have a caucus on Monday.

And I might say further that many of the Members on our side would like a firm understanding henceforth as to the number of days we will be here each week so that they may be able to properly adjust their affairs and make definite plans.

I realize this was an emergency this week, and we should have been here the three days. But I do wish the majority and minority sides would henceforth firmly fix the time of each session—when we will be here.

The SPEAKER. Will the Majority Leader and the Minority Leader please confer with respect to a Wednesday session?

Mr. McCANN. Mr. Speaker, I am well aware of the

situation with regard to the passage of bills in the other body.

The SPEAKER. Which must be signed by the Speaker in the presence of the House and that requires a quorum.

Mr. McCANN. That is right, Mr. Speaker, but I have had no assurance that the other body will meet on those days.

The SPEAKER. The Chair hopes the respective Floor Leaders will work the matter out to our mutual satisfaction.

ADJOURNMENT

Mr. VERONA. Mr. Speaker, I move that this House do now adjourn until Monday, February 2, 1959 at 4:30 p. m.

The motion was agreed to, and (at 11:55 a. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

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SENATE

MONDAY, FEBRUARY 2, 1959

The Senate met at 3:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. RAY GEARING, Pastor of Windber Presbyterian Church, Windber, offered the following prayer:

Let us pray.

Almighty and eternal God, our Heavenly Father, we thank Thee for the high privilege and high calling which is ours to share with Thee in the governing of the affairs of Thy children on earth. Make us good and faithful stewards of such a high calling. Forgive us when we choose the expedient, rather than the right. Grant unto us courage and zeal, wisdom and understanding and, above all, love, to seek that which is best for the people of our Commonwealth.

Help us this day to walk in the steps of our Master, even Jesus Christ, our Lord, in Whose name we make our prayer. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. PECHAN, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVAL OF SENATE CONCURRENT RESOLUTION, SERIAL No. 103

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution adopted January 26, 1959 authorizing an appropriation to alleviate human misery and economic hardship, to prevent the spreading and to provide measures that will reduce the hazards from the disastrous flooding of underground mines in Luzerne County in the area east of the Susquehanna River and floods and high waters in other areas of the Commonwealth where the danger of floods has historically been imminent.

DAVID L. LAWRENCE.

NOMINATION BY THE GOVERNOR

REFERRED TO COMMITTEE

He also presented communication in writing from His Excellency, the Governor of the Comomnwealth, which was read as follows, and referred to the Committee on Executive Nominations:

JUSTICE OF THE PEACE

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William Vastadore, Thomas Street, Mellon Plan, Wilmerding, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Monroeville, Allegheny County, until the first Monday of January 1960, vice James H. Wright, Jr., resigned.

DAVID L. LAWRENCE.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 38, entitled:

A Supplement to the act, approved the nineteenth day of July, one thousand nine hundred fifty-seven (Appropriation Acts, p. 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close the fiscal year ending May 31, 1957, "by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-nine.

Which was committed to the Committee on Appropriations.

House Bill No. 39, entitled:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

Which was committed to the Committee on Appropriations.

House Bill No. 40, entitled:

An Act making an appropriation to the Department of Military Affairs for certain expenses in connection with the Korean Conflict Veterans' Compensation Act.

Which was committed to the Committee on Appropriations.

House Bill No. 41, entitled:

An Act amending the "General Appropriation Act of 1957," approved July 19, 1957 (Appropriation Acts page 60) deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions.

Which was committed to the Committee on Appropriations.

House Bill No. 42, entitled:

An Act implementing the provisions of article nine, section eighteen of the Constitution of the Commonwealth of Pennsylvania by providing for borrowing money for certain purposes from the Motor License Fund and providing for the reimbursement thereof.

Which was committed to the Committee on Appropriations.

House Bill No. 43, entitled:

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897), authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same.

Which was committed to the Committee on Appropriations.

House Bill No. 80, entitled:

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January, 1959.

Which was committed to the Committee on Rules.

House Bill No. 81, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making the moneys appropriated available for flood damage of January, one thousand nine hundred fifty-nine.

Which was committed to the Committee on Rules.

House Bill No. 82, entitled:

An Act amending the act of July 7, 1955 (P. L. 258), entitled "An act providing for anthracite mine drainage, contingent on Federal aid, and making an appropriation," extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities.

Which was committed to the Committee on Rules.

House Bill No. 83, entitled:

An Act amending the "General Appropriation Act of 1957," approved July 19, 1957 (Appropriation Acts, page 60), changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

Which was committed to the Committee on Rules.

REPORT FROM COMMITTEE

Mr. WATKINS, from the Committee on State Government, reported as committed, Senate Bill No. 57, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

MEMBERS OF THE BOARD OF TRUSTEES OF CLARION STATE TEACHERS' COLLEGE

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Board of Trustees of Clarion State Teachers' College, until the third Tuesday of January 1961, and until their successors are appointed and qualified:

Samuel N. Guiher, Clarion, Clarion County.
Mrs. Harriet S. Hearst, Clarion, Clarion County.
R. R. Whitmer, Esq., Clarion, Clarion County.

DAVID L. LAWRENCE.

COMMISSIONERS OF DEEDS

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Commissioners of Deeds, for the term of five years to compute from the dates set opposite their names:

Reginald Arrington, Brooklyn, New York, June 26, 1957.
Thomas J. Ayers, Glendale, New York, August 7, 1957.
Rita Regina FitzGibbon, Brooklyn, New York, August 7, 1957.
Stewart F. LaMotte, Jr., Fort Lauderdale, Florida, August 15, 1957.
(Miss) Hilja A. Syri, Hartford, Connecticut, September 27, 1957.
H. Clinton Apel, Merrick, L. I., New York, October 4, 1957.
(Miss) Rachel E. Smith, Manchester, Connecticut, July 6, 1958.

DAVID L. LAWRENCE.

BILLS INTRODUCED AND REFERRED

Messrs. WALDE and WALKER read in place and presented to the Chair Senate Bill No. 111, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled 'The Second Class Township Code," making it unlawful for the recorder of deeds to record plans of land dedicated for road purposes prior to the approval of such plans.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 112, entitled:

An Act amending the act of May 1, 1929 (P. L. 905),

entitled "The Vehicle Code," providing for traffic courts in cities of the third class.

Which was committed to the Committee on Highways.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 113, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," transferring certain departmental administrative boards within the Department of Public Welfare to the Department of Justice, and conferring upon the Department of Justice supervisory powers over certain supervised institutions.

Which was committed to the Committee on Public Health and Welfare.

Messrs KROMER, WALKER and HAYS (By request) read in place and presented to the Chair Senate Bill No. 114, entitled:

A Joint Resolution proposing an amendment to article fourteen, section one of the Constitution of the Commonwealth of Pennsylvania, permitting county treasurers to succeed themselves.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. KROMER, WALKER and WHALLEY read in place and presented to the Chair Senate Bill No. 115, entitled:

A Joint Resolution proposing an amendment to article nine, section one of the Constitution of the Commonwealth of Pennsylvania to exempt persons over the age of sixty-five years who are receiving pension or retirement payments or social security payments or who are unemployed from the payment of personal taxes.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. KROMER, PECHAN and WHALLEY read in place and presented to the Chair Senate Bill No. 116, entitled:

An Act amending the act of August 24, 1951 (P. L. 1304), entitled "Local Health Administration Law," limiting the powers of the county departments of health and conferring powers on the Department of Agriculture.

Which was committed to the Committee on Public Health and Welfare.

They also read in place and presented to the Chair Senate Bill No. 117 entitled:

An Act amending the act of July 2, 1935 (P. L. 589), entitled "Milk Sanitation Law," limiting the powers of municipalities and county departments of health and conferring powers upon the Department of Agriculture.

Which was committed to the Committee on Public Health and Welfare.

Messrs. KROMER and WALKER read in place and presented to the Chair, Senate Bill No. 118, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," increasing the compensation of certain members of the Pennsylvania State Police Force.

Which was committed to the Committee on State Government.

Mr. ELLIOTT read in his place and presented to the Chair, Senate Bill No. 119, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code" further providing for the payment of certain costs in criminal cases where the defendant is convicted.

Which was committed to the Committee on Local Government.

Mr. ELLIOTT, on behalf of Messrs. WADE and WATKINS, read in place and preesnted to the Chair, Senate Bill No. 120, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," providing for the clarification of The Standard Fire Insurance Policy of the State of Pennsylvania as it relates to losses or damage caused by nuclear reaction, nuclear radiation or radioactive contamination.

Which was committed to the Committee on Insurance.

Messrs. FLACK and MURRAY read in place and presented to the Chair, Senate Bill No. 121, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding a new route in Luzerne County.

Which was committed to the Committee on Highways.

They also read in place and presented to the Chair, Senate Bill No. 122, entitled:

An Act amending the act of June 22, 1931 (P. L. 720), entitled "City State Highway Law," adding routes in Luzerne County.

Which was committed to the Committee on Highways.

They also read in place and presented to the Chair, Senate Bill No. 123, entitled:

An Act amending the act of June 22, 1931 (P. L. 720), entitled "City State Highway Law," adding a route in Luzerne County.

Which was committed to the Committee on Highways.

Messrs. FLACK, VAN SANT and ROONEY read in place and presented to the Chair, Senate Bill No. 124, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," authorizing counties to acquire and maintain historical property, and permitting county planning commissions to make recommendations in relation thereto.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair, Senate Bill No. 125, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing townships to acquire and maintain historical property and permitting township planning commissions to make recommendations in realtion thereto.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair, Senate Bill No. 126, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206),

entitled "The First Class Township Code," authorizing townships to acquire and maintain historical property, and permitting township planning commissions to make recommendations in relation thereto.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair, Senate Bill No. 127, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code,"' authorizing to acquire and maintain historical property, and permitting city planning commissions to make recommendations in relation thereto.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair, Senate Bill No. 128, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing boroughs to acquire and maintain historical property, and permitting borough planning commissions to make recommendations in relation thereto.

Which was committed to the Committee on Local Government.

Messrs. MULLIN and SILVERT read in place and presented to the Chair, Senate Bill No. 129, entitled:

An Act amending the act of June 1, 1956 (P. L. 1959), entitled "An act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court, . . .," increasing the salary of the President Judge and the judges of the Municipal Court of Philadelphia.

Which was committed to the Committee on Judiciary General.

Messrs. MULLIN, KALMAN and MAHADY read in place and presented to the Chair, Senate Bill No. 130, entitled:

An Act amending the act of June 20, 1919 (P. L. 521), entitled as amended "Transfer Inheritance Tax Law," changing the tax rate on property transferred to brothers or sisters.

Which was committed to the Committee on Judiciary General.

Mr. WOLFE read in his place and presented to the Chair Senate Bill No. 131, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Evangelical Community Hospital, Lewisburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 132 entitled:

An Act authorizing the Department of Public Welfare, with the approval of the Board of Trustees of the Hollidaysburg State Hospital, to contract with the Borough of Hollidaysburg and the Hollidaysburg Sewer Authority for improvements and extensions to the sewerage collection system and treatment plant and the use thereof by the Hollidaysburg State Hospital, and the payment of part of the cost and maintenance thereafter, and making an appropriation.

Which was committed to the Committee on State Government.

Messrs. McCREESH and ROONEY read in place and presented to the Chair Senate Bill No. 133 entitled:

An Act permitting charitable, religious, patriotic or civic organizations to conduct the playing of the game of bingo, when the proceeds thereof are used exclusively for charitable, religious, patriotic or civic purposes.

Which was committed to the Committee on Law and Order.

Mr. STIEFEL read in place and presented to the Chair Senate Bill No. 134 entitled:

An Act changing the name of the Municipal Court of Philadelphia to the County Court of Philadelphia.

Which was committed to the Committee on Local Government.

Messrs. SEYLER, HAYS and MAHADY read in place and presented to the Chair Senate Bill No. 135 entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing a basis for limitation of school district indebtedness, and imposing duties on the State Tax Equalization Board.

Which was committed to the Committee on Education.

Mr. SEYLER read in his place and presented to the Chair Senate Bill No. 136 entitled:

An Act to provide for an additional law judge of the court of common pleas in the nineteenth judicial district.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 137 entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prescribing penalties for furnishing false information to political subdivision officers and employes in certain cases.

Which was committed to the Committee on Judiciary General.

He also read in place and presented to the Chair Senate Bill No. 138 entitled:

An Act amending the act of June 29, 1937 (P. L. 2423), entitled, as amended, "An act establishing a Pennsylvania State Police Retirement System; . . .," changing the definition of "superannuation retirement age."

Which was committed to the Committee on State Government.

Messrs. SEYLER and KESSLER read in place and presented to the Chair Senate Bill No. 139 entitled:

An Act amending the act of July 8, 1957 (P. L. 579), entitled "An act establishing minimum compensation and increments for members of the faculty and administration of the Thaddeus Stevens Trade School, . . ." fixing the salaries, increments and added compensation of teachers and supervisors.

Which was committed to the Committee on Education.

Mr. WEINER read in his place and presented to the Chair Senate Bill No. 140 entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," authorizing the Department of Forests and Waters to take emergency measures in any case of natural disaster.

Which was committed to the Committee on State Government.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, the bills I am about to present to the Senate have to do with setting up a foster home program for aged people in Pennsylvania.

I am presenting a series of three bills. One, amends the Institution District Code; the second bill amends the Public Assistance Code; and the third bill gives jurisdiction to the Department of Welfare in making inspections of homes which will be eligible for these aged people to participate in.

Mr. President, this legislation is needed here in Pennsylvania because we have, in the past, built a number of large institutions. Many of these old people do not want to be in poor farms. They want to pay their own way because most of them have pensions. We feel it is right that they should be admitted to proper homes. I know there are many, many people in Pennsylvania who would be very happy, indeed, to take an old couple into their homes.

BILLS INTRODUCED AND REFERRED

Messrs. LANE, PECHAN, BERGER, SILVERT and RUTH read in place and presented to the Chair Senate Bill No. 141, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017), entitled "County Institution District Law," increasing the powers and duties of institution districts.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 142, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "Public Assistance Law,' increasing the powers and duties of the Department of Public Welfare.

Which was committed to the Committee on Public Health and Welfare.

They also read in place and presented to the Chair Senate Bill No. 143, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," defining aged persons' institutions and increasing the supervisory powers of the Department of Public Welfare.

Which was committed to the Committee on State Government.

Mr. MULLIN read in his place and presented to the Chair Senate Bill No. 144, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting engaging in the business of buying, selling, exchanging, trading, or otherwise dealing in new construction and existing real estate on Sunday.

Which was committed to the Committee on Judiciary General.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING. Mr. President, I ask unanimous consent to make a further report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nomination, made by His Excellency, the Governor of the Commonwealth:

MEMBER OF THE BERKS COUNTY BOARD OF ASSISTANCE

January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Olive Cahn (Democrat), Green Lane, Greenfields, Reading, Berks County, for appointment as a member of the Berks County Board of Assistance, until December 31, 1961, and until her successor is duly appointed and qualified, vice Ralph L. Moyer, Leesport, whose term expired.

DAVID L. LAWRENCE.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. WHALLEY offered the following resolution which was twice read, considered and agreed to:

In the Senate, February 2, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 9, 1959, at THREE o'clock P. M., E. S. T., and when the House of Representatives adjourns this week it reconvene Monday, February 9, 1959, at FOUR-THIRTY o'clock P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE RESOLUTION

AMENDING SENATE RULE No. 23

Mr. TAYLOR offered the following resolution (Serial No. 4), which was twice read as follows:

In the Senate, February 2, 1959.

Resolved, That the Rules of the Senate be amended by striking out Rule 23 and inserting in lieu thereof the following:

STANDING COMMITTEES

23. There shall be the following Standing Committees.
   1. Agriculture consisting of 18 Senators.
   2. Appropriations consisting of 23 Senators.
   3. Banking consisting of 19 Senators.
   4. Constitutional Changes and Federal Relations consisting of 17 Senators.
   5. Corporations consisting of 18 Senators.
   6. Education consisting of 19 Senators.
   7. Elections consisting of 17 Senators.
   8. Executive Nominations consisting of 10 Senators.
   9. Finance consisting of 17 Senators.
   10. Forest and Waters, Game and Fish consisting of 17 Senators.
   11. Highways consisting of 24 Senators.
   12. Insurance consisting of 17 Senators.
   13. Judiciary General consisting of 24 Senators.
   14. Labor and Industry consisting of 18 Senators.
   15. Law and Order consisting of 17 Senators.
   16. Local Government consisting of 18 Senators.
   17. Military Affairs and Aeronautics consisting of 17 Senators.

18. Mines and Mineral Industries consisting of 17 Senators.
19. Public Health and Welfare consisting of 18 Senators.
20. Reapportionment consisting of 12 Senators.
21. Rules consisting of 9 Senators.
22. State Government consisting of 18 Senators.

The President pro tempore shall be ex officio a member of all Standing Committees and included in the number of committee members herein provided.

RULE 39 SUSPENDED

Mr. TAYLOR. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate commiteee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objections?

The Chair hears none.

On the question,

W.ll the Senate agree to the resolution?

It was agreed to.

SENATE CONCURRENT RESOLUTIONS

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY HOW TO OVERCOME ALL IMPEDIMENTS TO THE TAKING OF IMMEDIATE AND EFFECTIVE ACTION IN CASES OF EMERGENCY OR CASES OF IMPENDING EMERGENCY

Mr. WEINER offered the following resolution (Serial No. 105), which was twice read and referred to the Committee on Rules:

In the Senate, February 2, 1959.

Emergency situations require immediate action. A hesitation or delay of days or event hours can spell the difference between safety or terrible disaster. The power to act immediately in any emergency or impending emergency should be inherent in the officials of our Commonwealth. This power should include the authority to undertake any project deemed necessary for the protection of the public and to take action on a moment's notice to forestall impending danger, no matter what its source may be. The authority to expend funds necessary to finance such actions, including rehabilitation and rectification thereafter, should accompany the power to act.

During the disaster recently experienced, we were fortunate in one respect, that being that the Legislature was in session to authorize action. On future occasions precious time may be lost in an attempt to obtain such Legislative approval; therefore be it

Resolved (the House of Representatives concurring), That the Joint State Government Commission make a thorough study to determine how to best overcome all impediments to the taking of immediate and effective action by Officials of our Commonwealth in cases of emergency or cases of impending emergency, and be it further

Resolved, That the Joint State Government Commission report to the next regular session of the General Assembly its findings and recommedations with drafts of legislation necessary to carry the recommendations into effect.

MEMORIALIZING THE POSTMASTER GENERAL OF THE UNITED STATES TO ISSUE A STAMP IN HONOR OF GENERAL GEORGE GORDON MEADE

Mr. STIEFEL offered the following resolution (Serial No. 106), which was twice read as follows:

In the Senate, February 2, 1959.

Whereas, The year 1963 will mark the one hundredth anniversary of the Battle of Gettysburg which halted the Confederate invasion of Pennsylvania and forecast Southern defeat in the Civil War; and

Whereas, This great victory was won by Union forces under the command of General George Gordon Meade, a Pennsylvanian, whom Governor Andrew G. Curtin had recommended for promotion as brigadier general at the beginning of the war; and

Whereas, The bravery and ability of this brilliant officer won him rapid advance until President Lincoln placed him in command of the Army of Potomac, five days before the great battle which turned the tide of the war; and

Whereas, The Pennsylvania Historical and Museum Commission, official historical agency of the Commonweatlh, has petitioned the General Assembly to endorse the issuance of a commemorative stamp in honor of General Meade; therefore be it

Resolved (the House of Representatives concurring), That the General Assembly of the Commonwealth of Pennsylvania memorializes the Postmaster General of the United States to place upon his agenda for the year 1963 the issuance of a commemorative stamp to honor General George Gordon Meade, the brilliant commander of Union forces in the Battle of Gettysburg; and be it further

Resolved, That a copy of this resolution be transmitted to the Postmaster General of the United States.

RULE 39 SUSPENDED

Mr. STIEFEL. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agreeto the resolution?

It was agreed to.

PERMISSION TO ADDRESS SENATE

Mr. EHRGOOD asked and obtained unanimous consent to addres the Senate.

Mr. EHRGOOD. Mr. President and Members of the Senate, a very serious problem is presented to the Commonwealth of Pennsylvania as a result of the closing of schools being ordered by the Department of Labor and Industry. These districts are in a state of utter confusion, as a result of these orders. They number well over one hundred schools. These orders have been issued by the Department of Labor and Industry as a result of inspections made by local inspectors interpreting the Fire and Panic Law.

Mr. President, none of us quarrel with the idea that our children are entitled to safety while attending a school. I know that every school board, every educator, every citizen and evey Member of this Senate desires to avoid a repteition of the Chicago school fire on December 1, 1958.

However, Mr. President, these orders, issuing out of the Department in Harrisburg, indicate a lack of common sense and understanding of the local problems. These orders have not been issued, giving the district a reasonable time with which to comply. On the contrary, the orders require the schools to shut down immediately. Panic seems to be the order of the day, particularly from the bureaucrats in the Department of Labor and

Industry. Have these bureaucrats given any consideration to the complete disruption of the educational programs in our school districts? All the evidence suggests, "no."

The background of these cases is as follows:

The first inkling of new inspections for fire hazards was by way of a memorandum from the Superinetndent of Public Instruction to the county superintendents on January 5, 1959, stating that each local school district in the county was to request a physical inspection by the local office of the Department of Labor and Industry.

On approximately January 8th, the local inspector in Lebanon County went to work and within a few days, by oral order, he shut down seven schools. You can imagine the utter confusion that was rampant in Lebanon County. It is not only Lebanon County about which we are concerned: it is a situation which is growing throughout this State.

These fire hazards, or alleged fire hazards, were ordered to be corrected, as I previously stated, without any time within which these school districts could do something about the matter. No thought seemed to have been given to the fact that Lebanon County, 1,185 elementary school children were to be displaced. Obviously, it was no consequence to the Department of Labor and Industry. No thought was given to transportation schedules or to half-day sessions which would affect at least an equal number of children in schools not affected by the Department's orders. No thought was given to the psychological difficulties which young children would face by being displaced and entered in other schools.

The result was chaos and confusion. This is now a daily occurrence throughout the Commonwealth.

The main hazards accounting for these close-ups were fireproofing of entire basement ceilings and enclosing stairwells or building new fire towers. In many cases, the remodeling would be expensive and require time. Bids must be let by the school districts, plans must be approved by the Department of Labor and Industry and financing must be secured.

However, Mr. President, the unrealistic part—the aforementioned panic—was that these schools, which had operated for years, were given no time to accomplish what the Department of Labor and Industry said was necessary. I say that they were "new" regulations, advisedly, because—and this is the incredible part about it—the Department of Labor and Industry. in many cases, had approved many things, such as outside fire escapes a few short years ago which were now no longer being approved by the Department and which had to be removed. I believe that was the case in Johnstown.

What is more, in Lebanon, we found out that the local inspector had no authority to issue verbal orders to close. As a result, written order had to be given.

Fortunately, Mr. President, the school boards learned that they could gain some time by appealing to the Industrial Board of the Department of Labor and Industry. As a result, hundreds of appeals have flowed into this Industrial Board. The Lebanon County schools, in the interim, had asigned specific individuals to make periodic fire and safety hazard checks while the children were using these buildings. Flammable material was removed.

There are many schools which are only being used until the end of this school year. I know of at least three schools in Lebanon County which will be abandoned at the end of this school term, in June. These schools, incidentally, would require extensive repair under the orders given by the Department of Labor and Industry. Who is going to pay the bill? What will happen to those children? Actually, you all know that it will mean a displacement of children, and, consequently, damages to them in their education.

As to the Industrial Board and its appeals, I had a personal experience with this Board last Thursday. However, prior to that, a week ago last Thursday, they had ordered appeals and thirty-one school districts showed up to present their side of the case. Of course, they were turned down because a puorum was not present on the Industrial Board. This past Thursday, we received a telegram, dated January 26, to appear on January 29, at 9:30 a. m. Engineers, attorneys and educators throughout the State appeared. There were well over 100 individuals present at those appeals. We found that we had all been assigned to a 9:30 a. m. appeal period. When it came to be 11:58 a. m., and only two groups had been heard, it seemed obvious that no one could possibly be heard on these appeals.

Mr. President, I mention this not because I am particularly angry about waiting, but it is an indication of the panic that is present in the Department of Labor and Industry and the completely unrealistic attitude which is being taken by the Department concerning fire hazards.

There are things which can be done. I have written the Governor concerning this. There is a resolution being presented, asking the Department of Labor and Industry to be realistic. They can, I am sure, find out certain things to delay and require precautions until these repairs can be made during the summertime when the schoolchildren are not in session.

Mr. President, it is a sad case when we vote millions and millions of dollars for our educational system, and then have a complete breakdown between the two departments. The individuals who are suffering are the schoolchildren.

PERMISSION TO ADDRESS SENATE

Mr. KROMER asked and obtained unanimous consent to addres the Senate.

Mr. KROMER. Mr. President, before offering a resolution, I would like to make just a statement prior thereto.

Mr. President, in my jurisdiction I find the same thing happening that is happening all over the State. We have plans in a department for renovating our schools and we feel they will be approved. We have renovation plans for eight schools in one county, and approximately five or more in another. We have no place to take these children. If we do place them in other schools, they would be in fire-hazardous buildings, as far as I am concerned.

For many of these school districts it would require expenditures of vast sums, and it would be prohibitive for them to do so on forty-eight hours notice. I feel that the Department of Labor and Industry is very reluctant and, perhaps, irresponsible when they have come up in the past few weeks with the type of inspections which they have put forth, and since these buildings had not been inspected prior to this and this situation

made known to the school boards so that an effort could have been made to meet their specifications.

SENATE CONCURRENT RESOLUTION

URGING THE DEPARTMENT OF LABOR AND INDUSTRY TO USE THEIR JUDGMENT WISELY BEFORE ORDERING THE CLOSING OF SCHOOLS WHILE STRUCTURAL CHANGES ARE BEING MADE

Messrs. KROMER, BERGER, VAN SANT, EHRGOOD, MADIGAN, WALKER, PECHAN, PROPERT, WHALLEY, LANE, and CAMIEL offered the following resolution (Serial No. 107), which was twice read as follows:

In the Senate, February 2, 1959.

The recent school fire in Chicago has brought to the attention of the citizens of Pennsylvania the need for a re-inspection of our schools with a view toward fire prevention and the safety of our children.

The Department of Labor and Industry has answered this call for re-inspection with a crash program of action wherein they have ordered many schools throughout the State to close their doors unless they make drastic changes immediately. This has imposed a great burden on the local school administrators and they have been forced to do the impossible. In many cases, the Department has ordered structural changes to buildings that would result in the building of fire towers, and the reconstruction of boiler rooms, stairwells and basement ceilings. The schools must be closed unles the changes are made at once and, as we all know, with the time and money needed to reconstruct buildings, this takes time—time the Department of Labor and Industry has not granted the local authorities.

The school administrators certainly wish to do anything that will contribute to the safety and welfare of the children under their supervision, and under the previous policy of the Department of Labor and Industry they complied with their requests because they were always given sufficient time to eliminate hazards. The present policy of doing it immediately often does more harm than good because it requires the removal of students to other schools and results in overcrowded conditions and additional distances to be traveled among our ever dangerous highways in order to transport the children to other schools. In some school districts, there are no other facilities to which the pupils of closed schools can be sent. This certainly will create a dangerous situation because these children will be left to roam the streets and be subject to all the perils that accompany a vacation from school.

Of course, there are some schools which may be considered "fire traps." All agree that they should be closed immediately. The Department of Labor and Industry is certainly aware of these particular buildings for they have been inspecting our schools for years. Also, no one objects to an order of the Department to clean out rubbage, trash and the like immediately because this is not impossible to do, but when it comes to the building of a new wall or roof, they should take into consideration all the factors before ordering the schools to be closed; therefore be it

Resolved (the House of Representative concurring), That the Department of Labor and Industry be urged to use their judgment wisely before ordering the closing of schools while structural changes are being made, and be it further

Resolved, That the Department of Labor and Industry consult and confer with the local school authorities before taking any action in closing schools, and be it further

Resolved, That a copy of this resolution be sent to the Honorable William L. Batt, Jr., Secretary of Labor and Industry.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. KROMER.Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

Mr. BARR. Mr. President, the usual thing is that on a resolution like this, we are afforded a copy of it to read.

The PRESIDENT. There are copies to be had, Senator Barr. They are being brought over to you.

Mr. BARR. Mr. President, may we be at ease for a moment?

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

The PRESIDENT. Is there objection to the consideration of the resolution previously read?

Mr. WEINER. Mr. President and Members of the Senate, on behalf of my colleagues, we object to the immediate consideration of this resolution and ask that it be referred to the proper committee for further study and investigation. Our hope is that this resolution will be referred to the Committee on Education.

We also feel that there have been some errors and possibly misinformation on the part of some of the people who have sponsored this resolution. In the hope of clearing the atmosphere and also presenting the correct information, not only to the Members who have signed the resolution, but to all the Members of the Senate and to the people of the Commonwealth of Pennsylvania, it is our desire that this resolution be referred to committee for further study. It is also our desire to hold a meeting with the Secretary of the Department of Labor and Industry in order for him to describe and inform us as to exactly what is going on.

The PRESIDENT. There being objection to the immediate consideration of this resolution, the resolution is referred to the Committee on Education.

SENATE RESOLUTION

URGING THE SECRETARY OF HIGHWAYS TO CONSTRUCT ADDITIONAL ROADSIDE RESTS IN THE RESORT AREA NEAR STERRETTS GAP

Messrs. WADE and TAYLOR offered the following resolution (Serial No. 5), which was twice read and referred to the Committee on Highways:

In the Senate, February 2, 1959.

The historic and scenic region in the vicinity of Sterretts Gap, situated near the county line of Perry and Cumberland Counties, has within recent years become quite a popular resort area attracting an increasing number of citizens of our Commonwealth seeking a refuge from the fast pace of urban life and a place for many kinds of outdoor activities and recreation.

Sterretts Gap is an ideal spot to observe many wonders of nature, including abundant wild-life and heavily traveled migratory bird lanes. These natural attractions lend themselves perfectly to an atmosphere of peace and quiet. A realization of this fact has increased the flow of naturalists, tourists and other persons to this region to an extent that existing roadside rests and picnic facilities are inadequate; therefore, be it

Resolved, That the Senate of the Commonwealth of Pennsylvania urge the Secretary of Highways to con-

struct additional roadside rests in the resort area near Sterretts Gap, along State Highway Route No. 34 for the convenience, enjoyment and safety of the public; and be it further

Resolved, That a copy of this resolution be forwarded to the Secretary of Highways.

DAUGHTER OF LIEUTENANT-GOVERNOR DAVIS PRESENTED TO SENATE

Mr. PECHAN. Mr. President, I had business to attend to at the rostrum a little while ago and I noticed a very pretty young lady sitting up there. I am sure that the Members on both sides of the aisle, and the people in the audience, would like to know who the young lady is. Mr. President, I wish you would introduce her.

The PRESIDENT. Thank you very much. It is a real pleasure for me to introduce my daughter, Carol, of Philadelphia. She came to Harrisburg on the day between terms of school to see how this august Body operates.

Carol, will you please rise?

BILL INTRODUCED AND REFERRED

Mr. LANE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. LANE, MALLERY and STEVENSON read in place and presented to the Chair Senate Bill No. 145, entitled:

An Act amending the act of July 7, 1947 (P. L. 1368), entitled "Real Estate Tax Sale Law," further providing for methods of notification, changing the date of tax sales, limiting agreements to stay sales, and increasing costs allowed relative to sales.

What was committed to the Committee on Local Government.

RECESS

Mr. BERGER. Mr. President, I move that the Senate do now take a recess for five minutes for the purpose of holding a meeting of the Rules Committee in the office of the President Pro tempore.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORTS FROM COMMITTEE

Mr. RUTH. Mr. President, I ask unanimous consent to make reports from committee at this time.

ThePRESIDENT. Is there objection? The Chair hears none.

Mr. RUTH, from the Committee on Rules, reported as committed, House Bill No. 80, entitled:

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January 1959.

He also, from the Committee on Rules, reported as committed, House Bill No. 81, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief . . . ," making the moneys appropriated available for flood damage of January one thousand nine hundred fifty-nine.

He also, from the Committee on Rules, reported as committed, House Bill No. 82, entitled:

An Act amending the act of July 7, 1955 (P. L. 258) entitled "An act providing for anthracite mine drainage contingent on Federal aid and making an appropriation." extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities.

He also, from the Committee on Rules, reported as committed, House Bill No. 83, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth . . .," changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, February 2, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 9, 1959, at three o'clock p. m., E. S. T., and when the House of Representatives adjourns this week it reconvene Monday, February 9, 1959, at four-thirty o'clock p. m., E. S. T.

HOUSE CONCURRENT RESOLUTION REFERRED TO COMMITTEE

He also presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Mines and Mineral Industries:

In the House of Representatives, February 2, 1959.

It is imperative that the cause of the recent mining disaster which struck our Commonwealth be determined as rapidly as possible. The great loss of human life, the property damage, the expense, both private and public, the loss of employment, and the resultant blow to the economy of an area already hard-pressed, have posed a problem which must be solved.

If there has been a failure to abide by safety precautions required by law, or a violation of other mining laws, or a laxity in the enforcement of such laws, these violations must be brought to light, not only to determine who was at fault, but to prevent the repetition of such a disaster in the future; therefore be it

Resolved (the Senate concurring), That an investigating committee of ten members of the General Assembly be created, five from the House of Representatives to be appointed by the Speaker, and five from the Senate, to be appointed by the President pro tempore, whose duty it shall be to study and investigate the recent mine disaster and all matters related thereto; and be it further

Resolved, That the committee may meet, hold hearings

and take testimony. The committee shall have the power to secure the services of counsel to assist it in its investigations, and to hire such secretarial help as may be required. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee deems necessary. Any person who willfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

Resolved, That the committee make a report of their findings and recommendations to this Session of the General Assembly as soon as possible.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. BLASS,

That the Senate do not resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

MEMBERS OF THE BOARD OF TRUSTEES OF CLARION STATE TEACHERS' COLLEGE

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Board of Trustees of Clarion State Teachers' College, until the third Tuesday of January 1961, and until their successors are appointed and qualified:

Samuel N. Guiher, Clarion, Clarion County.
Mrs. Harriet S. Hearst, Clarion, Clarion County.
R. R. Whitmer, Esq., Clarion, Clarion County.

DAVID L. LAWRENCE.

COMMISSIONERS OF DEEDS

January 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Commissioners of Deeds, for the term of five years to compute from the dates set opposite their names:

Reginald Arrington, Brooklyn, New York, June 26, 1957.
Thomas J. Ayers, Glendale, New York, August 7, 1957.
Rita Regina FitzGibbon, Brooklyn, New York, August 7, 1957.
Stewart F. LaMotte, Jr., Fort Lauderdale, Florida, August 15, 1957.
(Miss) Hilja A. Syri, Hartford, Connecticut, September 27, 1957.
H. Clinton Apel, Merrick, L. I., New York, October 4, 1957.
(Miss) Rachel E. Smith, Manchester, Connecticut, July 6, 1958.

GEORGE M. LEADER.

MEMBER OF THE BERKS COUNTY BOARD OF ASSISTANCE

January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Olive Cahn (Democrat), Green Lane, Greenfields, Reading, Berks County, for appointment as a member of the Berks County Board of Assistance, until December 31, 1961, and until her successor is duly appointed and qualified, vice Ralph L. Moyer, Leesport, whose term expired.

DAVID L. LAWRENCE.

A motion was made by Mr. FLEMING and Mr. BLASS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. SEYLER. Mr. President, I ask unanimous consent that Senate Bill No. 3, Printer's No. 3, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 29, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Borough Code" authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid

operators of fire apparatus shall take physical examinations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 30, entitled:

An Act amending the act of May 1, 1933, (P. L. 103) entitled "The Second Class Township Code" authorizing the regulation of junk dealers junk yards and salvage yards.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. KOPRIVER, JR., offered the following amendment:

Amend Sec. 1 (Sec. 702), page 2, line 13, by striking out "salvage," and inserting in lieu thereof scrap.

It was agreed to.

The first section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. KOPRIVER, JR., offered the following amendment:

Amend Title, page 1, last line of title, by striking out "salvage" and inserting in lieu thereof scrap.

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No 31, entitled:

An Act amending the act of August 9, 1955, (P L. 323) entitled "The County Code" increasing the amount commissioners may spend in contracts without advertising.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 32, Printer's No. 32, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 33, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code" authorizing the supervisors to regulate or prohibit the establishment of new fire companies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 34, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" authorizing temporary investment of township funds.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. SCOTT offered the following amendment:

Amend Sec. 1 (Sec. 902.1), page 2, line 6, by inserting after "needed" or to deposit such funds in savings accounts to the extent that they are insured by the Federal Deposit Insurance Corporation and provided such funds may be withdrawn at any time.

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 35, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing temporary investment of city funds.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. SCOTT offered the following amendment:

Amend Sec. 1 (Sec. 1804.1) page 2, line 5, by inserting after "needed" or to deposit such funds in savings accounts to the extent that they are insured by the Federal Deposit Insurance Corporation and provided such funds may be withdrawn at any time

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time and agreed, to as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 36, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" further regulating the investment of borough funds.

The first section was read.

On the question,

Will the Senate agree to the section.

Mr. SCOTT offered the following amendments:

Amend Sec. 1 (Sec. 1005), page 2, line 9, by striking out "and"

Amend Sec. 1 (Sec. 1005), page 2, line 13, by inserting after "CORPORATION" and (3) to deposit moneys in the general fund or in special funds in savings accounts to the extent that they are insured by the Federal Deposit Insurance Corporation and provided such funds may be withdrawn at any time.

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 37, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206) entitled "The First Class Township Code" authorizing temporary investment of township funds.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. SCOTT offered the following amendment:

Amend Sec. 1 (Sec. 1705.1) page 2, line 6 by inserting after "needed" or to deposit such funds in savings accounts to the extent that they are insured by the Federal Deposit Insurance Corporation and provided such funds may be withdrawn at any time.

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 38, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" authorizing appropriations for handling storage and distribution of surplus foods.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 39, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing appropriations for handling storage and distribution of surplus foods.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 40, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing appropriations for handling storage and distribution of surplus foods.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 41, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206) entitled "The First Class Township Code" authorizing appropriations for handling storage and distribution of surplus foods.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 42, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" prescribing the method of appointing successors when two or more vacancies occur in the office of supervisors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 44.
Senate Bill No. 45, Printer's No. 45.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of Senate Bill No. 70, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing borough council to regulate or prohibit the establishment of new fire companies.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of Senate Bill No. 71, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" regulating the rate of taxation for an occupation tax levied by a county.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 74, Printer's No. 74, on second reading, go over in its order.
The PRESIDENT Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of Senate Bill No. 78, entitled:

An Act amending the act of August 26, 1953, (P. L. 1476) entitled "An act to carry out the intent and purpose of Article XV Section 1 and Article XIV Section 8 of the Constitution of Pennsylvania and to supplement the First Class City Home Rule Act approved April twenty-one removing the exclusion of the Sheriff City Commissioners one thousand nine hundred forty-nine (P. L. 665) . . . . ." removing the exclusion of the Sheriff City Commissioners Board of Revision of Taxes and Registration Commission from the provisions of section 2 and providing that such officers be included within the provisions of the said section so that the Council of the City of Philadelphia shall have full power to legislate with respect to the election appointment compensation organization abolition merger consolidation powers functions and duties of the Sheriff City Commissioners Board of Revision of Taxes Registration Commission of the City of Philadelphia subject to approval of the electorate of the City of Philadelphia.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of Senate Bill No. 110, entitled:

An Act amending the act of June 24, 1931, (P. L. 1206) entitled "The First Class Towship Code" authorizing the township commissioners to regulate or prohibit the establishment of new fire companies.

And said bill having read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.
Mr. PECHAN. Mr. President, I second the motion.
The motion was agreed to.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 57, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 80, entitled:

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January, 1959.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 81, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making the moneys appropriated available for flood damage of January, one thousand nine hundred fifty-nine.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 82, entitled:

An Act amending the act of July 7, 1955 (P. L. 258), entitled "An act providing for anthracite mine drainage, contingent on Federal aid, and making an appropriation," extending the provisions of the act to cover emergency flood instances and the opperation and maintenace of pumping and other mine drainage facilities

And said bill having been read at length the fiirst time,
Ordered, To be laid aside for second reading

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 83, entitled:

An Act amending the "General Appropriation Act of 1957," approved July 19, 1957 (Appropriation Acts, page 60), changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS INTRODUCED AND REFERRED

Mr. LANE. Mr. President, I ask unanimous consent to introduce bills at this time

The PRESIDENT. It there objection? The Chair hears none.

Messrs. LANE and MALLERY read in place and presented to the Chair Senate Bill No. 146, entitled:

An Act amending the act of June 25, 1947 (P. L. 1145), entitled, as amended, "Local Tax Enabling Law," further regulating taxes on the transfer of real property, and imposing penalties for the recording of taxed documents without the proper stamps affixed thereto.

Which was committed to the Committee on Local Government.

Messrs. LANE and KALMAN read in place and presented to the Chair Senate Bill No. 147, entitled:

An Act amending the act of June 9, 1911 (P. L. 756), entitled "Bituminous Coal Mining Law," imposing additional duties on the mine superintendent; providing for examinations and reports, establishing procedures to be used when mine ventilator is interrupted and providing for the sealing of certain openings.

Which was committed to the Committee on Mines and Mineral Industries.

PETITIONS AND REMONSTRANCES

Mr. HAYS. Mr. President, I have never been and am not now a resident either of Punxsutawney or Quarryville, Pennsylvania. However, this is February 2nd and since every Member of the Senate, most of the press and many of our visitors guide our lives by what happens during the next six weeks, I think this Senate should not adjourn without reporting, unofficially, that the groundhog saw his shadow today.

ANNOUNCEMENT CONCERNING MEETING OF COMMITTEE ON EDUCATION

Mr. WAGNER. Mr. President, the meeting of the Committee on Education, which is to be held tomorrow morning, will pertain to the problem referred to by the resolution introduced this afternoon, regarding inspection of schools for fire hazards.

I would urge all the Members to be present and suggest that they meet here in the Senate Chamber, not later than 10:30 o'clock, tomorrow morning, at which time we will have determined where our meeting place shall be.

COMPLIMENTING THE SECRETARY OF THE SENATE, THE HONORABLE EDWARD B. WATSON

Mr. WATKINS. Mr. President, on behalf of my colleagues on this side and some of the Democratic Members on the other side, I would like to compliment Senator Watson on his correct English and the dignity which he has added to the office of the Secretary of the Senate. He is also to be complimented on the interest that he is showing on behalf of the Senators of Pennsylvania.

Personally, Mr. President, I am proud that I was his Campaign Manager, and I feel as though it was a job well done. I think we should give him a round of applause for the manner in which he is presiding as Secretary of the Senate.

ADJOURNMENT

Mr. BERGER. Mr. President, if there are no further laudatory comments, I move that the Senate do now adjourn until Tuesday, February 3, 1959, at 2:00 o'clock, p.m., Eastern Standard Time.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:10 o'clock, p.m., Eastern Standard Time, until Tuesday, February 3, 1959, at 2:00 o'clock, p.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, February 2, 1959.

The House met at 4:30 p.m .
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Almighty and Everlasting God, Thou Who hast so wisely planned for and created this world, and all there is therein and Thou Who dost ever provide for the needs of mankind; we humbly beseech Thy Majesty, that as Thine Only-begotten Son was on this day presented in the Temple in substance of our flesh, so we may be presented unto Thee with pure and clean hearts: through the same Jesus Christ, Thy Son, our Lord, Who liveth and reigneth with Thee, and the Holy Ghost, ever One God, world without end. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday, January 26, Tuesday, January 27 and Wednesday, January 28, 1959? If not, and without objections, the Journals are approved.

BILLS INTRODUCED AND REFERRED

By Messrs. WELSH, TAYLOR, GALLAGHER and SULLIVAN. HOUSE BILL No. 164.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), further prescribing a minimum work week for State employes and providing for the payment of time and one-half for all overtime work.

Referred to the Committee on State Government.

By Messrs. WOOD, McCANN, LOPRESTI and A. JOHNSON. HOUSE BILL No. 165.

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania, by providing for annual sessions of the General Assembly.

Referred to the Commitee on Rules.

By Messrs. REIBMAN, Mrs. HENZEL and Messrs. GAILEY and STROUP. HOUSE BILL No. 166.

A Joint Resolution proposing an amendment to article nine, section eight of the Constitution of the Commonwealth of Pennsylvania, increasing the borrowing capacity of school districts.

Referred to the Committee on Education.

By Messrs. STONE, HAMILTON and LIPPINCOTT. HOUSE BILL No. 167.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), authorizing the regulation of junk dealers, junk yards and salvage yards.

Referred to the Committee on Townships.

By Messrs. FLOYD, IRVIS, KESSLER and RILEY. HOUSE BILL No. 168.

An Act amending "The Penal Code"' approved June 24, 1939 (P. L. 872), prohibiting the use of vulgar or profane language in public places.

Referred to the Committe on Law and Order.

By Messrs. YATRON, LUIGARD, O'DELL and DENNISON. HOUSE BILL No. 169.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), providing for an operator license period of three years and fixing fees relative thereto, and permitting the Secretary of Revenue to divide motor vehicle operators into categories and to vary the issuance and expiration dates of operators' licenses in accordance therewith.

Referred to the Committee on Motor Vehicles.

By Mr. CIOFFI. HOUSE BILL No. 170.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing the appointment and prescribing the powers of county police.

Referred to the Committee on Counties.

By Mr. ISAACS, Mrs. KERNAGHAN, Messrs. MACHMER and R. P. JOHNSON. HOUSE BILL No. 171.

An Act amending "The Juvenile Court Law" approved June 2, 1933 (P. L. 1433) making parents liable for financial loss caused by juveniles.

Referred to the Committee on Law and Order.

By Messrs. DOUGHERTY, RUDISILL, STECKEL and DONALDSON. House Bill No. 172.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) including persons under eighteen years of age under the provisions of this act and making repeals.

Referred to the Committee on Motor Vehicles.

By Mr. GALLAGHER. HOUSE BILL No. 173.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for reimbursement for pupil transportation in second class school districts.

Referred to the Committee on Education.

By Messrs. GALLAGHER and BONNER. HOUSE BILL No. 174.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), increasing certain reimbursable rentals and reimbursable sinking fund charges on indebtedness for school building projects.

Referred to the Committee on Education.

By Messrs. FLOYD, HOLT, ARLENE and Mrs. MONROE. HOUSE BILL No. 175.

An Act providing for and legalizing horse racing, with wagering on the results thereof subject to a State tax and under the mutuel or pari-mutuel system; creating the Pennsylvania Racing Commission as an independent adminitrative commission and defining the powers and duties of the commission; * * * making an appropriation and providing penalties.

Referred to the Committee on Rules.

RESOLUTIONS INTRODUCED AND REFERRED

By MESSRS. GALLAGHER and WELSH RESOLUTION No. 14

In the House of Representatives, January 27, 1959

An efficient and equitable system of public transportation of persons in and through our Commonwealth and

its political subdivisions is vital to our economy. The every day life of a majority of our citizens is affected in one way or another by public transportation. Our steady increase in population, plus the trend toward suburban living, have magnified the needs and problems of such transportation.

Numerous areas throughout our Commonwealth reportedly are receiving inadequate service, or are suffering from complete abandonment of service, while other areas are being adequately serviced, but at seemingly exhorbitant rates. Therefore, be it

Resolved, That the Speaker of the House appoint six members of the House of Representatives, three from the majority party and three from the minority party, who together shall constitute a committee to investigate public transportation throughout the Commonwealth for the purpose of determining what remedies, if any, are available for the betterment of our public transportation facilities; and be it further

Resolved, That the committee may meet, hold hearings and take testimony. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee deems necessary. Any preson who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the commission; and be it further

Resolved, That the committee make a report of its findings and recommendations to this General Assembly.

Referred to the Committee on Rules.

By MESSRS. LIGHT and WOOD RESOLUTION No. 15

In the House of Representatives, January 28, 1959

The calling of the rolls in the manner which has been practiced in the House of Representatives for many years consumes much valuable time. The tedious process of calling each name individually and waiting for an answer thereto not only gives rise to inattention and confusion but also, because of the similarity of many names, sometimes leads to inaccuracies in the official count.

Numerous other states, the constitutions of which require roll call votes similar to our own, have installed electric roll call systems, and have found them to be of immeasurable value.

In the year 1945, a special committee of House members was appointed to make a study of the systems in operation in other states and to report on the feasibility of adopting a similar system here. The report of this committee strongly recommended such a system. In pursuance thereof, by the act of May 2, 1945 (Appropriation Act. No. 7-A), an appropriation was made to the Department of Property and Supplies for the installation of an electric roll call system in the Hall of the House of Representatives. This installation, however, was never completed, and it is understood that a large portion of the said appropriation remains unexpended; therefore, be it

Resolved, By the Members of the House of Representatives that an electric roll call system be installed in the Hall of the House for the taking and verification of roll calls; and that any funds appropriated by the act of May 2, 1945 (Appropriation Act No. 7-A) which remain unexpended be utilized toward that purpose.

Referred to the Committee on Rules.

By MRS. REIMBAN, MESSRS. VERONA, PRENDERGAST and JAMES A. O'DONNELL (Concurrent) RESOLUTION No. 16

In the House of Representatives, January 28, 1959

The United States is recently recovering from an economic recession that has caused the loss of gainful employment for millions of workers throughout the country. Among those states of the union that were hardest hit by this recession has been the Commonwealth of Pennsylvania. While reports of industry and government indicate that a prosperous recovery is being made in many areas, Pennsylvania continues to have millions unemployed as a result of this economic upheaval.

The purchase of necessary material from industries located within this Commonwealth and the utilization of the raw materials and products mined and produced within this Commonwealth can do much to alleviate this employment problem and will increase the prosperity and general well-being of all the peoples of this State.

Healthy and prosperous industries located in Pennsylvania will attract the attention of other industrial activity to this Commonwealth by demonstrating the favorable conditions existing in the Commonwealth for the development of various industries and commercial activities; therefore be it

Resolved (the Senate concurring), That all departments, bureaus, commissions and agencies of the Commonwealth of Pennsylvania and the political subdivisions of the Commonwealth are urged to take cognizance of this economic situation and to give priority and preference to the selection, purchase and use of materials and products manufactured and produced within this Commonwealth by Pennsylvania concerns.

Referred to the Committee on Rules.

By MRS. ANDERSON, MR. HOLT and MRS. VARALLO RESOLUTION (Not Printed)

In the House of Representatives, January 28, 1959

On November 25, 1958, John J. Finnerty died in the Misericordia Hospital, Philadelphia. He was a member of this House from 1934 to 1946, and continued his public service as United States District Court Crier in Philadelphia.

Representative Finnerty was born in Philadelphia on May 14, 1879, the son of Thomas and Margaret Cavanaugh Finnerty.

Educated in Philadelphia, he practiced barbering until his retirement eight years ago. A life long Democrat, his untiring efforts were devoted to serving the people in his community where he was especially active as a layman in the affairs of the Roman Catholic Church. He was interested in social work, secretary National League of Barbers and for many years directed amateur theatricals throughout the State.

John J. Finnerty's public spirited activities and long devoted service to the people of Philadelphia and the Democratic party, exemplified a citizen and friend whose memory will long be cherished by all those who had the privilege of knowing him; therefore, be it

Resolved, That the members of this House give praise to his work, take note of the great honor he earned in life and extend their personal sympathy to his loved ones upon their recent loss and bereavement.

Resolved, That a copy of this resolution be forwarded to his daughters.

Referred to the Committee on Rules.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. P. E. PERRY for himself for tomorrow because of a death in the family.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 2, 1959

Resolved, (The House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 9, 1959 at three o'clock p.m., EST, and when the House of Representatives adjourns this week it reconvene Monday, February 9, 1959, at four-thirty o'clock p.m., EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORTS FROM COMMITTEE

Mr. FRANK from the Committee on Game and Conservation, reported as committed, House Bill No. 26, entitled:

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), protecting skunks in seventh class counties for a limited period.

Mr. IRVIS from the Committee on Judiciary, reported as committed, House Bill No. 134, entitled:

An Act providing for the recording of specified forms of stipulations of general mortagage provisions and of short form mortgages; defining the effect and construction to be given thereto, and fixing the fee to be charged for the recording thereof.

BILL RE-REFERRED

Mr. McCANN from the Committee on Rules, returned with the recommendation that it be re-referred to the Committee on Law and Order, House Bill No. 3, entitled:

An Act providing for a referendum to determine the will of the electorate in regard to horse racing with legal wagering within the State, with the moneys derived therefrom by the Commonwealth of Pennsylvania to be spent for public education.

The SPEAKER: The bill is re-referred to the Committee on Law and Order.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 93, entitled

An Act amending the act of May 2, 1925 (P. L. 501) entitled "An act authorizing municipalities to impose a penalty not exceeding five per centum on all municipal assessments which are not paid within ninety days from the date of the assessment" extending the provisions of the act to townships.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 95, entitled

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) increasing the mileage allowance for delegates to meetings of the state associations of township officers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 96, entitled

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) providing for an increase in compensation of supervisors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 97, entitled

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 98, entitled

An Act amending the act of June 11, 1935 (P. L. 326) entitled "An act relating to counties of the first class * * *" increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 100, entitled

An Act to amend "The Borough Code" approved May 4, 1927 (P. L. 519) empowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 120, entitled

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) further providing for the election of councilmen upon the consolidation of boroughs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 123, entitled

An Act to amend "The First Class Township Code" approved June 24, 1931 (P. L. 1206) empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 124, entitled:

An Act amending "The Fourth to Eighth Class County Assessment Law" approved May 21, 1943 (P. L. 571) further regulating the assessment of persons and occupations and the use of such assessments by taxing districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 125, entitled:

An Act amending the "Third Class County Board Assessment Law' 'approved June 26, 1931 (P. L. 1379) further regulating the assessment of persons and occupations and the use of such assessments by taxing districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 126, entitled:

An Act amending "The Borough Code" approved May 4, 1927, P. L. 1927 (P. L. 519) empowering borough council to prohibit or regulate the keeping of livestock and fowl.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

RESOLUTIONS

Mr. HEAVEY offered a resolution which was filed with the Clerk under the Rules.

Mrs. VARALLO offered a resolution which was filed with the Clerk under the Rules.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. MUSTO asked and obtained unanimous consent to add additional sponsors to a Joint Resolution to be introduced by him.

Messrs. MUSTO, MELOCHICK, CURWOOD, SHUPNIK, CROSSIN, JUMP and KUBITSKY offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 2, 1959.

It is imperative that the cause of the recent mining disaster which struck our Commonwealth be determined as rapidly as possible. The great loss of human life, the property damage, the expense, both private and public, the loss of employment, and the resultant blow to the economy of an area already hard-pressed, have posed a problem which must be solved.

If there has been a failure to abide by safety precautions required by law, or a violation of other mining laws, or a laxity in the enforcement of such laws, these violations must be brought to light, not only to determine who was at fault, but to prevent the repetition of such a disaster in the future; therefore, be it

Resolved, (the Senate concurring), That an investigating committee of ten members of the General Assembly be created, five from the House of Representatives to be appointed by the Speaker, and five from the Senate, to be appointed by the President pro tempore, whose duty it shall be to study and investigate the recent mine disaster and all matters related thereto; and be it further

Resolved, That the committee may meet, hold hearings, and take testimony. The committee shall have the power to secure the services of counsel to assist it in its investigations, and to hire such secretarial help as may be required. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the commitee deems necessary. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

Resolved, That the committee make a report of their findings and recommendations to this Session of the General Assembly as soon as possible.

Ordered, That the Clerk present the same to the Senate for concurrence.

REPORT FROM COMMITTEE

Mr. McCANN from the Committee on Rules reported as amended House Rsolution No. 7.

ANNOUNCEMENTS

The SPEAKER. The Chair has an interesting announcement.

New Members of the House, Republicans and Democrats, who have not served in previous sessions are requested to meet with the Parliamentarian in the New House Caucus Room on the first floor, Tuesday morning, February 3, 1959, at 10:00 a. m.

This is an important meeting for first term Members. It will begin promptly at 10:00 o'clock.

I do not know but that I feel like a former Speaker of the House who was asked to instruct the new Members in Parliamentary Law. His reply was that all the Members knew too darned much Parliamentary Law now; they interfered with the dictum of the Speaker.

However, we know that the new Members will profit if they attend the meeting scheduled by the Parliamentarian for tomorrow morning at 10:00 o'clock in the New House Caucus Room.

Mr. McCANN. Mr. Speaker, I would hope that when the sun in future days shines so brightly from the west that the Sergeant-at-arms and others in charge of yonder window blinds will take care of it so that I can at least read my notes.

The announcement dealing with temporary room assignments of House Committees, has been distributed to all of the House Members and to all of the various Committee Chairmen of the standing Committees. As we announced last week, these are temporary assignments for the standing Committees.

Very few people know, for example, where this room 149, or 149-B, is by number. This is the Assistant Chief Clerk's office on the first floor next to the Chief Clerk. The other rooms that are being used, again I repeat, are temporary rooms for the standing Committees.

Mr. Speaker, the House will be in session this week 3 days, Monday, Tuesday and Wednesday. Tuesday at 12 o'clock, Wednesday at 10:00 a.m. are the plans for this week.

I would like to say, with references to the announcement made here a moment ago regarding Committee meetings, that all the members try to attend the Committee meetings that are scheduled in the temporary

locations. Each of the committee rooms has a cardboard sign printed on the door, indicating the Committees that will meet in those rooms until such time as the signs and the rooms have been reassigned at a later date.

Tomorrow morning the Parliamentarian has announced his session for the new House Members. Many of the House Members both Republicans and Democrats have asked many questions dealing with parliamentary procedure, introduction on bills and proper parliamentary floor work. I hope each of them will have an opportunity to attend this session tomorrow morning, which Mr. Moore has indicated will last one hour in the New House Caucus Room.

Mr. Speaker, that concludes the announcements for this week's session. We will have a working day, on Wednesday, February 4th.

COMMITTEE MEETINGS

CITIES—COUNTIES, SECOND CLASS AND SECOND CLASS A, Mr. Mihm, Chairman, Room 149B, Monday, February 2, immediately following this session.

TOWNSHIPS, Mr. Kornick, Chairman, Room 331, Tuesday, February 3, at 11:30 a.m.

ADJOURNMENT

Mr. E. S. WILLIAMS. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 3, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 4:55 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, FEBRUARY 3, 1959. No. 9.

SENATE

TUESDAY, FEBRUARY 3, 1959

The Senate met at 2:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. RAY GEARING, Pastor of Windber Presbyterian Church, Windber, offered the following prayer:

Let us pray.

O Lord, God, most high and most holy, we ask Thy blessing upon us today as Thy servants. Help us to be like our Master, who came, not to be served, but to serve and give Himself for many. So help us to serve and give ourselves.

Bless this Senate of Pennsylvania. Grant that all which is done shall be in accordance with Thy will and for the best and highest and fullest interest of Thy children in this Commonwealth.

Hear our prayer, O Lord, for we make it in the name of Jesus Christ, our Redeemer, Who loved us and gave Himself for us. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. BLASS, further reading was dispensed with, and the Journal was approved.

REPORTS FROM COMMITTEE

Mr. KOPRIVER, from the Committee on Local Government reported, as amended, Senate Bill No. 26, entitled:

An Act amending the act of April 13, 1887 (P. L. 21), entitled "An act for the establishment of a uniform standard of time throughout the Commonwealth," regulating the advancing of eastern standard time by counties, cities, boroughs, towns, townships and other municipal subdivisions.

He also, from the Committee on Local Government reported, as committed, Senate Bill No. 69, entitled:

An Act amending the act of May 29, 1931 (P. L. 280), entitled "Local Delinquent Tax Return Law," regulating the time within which the county treasurer shall pay over and distribute taxes collected by him.

He also, from the Committee on Local Government, reported, as committed, Senate Bill No. 72, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing for the acquisition, maintenance and enlargement by the township of certain sewage collection or disposal systems.

He also, from the Committee on Local Government, reported as committted, Senate Bill No. 76, entitled:

An Act amending the act of June 5, 1947 (P. L. 458), entitled, as amended, "Parking Authority Law," increasing the minimum amount for which an Authority may contract or purchase without bids.

He also, from the Committee on Local Government, reported, as committed, Senate Bill No. 103, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," providing for the creation of captital reserve funds for capital expenditures.

He also, from the Committee on Local Government, reported, as committed, Senate Bill No. 124, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," authorizing counties to acquire and maintain historical property, and permitting county planning commissions to make recommendations in relation thereto.

He also, from the Committee on Local Government, reported, as committed, Senate Bill No. 125, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing townships to acquire and maintain historical property and permitting township planning commissions to make recommendations in relation thereto.

He also, from the Committee on Local Government, reported, as committed, Senate Bill No. 126, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing townships to acquire and maintain historical property, and permitting township planning commissions to make recommendations in relation thereto.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 127, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," authorizing cities to acquire and maintain historical property, and permit-

ting city planning commissions to make recommendations in relation thereto.

He also, from the Committee on Local Government, reported, as committed, Senate Bill No. 128, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing boroughs to acquire and maintain historical property, and permitting borough planning commissions to make recommendations in relation thereto.

He also, from the Committee on Local Government, reported, as committed, Senate Bill No. 145, entitled:

An Act amending the act of July 7, 1947 (P. L. 1368), entitled "Real Estate Tax Sale Law," further providing for methods of notification, changing the date of tax sales, limiting agreements to stay sales, and increasing costs allowed relative to sales.

HONORABLE R. WARREN ROBERTS PRESENTED TO SENATE

Mr. MALLERY. Mr. President, I am pleased to see in the rear of the Senate the Honorable R. Warren Roberts, former Auditor General of the Commonwealth. Pennsylvania.

The PRESIDENT. It is a pleasure, indeed, to see former Senator Warren Roberts. I wonder whether he would like to come up here in the dias.

(Former Senator Roberts approached the restrum.)

FORMER SENATOR ROBERTS. This is indeed, my friends, a very, very happy privilege. It has been some time since I had the pleasure and the honor to come into the Senate Chamber in Harrisburg. However, it is not because I never thought of the Senate Chamber nor of the many good friends that I had when I served here for at least three or four terms. I have many happy recollections of this association.

There are not many, but there are a few Members here who were Senators when I was here. In coming back to the Senate, it is like coming back home, after a long absence, and renewing the acquaintance of the friends of yester-year. Time passes on, but the great Commonwealth of Pennsylvania will still go on. I am happy that I had the privilege of serving in this Body, in the greatest State of the Union.

I greet you all.

The PRESIDENT. Thank you, indeed, General Roberts.

BILLS INTRODUCED AND REFERRED

Mr. MADIGAN read in his place and presented to the Chair Senate Bill No. 148, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code," removing the limitation on appropriations which may be made for agricultural extension work.

Which was committed to the Committee on Local Government.

Messrs. STEVENSON, MALLERY, LANE and KOPRIVER read in place and presented to the Chair Senate Bill No. 149, entitled:

An Act amending the act of July 15, 1957 (P. L. 901), entitled "Optional Third Class City Charter Law," changing provisions relating to selection of city charter commissioners.

Which was committed to the Committee on Local Government.

Messrs. STEVENSON and LANE read in place and presented to the Chair Senate Bill No. 150, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

Which was committed to the Committee on Local Government.

Messrs. STEVENSON, LANE, KOPRIVER and MALLERY read in place and presented to the Chair Senate Bill No. 151, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742), entitled "The Realty Transfer Tax Act," authorizing the recorders of deeds to use stamping machines, to be furnished by the Department of Revenue, in the sale of documentary stamps.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 152, entitled:

An Act reenacting and amending the act of May 21, 1943 (P. L. 340), entitled as amended, "An act empowering cities of the third class, . . .," extending the provisions of the act to counties and to local governmental units outside the Commonwealth, and changing procedure for agreements and contracts.

Which was committed to the Committee on Local Government.

Messrs. SCOTT and FLEMING read in place and presented to the Chair Senate Bill No. 153, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prescribing penalties for using obscene or otherwise offensive language over telephones.

Which was committed to the Committee on Judiciary General.

Mr. SEYLER read in his place and presented to the Chair Senate Bill No. 154, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting the throwing of certain articles upon roads and into streams and land adjacent thereto.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 155, entitled:

An Act amending the act of December 5, 1936 (1937 P. L. 2897), entitled "Unemployment Compensation Law," changing benefit year provisions.

Which was committed to the Committe on Labor and Industry.

He also (By request) read in his place and presented to the Chair Senate Bill No. 156, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," requiring the sale of poultry.

Which was committed to the Committee on Judiciary General.

Messrs. SEYLER and KALMAN read in place and presented to the Chair Senate Bill No. 157, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," authorizing the clerk of the court of oyer and terminer and quarter sessions in counties of the fourth class to appoint a solicitor and prescribing the solicitor's duties.

Which was committed to the Committee on Local Government.

Messrs. STEVENSON, MALLERY, KOPRIVER and LANE read in place and presented to the Chair Senate Bill No. 158, entitled:

An Act amending the act of June 26, 1931 (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes . . .," providing an indefinite term of office for subordinate assessors for their suspension or removal and appeals.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 159, entitled:

An Act amending the act of June 21, 1939 (P. L. 626), entitled "Second Class County Assessment Law," providing an indefinite term of office for subordinate and special assessors providing for their suspension or removal and appeals

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 160, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing the improvement of streets by the borough without petition, and the assessment and collection of costs from abutting property owners.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 161, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," providing an additional procedure for creating cities; authorizing elections and permitting selection of a form of city government in such cases from among several optional plans; and conferring powers and imposing duties on courts of quarter sessions, county boards of elections and corporate authorities of towns, townships and boroughs.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 162, entitled:

An Act amending the act of June 26, 1931 (P. L. 1379), entitled "Third Class County Board Assessment Law," providing for and regulating appeals from valuations and assessments of real property the first year any county makes a complete reassessment of real property in conjunction with a permanent system of records; and imposing certain temporary restrictions on political subdivisions using the county assessments for taxation purposes.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 163, entitled:

An Act amending the act of May 21, 1943 (P. L. 571), entitled as amended "The Fourth to Eighth Class County Assessment Law," regulating the removal from office of chief assessors and assistant assessors, and making changes to conform to existing law.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 164, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," providing an indefinite term of office for city assessors and assistant assessors and providing for their suspension or removal and appeals.

Which was committed to the Committee on Local Government.

Mr. MULLIN read in his place and presented to the Chair Senate Bill No. 165, entitled:

An Act amending the act of July 12, 1913 (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; . . .," increasing the number of judges of the Municipal Court of Philadelphia.

Which was committed to the Committee on Judiciary General.

Mr. PECHAN (By request) read in his place and presented to the Chair Senate Bill No. 166, entitled:

An Act amending the act of May 21, 1943 (P. L. 571), as amended "The Fourth to Eighth Class County Assessment Law," providing that the chief assessor shall assist the assessor in the performance of certain duties.

Which was committed to the Committee on Local Government.

He also (By request) read in his place and presented to the Chair Senate Bill No. 167, entitled:

An Act amending the act of May 21, 1943 (P. L. 571), entitled as amended "The Fourth to Eighth Class County Assessment Law," increasing the compensation of assessors and providing for mileage.

Which was committed to the Committee on Local Government.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF THE STATE MILITARY RESERVATION COMMISSION

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Military Reservation Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Leon Sacks, Esq., 2448 North Fifty-fourth Street, Philadelphia, Philadelphia County.
George W. Jarrett, 4096 Hawley Street, Pittsburgh 24, Allegheny County.

DAVID L. LAWRENCE.

MEMBERS OF THE MINE INSPECTORS' EXAMINING BOARD FOR THE BITUMINOUS COAL MINES OF PENNSYLVANIA

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Mine Inspector's Examining Board for the Bituminous Coal Mines of Pennsylvania, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Edward A. Watters, Jr., Baton Coal Company, Union Trust Building, Pittsburgh, Allegheny County.
John B. Price, 214 West Lloyd Street, Ebensburg, Cambria County.
Dennis J. Keenan, Crawford Avenue, Spangler, Cambria County.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHERS' COLLEGE

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Earl K. Witwer, Elverson, Chester County, for reappointment as a member of the Board of Trustees of Kutztown State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Board of Veterinary Medical Examiners, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Dr. C. F. Wright, Jr., Butztown, Northampton County.
Dr. George M. Leighow, Danville, Montour County.

DAVID L. LAWRENCE.

MEMBERS OF THE PENNSYLVANIA GAME COMMISSION

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Pennsylvania Game Commission, until the third Tuesday of January 1967, and until their successors shall have been appointed and qualified:

James A. Thompson, R. D. 1, Grubbs Road, Wexford, Allegheny County.
Russell M. Lucas, 112 Seventh Street, Philipsburg, Centre County.

DAVID L. LAWRENCE.

MEMBERS OF THE VALLEY FORGE PARK COMMISSION

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Valley Forge Park Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Leonard A. Talone, Esq., 825 Fayette Street, Conshohocken, Montgomery County.
James Bush-Brown, Ambler, Montgomery County.
Maurice J. Cooper, 453 North Highland Avenue, Merion, Montgomery County.
Frank C. Pennypacker, 109 Galicia Drive, Mounted Route, Phoenixville, Chester County.
Augustine S. Janeway, Villanova, Delaware County.
Albert H. Fritz, Quarryville, Lancaster County.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Arthur M. Bready, Davisville Road, Hatboro, Montgomery County, for appointment as Justice of the Peace in and for the Township of Upper Moreland, Montgomery County, to serve until the first Monday of January 1960, vice Mary S. Leonard, deceased.

DAVID L. LAWRENCE.

RECESS

Mr. BERGER. Mr. President, I move that the Senate do now take a recess for fifteen minutes for the purpose of holding a Republican Caucus in the Senate Caucus Room.

Mr. PECHAN. Mr. President, I second the motion.

AFTER RECESS

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

The PRESIDENT pro tempore. The time of recess having elapsed, the Senate will be in order.

At this time, I would like to call Senator Fleming to the rostrum. I would like Senator Fleming to get a little experience at the rostrum, so I am going to ask him to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

The PRESIDING OFFICER. Thank you, Senator Taylor. I know the experience will come in handy.

RECESS

Mr. BERGER. Mr. President, I move that the Senate do now take a recess for five minutes for the purpose of holding a meeting of the Committee on Mines and Mineral Industries.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

HOUSE CONCURRENT RESOLUTION, SERIAL No. 19, REPORTED FROM COMMITTEE

Mr. BERGER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I am directed by the Committee on Mines and Mineral Industries to report House Concurrent Resolution, Serial No. 19, as amended in committee. This is the resolution, passed by the House, authorizing an investigation of the recent mine disaster which struck the Commonwealth.

The PRESIDING OFFICER. The Clerk will read the amendments to House Concurrent Resolution, Serial No. 19.

The amendments were read by the Clerk as follows:

Amend second resolution, page 1, line 2, by striking out "have the power to"

Amend second resolution, page 1, line 3, by striking out "to" and inserting in lieu thereof: and a staff of technical advisors, not to exceed three in number, each of whom shall be well versed in mining and related subjects pertinent to this investigation who shall furnish the committee with technical advice and

Amend second resolution, page 1, line 4, by striking out "to"

Amend second resolution, page 1, line 4, inserting after "required" The committee shall have the power to fix the compensation of council, the staff of technical advisors, and the secretarial help so secured.

HOUSE CONCURRENT RESOLUTION, SERIAL No. 19, ADOPTED

Mr. BERGER. Mr. President, I ask unanimous consent for the immediate consideration of this resolution, as amended.

The PRESIDING OFFICER. Is there objection?

POINT OF INFORMATION

Mr. SEYLER. Mr. President, I rise to a point of information.

The PRESIDING OFFICER. The gentleman will state it.

Mr. SEYLER. Mr. President, do the rules normally require that such shall be in print?

The PRESIDING OFFICER. No, they do not. The Chair hears no objection to the immediate consideration of the resolution.

Mr. BERGER. Mr. President, I now move the adoption of this resolution.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to and the resolution was adopted.

Ordered, That the Clerk return said resolution to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

STUDENTS FROM PENN STATE UNIVERSITY SCHOOL OF JOURNALISM PRESENTED TO SENATE

Mr. BERGER. Mr. President, I would like, at this time, to introduce a group of visitors to the Senate of Pennsylvania from the Penn State University School of Journalism, who are undergraduates and members of the Sigma Delta Chi Journalism Fraternity.

They are here studying State Government and had the opportunity this morning of attending the meeting of the Committee on Education, which was considering a resolution offered in the Senate yesterday.

They are grouped in the rear of the Senate in various places. If they will all stand and raise their hands, we will be able to recognize them.

The PRESIDING OFFICER. The Chair, on behalf of the Senate of Pennsylvania, welcomes the visitors from the Penn State School of Journalism. We certainly hope that your visit here will be both informative and interesting to you.

PERMISSION TO ADDRESS SENATE

Mr. WAGNER asked and obtained unanimous consent to address the Senate.

Mr. WAGNER. Mr. President and Members of the Senate, yesterday afternoon, a resolution was introduced by about a dozen Members of the Senate, dealing with the situation regarding the inspection of public schools and the directives regarding remedies and threatening closures. A request was made for the immediate consideration of the resolution, but, after a brief recess, the leaders of both sides of the Senate decided that in the interest of proper handling, it might be well to refer the resolution to the Committee on Education in order for them to hold a hearing on this subject.

The resolution was referred to us last night and we had a very satisfactory hearing in the Republican Caucus Room this morning. It was attended by the Members of the Education Committee, by the Secretary of Labor and Industry, his Chief Inspector, the Deputy Superintendent of the Department of Public Instruction and the press.

Mr. President, I am impelled to report this afternoon that the Committee has decided not to report this resolution from Committee because we feel that the things it proposes to resolve have already been attended to. Many of us were concerned about the confusion and the fear that prevails in many school districts throughout the State, but they were laboring under the misapprehension that if they did not make major structural changes, they might be closed and their students would be deprived of education within a period of ten days.

Mr. President, everybody was in agreement this morning. Secretary Batt was very cooperative and Doctor Swan acted similarly for the Department of Public Instruction. We all agreed that some of this confusion did result from the fact that notices were sent out, which created the impression that schools might be closed forthrightly if these changes, which could not immediately be made, were not completed. Mr. Batt also was aware of the fact that in some instances, schools were not apprised of the fact that they might appeal to the Industrial Board.

However, Mr. President, the proposals of this resolution are now assured on the part of every interested department: First, "That the Department of Labor and Industry be urged to use its judgement wisely before ordering the closing of schools while structural changes are being made." Secretary Batt is eager to cooperate with that. He has already made some arrangements toward that end. He is advising school districts that where there are deficiencies in their school structures, they may appeal to

the Industrial Board, which would forestay any closing until their appeal is heard. He will cooperate with them so that any hazards can immediately be eliminated and removed Their plans must immediately be made to proceed with reconstruction or structural changes. The timing will be made according to all elements of reasonableness and the situation as it prevails.

The other part of the resolution was that the Department of Labor and Industry consult and confer with the local school authorities before taking any action in closing schools. That, of course, is part of the answer which I have just given.

I believe, Mr. President, that the sponsors of this resolution can feel very happy because the issues about which they are concerned have been resolved. I believe that the school districts and the parents of the children throughout the State, if they get the press reports of the what happened this morning, will be encouraged and will have their confidence restored. Schools which are fire traps will be shut down, regardless of consequences. However, in most instances, adjustments can be made and will be made in order for instruction to be carried on, so that protection can be afforded and in order for changes to be made due time without endangering the health and safety of the pupils or their education interest.

PERMISSION TO ADDRESS SENATE

Mr. WEINER asked and obtained unanimous consent to address the Senate.

Mr. WEINER. Mr. President, I want to thank the gentleman from Schuylkill, Senator Wagner, for his fairness and the intelligence with which he handled this matter. It is a very delicate matter and it is not our desire in this Senate, or in this Administration, to panic parents or, in any way, cause injury to any youngster attending our schools. I want to commend Senator Wagner on the way he handled the situation because it is a delicate one and, I think, one which transcends politics or political considerations.

I am sure that we in this Commonwealth can feel reasonably safe that none of these tragedies, which have occurred in other areas, will occur here. As a matter of fact, I think the news that gives testimony to what I have just said, and to what the gentleman who preceded me just said, is the fire which took place in Bristol Township yesterday. No one was injured, even though there was extensive damage.

CALENDAR

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 29, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid operations of fire apparatus shall take physical examinations.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 30, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" authorizing the regulation of junk dealers, junk yards and scrap yards.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 31, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" increasing the amount commissioners may spend in contracts without advertising.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Presiding Officer
Hays,	Miller,		Fleming,

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 33, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" authorizing the supervisors to regulate or prohibit the establishment of new fire companies.

And said bill having been read at length the third time, agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Keller,	Mullin,	Stevenson,
Berger,	Kessler	Murray,	Stiefel,
Blass,	Kopriver, Jr.	Pechan,	Taylor,
Camiel,	Kromer,	Propert,	Van Sant,
Chapman,	Lane,	Ripp,	Wade,
Confair,	Madigan,	Rooney,	Wagner,
DiSilvestro,	Mahady,	Ruth,	Walker,
Donolow,	Mallery,	Sarraf,	Watkins,
Ehrgood,	McCreesh,	Scott,	Weiner,
Elliott,	McGinnis,	Seyler,	Whalley,
Flack,	McMenamin,	Shafer,	Wolfe,
Harney,	Miller,	Silvert,	Fleming,
Kalman,			Presiding Officer

NAYS—1

Hays,

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 34, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" authorizing temporary investment of township funds.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 35, entitled:

An Act amending the act of June 23, 1931 (P. L. 392) entitled "The Third Class City Code" authorizing temporary investment of city funds.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 36, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" further regulating the investment of borough funds.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 37, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code" authorizing temporary investment of township funds.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 38, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" authorizing appropriations for handling storage and distribution of surplus foods.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 39, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code" authorizing appropriations for handling storage and distribution of surplus foods.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 40, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code" authorizing appropriations for handling storage and distribution of surplus foods.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 41, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code" authorizing appropriations for handling storage and distribution of surplus foods.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 42, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code" prescribing the method of appointing successors when two or more vacancies occur in the office of supervisors.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 70, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code" authorizing borough council to regulate or prohibit the establishment of new fire companies.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 71, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code" regulating the rate of taxation for any occupation tax levied by a county.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. SEYLER. Mr. President, I desire to be recorded as voting "no."

Mr. BARR. Mr. President, I wish to be recorded as voting "no."

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mallery,	Sarraf,	Watkins,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—4

Barr,	Mahady,	Seyler,	Weiner,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 78, entitled:

An Act amending the act of August 26, 1953 (P. L. 1476), entitled "An act to carry out the intent and purpose of Article XV Section 1 and Article XIV Section 8 of the Constitution of Pennsylvania and to supplement the First Class City Home Rule Act approved April twenty-one one thousand nine hundred forty-nine (P. L. 665) . . . " removing the exclusion of the Sheriff City Commissioners Board of Revision of Taxes and Registration Commission from the provisions of section 2 and providing that such officers be included within the provisions of the said section so that the Council of the City of Philadelphia shall have full power to legislate with respect to the election appointment compensation organization abolition merger consolidation powers functions and duties of the Sheriff City Commissioners Board of Revision of Taxes Registration Commission of the City of Philadelphia subject to approval to the electorate of the City of Philadelphia.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. LANE. Mr. President and Members of the Senate, this bill has to do with the government of Philadelphia. Although I am not a resident of that area, I am a Member of this Senate and I have a deep concern regarding the amendments which were inserted in this bill.

In my mind I am wondering whether it is the best thing to do, to empower any group of individuals to abolish the office of sheriff in the largest county and city in Pennsylvania. My concern is based primarily on the fact that the sheriff of a county is the highest peace officer in that county. He is also attached to the court. He has the responsibility of maintaining the public peace. A sheriff's bond is written and predicated on the fact that he must preserve the public peace and, in the event of property damages, the suit by the aggrieved citizen is brought against the sheriff for any damages sustained due to rioting in that particular area.

Mr. President, I realize that both parties appear to be in favor of this piece of legislation. I know that these amendments give City Council the right to abolish, or provide for the election or to appoint the Office of Sheriff and, also, the Board of Commissioners of Philadelphia County. I am not too much concerned about the Board of Commissioners, in a way, because the City Council, in all probability, could assume the responsibilities of the Commissioners and conduct the elections in Philadelphia County. However, I do not see how you can possibly give away the authority of the people, even in the event they do have a referendum, by abolishing the Office of Sheriff. The argument may be that there is provision for a referendum.

Supposing there are some good features in the actions of the City Council, but, at the same time, if they abolish the Office of Sheriff, the people will then be in a quandry and will wonder how to vote.

Mr. President, I want to bring these points out because, in all probability, the bill is going to pass. However, I feel that I would be derelict in my duties, as a Member of this Senate, if I did not express my opinion along this particular line. I discussed this with my good friend, Senator Stevenson, whom I highly respect. I have worked with him for year. I believe he knows my sentiments and, if I may, Mr. President, I would like to have the privilege of interrogating the gentleman from Clinton, Senator Stevenson.

The PRESIDING OFFICER. Will the gentleman from Clinton, Mr. Stevenson, permit himself to be interrogated?

Mr. STEVENSON. I will, Mr. President.

Mr. LANE. Senator Stevenson, you heard my discourse here on the floor regarding the abolition, or the appointment, of the Office of Sheriff. Do you believe it is really a good move to authorize a group of officeholders to appoint the highest peace officer in the county? Do you believe that is right?

Mr. STEVENSON. Mr. President, we have a situation in Philadelphia that is considerably different than the situation in any other county. In Philadelphia, the city is coterminous with the county. In the other counties of the Commonwealth, we have many boroughs, townships and cities. The jurisdiction of the various police officials in these respective political subdivisions is limited within the boundaries of each of these political subdivisions. In the city of Philadelphia, which is coterminous with the county, the police of Philadelphia have full power over every inch of ground in the city of Philadelphia. I cannot conceive of any occasion ever arising whereby the Sheriff of Philadelphia would raise a posse of citizens in order to quell a riot in Philadelphia, because the people of Philadelphia have an excellent police force. They also have the right to call in the State Police, at any time they desire, to supplement the efforts of the Philadelphia police force.

I would not be in favor of abolishing the Office of Sheriff in any other county for the reason that the sheriff may have to raise a posse at some time to go out into a township or some place where they have one constable, or into a borough where they may have just one or two citizens appointed as police officers. However, in the city of Philadelphia, where their police may go over every

foot of ground to perform their duties, I cannot see any reason why we should hestitate to take action on this bill. Certainly, the Council of Philadelphia will provide for the duties of a sheriff. They also will have full power in regard to his bond. They can adjust the bond as is necessary for the duties. The sheriff of Philadelphia, in my opinion, is practically a process server for the courts. Such extraordinary duties as proceeding and quelling riots, and so forth, in Philadelphia should never arise.

For that reason, Mr. President, I see no reason why we need to worry about the city of Philadelphia. It is taking care of its own problems so far as policing is concerned.

Does that answer your question?

Mr. LANE. Yes. However, Senator Stevenson, in the event that the City Council of Philadelphia would abolish the office of Sheriff, would it not entail special legislation to bring about a procedure whereby someone must be liable for suit in case of riot? I believe it would require special legislation being passed here in Harrisburg; the setting up of some method or mechanics by legislation to protect the people as a whole. The suit against an individual for property damage is due to neglect on the part of the public officials. It is usually filed against the sheriff in the case of riots.

Supposing the city of Philadelphia should abolish the Office of Sheriff. What are we going to do about that particular phase? After all, I think there are two and one-half million people in Philadelphia. What are we going to do along that line. I think we more or less have a pig-in-a-poke. It is either that, or else there is more to this bill than what I find in it.

Do you not believe that it will necessitate special legislation?

Mr. STEVENSON. At the present time, I cannot agree that it would require any special legislation because we are giving full power to the City Council of Philadelphia to go ahead and make their own regulations. They need not abolish the Office of Sheriff if they do not want to. They can still keep him. I cannot see any great problem which might arise in that respect.

I do not know of a case where anybody has ever sued on the sheriff's bond.

Mr. LANE. I have heard of cases.

Mr. STEVENSON. There may be isolated instances. However, the City Council of Philadelphia will certainly protect itself in some way against any such situation, if it should arise. They have full power to do so, and they would be responsible. In the last analysis, they are responsible to the electors, the people, and if they do not do a good job in providing the services which the sheriff formerly provided, then, of course, the people have an opportunity to pass upon them at the next election.

I have no misgivings in that respect at all.

Mr. LANE. Would you vote to abolish the sheriff in your Senatorial District, in the counties which you represent?

Mr. STEVENSON. I think I said a moment ago that where these political subdivisions exist, and where the police force is limited to the boundaries of the city, borough or township, we must have sheriffs to take over. In a township which has one constable, or in a borough which may have just a temporary policeman, certainly a sheriff would be needed in those areas where they do not have the same protection as the people of Philadelphia.

Mr. LANE. You have the State Police who patrol all the rural areas in Pennsylvania. However, the Office of Sheriff is the one who even delivers the prisoners to the institutions or penitentiaries.

Going on, there is another phase of this bill I would like to have spelled out. As a matter of fact, —— and I hope you understand me —— I am not opposed to it. I only want this in the record. I want to fully understand what is going on here today.

I notice in the bill that you give the Council the authority to take over the Registration Commission and the Board of Revision of Taxes. There is nothing in the bill which provides for minority representation. Under the present setup, the Governor appoints the members of the Registration Commission and, I think, there is a majority and a minority, is there not? I believe there are five persons on the Commission. There are probably three Democrats and two Republicans, or vice versa. There is nothing in the bill to guarantee there is going to be any minority representation, as far as the Registration Commission and the Board of Revision of Taxes are concerned, is there?

Mr. STEVENSON. There is not. Certainly, in the wisdom of the City Council of Philadelphia, I would think they would surely provide for minority representation on this Commission. We have to trust somebody. Philadelphia is more or less similar to a Commonwealth in its own. Its City Council is not above the people and it is responsible to them. The City Council would certainly have to protect the people by having minority representation on any piece of legislation covering this Commission which might be advanced. It has to be submitted to the people for a vote. If the people see that there is no minority representation, they will not approve it.

Mr. LANE. Senator Stevenson, of course, I am rather unhappy that we have this problem before us. I do not feel that we should legislate for Philadelpiha, but since we have it here, we have a responsibility. When this piece of legislation leaves the Senate, I think we should feel sure that we are doing the right thing as far as we are concerned. We have to pass this legislation. City Council cannot pass it until we do. Therefore, we have to review the subject matter in the bill.

It seems to me that there is a glaring defect by not providing minority representation in the bill to start with. I am very much afraid of the sheriff feature and I predict on this floor, right now, that we are going to have lots of trouble in the event they fail to elect a sheriff in that county.

Mr. BERGER. Mr. President, I wish to point out, briefly, that there is nothing in this bill which requires the abolition of the offices which are being consolidated under it. On page 4, line 1, the bill reads as follows:

"the Council of the City of Philadelphia shall have full powers to legislate with respect to the election" of those offices.

Consequently, I am quite convinced that the City Council of Philadelphia will set up election machinery for the offices which they wish to retain. If it is desirable to retain the Office of Sheriff, they will do so. It would appear to me that if they have the wisdom to legislate

on all the other matters pertaining to their own government, they also will—in accordance with the platforms of both parties asking that this consolidation be complete—provide for adequate protection both to minorities and the necessary offices under the City Charter.

Mr. LANE. Mr. President, I just want to read another line or two of the bill, in order to clear the air. It reads:

"the Council of the City of Philadelphia shall have full powers to legislate with respect to the election appointment compensation organization abolition merger consolidation powers functions and duties" of these various offices.

I interpret this amendment to mean that the City Council of Philadelphia can abolish all these offices if they so see fit.

Mr. PECHAN. Mr. President, just a few moments ago, I happened to see a nurse coming into the Senate Chamber. I was afraid she was coming over here to stop the bleeding of Senator Lane, since he was bleeding for minority representation. I was happy to see her walk out, and am glad that was not the case—However, I am happy to know that Senator Lane does bleed for minority representation. Let us do something about that in Washington County. We do not have a minority representative in either the Senate or House.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 110, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206) entitled "The First Class Township Code" authorizing the township commissioners to regulate or prohibit the establishment of new fire companies.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. SILVERT. Mr. President, I ask unanimous consent that Senate Bill No. 3, Printer's No. 3, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 32, entitled:

An Act amending the act of July 20, 1953 (P. L. 550), entitled "An act providing for and regulating the annexation of parts of a second class township to boroughs cities and townships" fixing the time when annexation takes effect and further providing for the payment of costs.

The first section was read.

On the question,

Will the Senate agree to the section?

Messrs. LANE and MAHADY offered the following amendment:

Amend Sec. 1 (Sec. 6), page 5, line 14, by inserting after "primary" "Provided, That should the township supervisors agree to a plan of deferred payments, and such plan is approved by the court, then such annexation shall take effect as provided herein and said order of court prescribing such payments shall have the effect of a judgment."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 44;
Senate Bill No. 45, Printer's No. 45.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of Senate Bill No. 57, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 74, Printer's No. 74, on second reading, go over in its order.
The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 80, entitled:

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January 1959.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 81, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief . . ." making the moneys appropriated available for flood damage of January one thousand nine hundred fifty-nine.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 82, entitled:

An Act amending the act of July 7 1955 (P L 258) entitled "An act providing for anthracite mine drainage contingent on Federal aid and making an appropriation" extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities.

And said bill having been read at length the second time, and agreed to.
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 83, entitled:

An Act amending the act of July 19 1957 (Appropriation Acts page 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth . . ." changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

And said bill having been read at length the second time, and agreed to.
Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.
Mr. PECHAN. Mr. President, I second the motion.
The motion was agreed to.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 26, entitled:

An Act amending the act of April 13, 1887 (P. L. 21), entitled "An act for the establishment of a uniform standard of time throughout the Commonwealth," regulating the advancing of eastern standard time by counties, cities, boroughs, towns, townships and other municipal subdivisions.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 69, entitled:

An Act amending the act of May 29, 1931 (P. L. 280), entitled "Local Deliquent Tax Return Law," regulating the time within which the county treasurer shall pay over and distribute taxes collected by him.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 72, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing for the acquisition, maintenance and enlargement by the township of certain sewage collection or disposal systems.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 76, entitled:

An Act amending the act of June 5, 1947 (P. L. 458),

entitled, as amended, "Parking Authority Law," increasing the minimum amount for which an Authority may contract or purchase without bids.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 103, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," providing for the creation of capital reserve funds for capital expenditures.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 124, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," authorizing counties to acquire and maintain historical property, and permitting county planning commissions to make recommendations in relation thereto.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 125, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing townships to acquire and maintain historical property and permitting township planning commissions to make recommendations in relation thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 126, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing townships to acquire and maintain historical property, and permitting township planning commissions to make recommendations in relation thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 127, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code," authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 128, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code," authorizing boroughs to acquire and maintain historical property, and permitting borough planning commissions to make recommendations in relation thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 145, entitled:

An Act amending the act of July 7, 1947 (P. L. 1368), entitled "Real Estate Tax Sale Law," further providing for methods of notification, changing the date of tax sales, limiting agreements to stay sales, and increasing costs allowed relative to sale.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Wednesday, February 4, 1959, at 9:00 o'clock, a. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:29 o'clock, p. m., Eastern Standard Time, until Wednesday, February 4, 1959, at 9:00 o'clock a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, February 3, 1959

The House met at 12:00 o'clock noon.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

Almighty God, Father of all mankind, we thank Thee for Thy divine providence which has led us through the wilderness to forge new frontiers and make of us a great people. Create in us the spirit of humility and obedience that we may follow Thy way and perform Thy will. Make us conscious of the existence and needs of our fellowmen and give us a sense of responsibility toward them. Grant to us the wisdom to accept the best in human experience from the past; the courage to grapple with the problems and challenges of today; and the vision to perceive the future, thinking in terms of the next generation. With Thy continued guidance may we make this Commonwealth a better place in which to live; its people happier, its opportunities bigger and better, its achievements nobler and finer. In the name of Christ, we pray. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, February 2, 1959 will be postponed until printed.
The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Messrs. MAXWELL, MILLS and SAKULSKY.
HOUSE BILL No. 176.

An Act prohibiting mining under rivers, streams and large bodies of water and prescribing penalties.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. MAXWELL, MILLS and SAKULSKY.
HOUSE BILL No. 177.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), increasing the compensation of election officers in third to eighth class counties.

Referred to the Committee on Elections and Apportionment.

By Mr. MILLS. HOUSE BILL No. 178.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), regulating the display of meat packaged with transparent material.

Referred to the Committee on Public Health and Sanitation.

By Mr. MILLS. HOUSE BILL No. 179.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting the sale of motion picture theatre tickets without having seats available and providing penalties.

Referred to the Committee on Law and Order.

By Mr. MILLS. HOUSE BILL No. 180.

An Act regulating the cleaning and disposal of contents of septic tanks, * * * in cities of the third class, * * * imposing duties on local health departments; and imposing penalties.

Referred to the Committee on Public Health and Sanitation.

By Mr. MILLS. HOUSE BILL No. 181.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), requiring that liquor be sold in containers of not less than one quart.

Referred to the Committee on Liquor Control.

By Messrs. GRAMLICH, MAGEE and DAVIS.
HOUSE BILL No. 182.

An Act amending the "Transfer Inheritance Tax Law," approved June 20, 1919 (P. L. 521), excepting from the tax transfers of certain property interests in and income therefrom to cemetary companies, corporations or associations operated exclusively for the benefit of its members and not operated for profit.

Referred to the Committee on Ways and Means.

By Messrs. GRAMLICH, MAGEE and DAVIS.
HOUSE BILL No. 183.

An Act amending the act of May 29, 1931 (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; * * *," providing that notice to the owner or trre tenant of lands to be sold for taxes be served by registered or certified mail.

Referred to the Committee on Judiciary.

By Messrs. BROWN, ASHTON and UJOBAI.
HOUSE BILL No. 184.

An Act amending "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns and Townships," approved April 29, 1937 (P. L. 487) requiring the commission to prepare for each election district a list of the names and addresses of registered electors arranged either by streets and house numbers or alphabetically.

Referred to the Committee on Municipal Corporations.

By Mr. GOLDSTEIN. HOUSE BILL No. 185.

An Act fixing the time for levying taxes and water rates, and making appropriations in cities of the second class, and imposing duties on the mayor, council and heads of departments in such cities.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. J. J. MURRAY, GOLDSTEIN and JENKINS. HOUSE BILL No. 186.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), further regulating the operation of bowling and tenpin alleys and providing for referendums in municipalities and townships to authorize or prohibit the operation of bowling lanes on Sundays.

Referred to the Committee on Law and Order.

By Messrs. WOOD, RIGBY, TOMPKINS and BOWER. HOUSE BILL No. 187.

A Supplement to the act of April 9, 1929 (P. L. 177), known as "The Administrative Code of 1929," regulating expenditures and commitments by administrative bodies,

boards and commissions from the General Fund during a portion of each biennium.

Referred to the Committee on State Government.

By Mr. GOLDSTEIN. HOUSE BILL No. 188.

An Act amending the act of June 15, 1939 (P. L. 346), entitled "An act to promote uniformity in the assessment and taxation of properities and persons within the territorial limits of cities of the second class * * *," changing the date by which county assessing authorities shall annually furnish properly certified duplicates of property valuation to the city controller and to the board of school directors.

Referred to the Committee on Cities, Counties, Second and Second Class A.

By Mr. EILBERG. HOUSE BILL No. 189.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for a city college in each school district of the first class and making an appropriation.

Referred to the Committee on Education.

By Messrs. FARABAUGH, ROVANSEK and BONNER. HOUSE BILL No. 190.

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania.

Referred to the Committee on State Government.

By Messrs. McCANN, JIM and FLYNN. HOUSE BILL No. 191.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing that out-of-state physicians may certify that applicants for teachers' certificates are not mentally or physically disabled.

Referred to the Committee on Education.

By Messrs. McCANN, JIM, CAPANO, POLEN. HOUSE BILL No. 192

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30) providing for special education for certain institutionalized children by county boards of school directors.

Referred to the Committee on Education.

By Messrs. DAVIS, MAGEE, Mrs. HENZEL, and Mr. BOWMAN. HOUSE BILL No. 193.

A Joint Resolution proposing an amendment to Art. IV, Sections 4 and 8 of the Constitution of the Commonwealth of Pennsylvania, providing for the election of the Attorney General.

Referred to the Committee on Rules.

By Messrs. HEFFNER, RENWICK and KNECHT. HOUSE BILL No. 194.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225) requiring an open season on antlerless deer or wild duck to begin on a Saturday.

Referred to the Committee on Game and Conservation.

By Messrs. GOODRICH, BOWER, REIDENBACH and KORNICK. HOUSE BILL No. 195.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing Commonwealth reimbursement to school districts, on account of migratory children attending their schools and making an appropriation.

Referred to the Committee on Education.

By Messrs. A. M. LEE, MAGEE, STROUP, and R. P. JOHNSON. HOUSE BILL No. 196.

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343), requiring the Department of the Auditor General to audit accounts and records of the Pennsylvania Turnpike Commission, assessing costs thereof upon funds of the Pennsylvania Turnpike Commission.

Referred to the Committee on State Government.

By Messrs. MILLS and MAXWELL and Mrs. REIBMAN. HOUSE BILL No. 197.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) providing for the issuance of temporary registration plates and markers by aldermen, justices of the peace and magistrates.

Referred to the Committee on Motor Vehicles.

By Messrs. MIHM, FOERSTER, DONALDSON and GOLDSTEIN. HOUSE BILL No. 198.

An Act reenacting and amending the act of July 27, 1955 (P. L. 288), entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification; * * *" extending the provisions of the act to cities of the second class.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. SNIDER, FARABAUGH, H. H. PERRY and YETTER. HOUSE BILL No. 199.

An Act amending the "Skimmed Milk Law" approved June 29, 1923 (P. L. 929), removing certain limitations.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. STONE, RENWICK, FLYNN and McCORMACK. HOUSE BILL No. 200.

An Act amending the "Liquor Code," approved April 12, 1951, (P. L. 90) excepting certain clubs from the quota limitations.

Referred to the Committee on Law and Order.

By Messrs. SNIDER, FARABAUGH, H. H. PERRY and YETTER. HOUSE BILL No. 201.

An Act amending "The Pennsylvania Seed Act of 1947," approved June 5, 1947 (P. L. 426), including the words "nursery crops" in the definition of "agriculture seeds" adding and removing certain packaging and labeling requirements, and granting additional powers to the department.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. SNIDER, FARABAUGH, H. H. PERRY and YETTER. HOUSE BILL No. 202.

An Act amending the "Domestic Animal Disease Suppression Law" approved July 22, 1913 (P. L. 928) prohibiting the sale or use of virulent live virus except under certain circumstances.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. TAYLOR, LUIGARD, YATRON and WELSH. HOUSE BILL No. 203.

An Act amending the act of June thirty, one thousand nine hundred forty-seven (P. L. 1183), entitled "An act relating to strikes by public employees; * * *," imposing certain duties on the Governor and state agency or political subdivision involved.

Referred to the Committee on State Government.

By Messrs. NEEDHAM, SCARCELLI, WILT and AGNEW. HOUSE BILL No. 204.

An Act amending the act of July 15, 1919 (P. L. 976, No. 386), entitled "An act to authorize the Board of Commissioners of Public Grounds and Buildings to acquire property * * * by proceedings in eminent domain," authorizing eminent domain acquisition of avigation easements, aerial rights-of-way and other interests in land.

Referred to the Committee on Military Affairs.

By Messrs. STROUP, DAVIS and RIGBY. HOUSE BILL No. 205.

An Act prohibiting the commencement of continuation of mining operations under the beds of streams rivers or large bodies of water without prior approval of the Department of Mines and Mineral Industries.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. HELM, MAGEE and TOMPKINS. HOUSE BILL No. 206.

An Act amending "The Juvenile Court Law" approved June 2, 1933 (P. L. 1433) limiting the provisions of the act to children under sixteen years of age.

Referred to the Committee on Judiciary.

By Mr. FRASCELLA. HOUSE BILL No. 207.

An Act making an appropriation to the trustees of Temple University for the acquisition of land and construction of a building to be used as a Nurses's Home and Nurses' School.

Referred to the Committee on Public Health and Sanitation.

By Mr. FRASCELLA. HOUSE BILL No. 208.

An Act making an appropriation to the trustees of Temple University for the maintenance and operation of a Cancer Institute under the auspices of the School of Medicine of Temple University and Temple University Medical Center.

Referred to the Committee on Public Health and Sanitation.

By Mr. FRASCELLA. HOUSE BILL No. 209.

An Act making an appropriation to the trustees of Temple University for the acquisition of land and construction of a building for Basic Science Research.

Referred to the Committee on Education.

RESOLUTIONS INTRODUCED AND REFERRED

By Mrs. VARALLO, Messrs. ROVANSEK and POLASKI. RESOLUTION No. 17.

In the House of Representatives, February 2, 1959.

General Casimir Pulaski, "Father of American Cavalry" made soldierly sacrifices so that we in America would not have to stoop before the Sovereigns of Europe.

So great was his desire of passing the rest of his life in a country truly free that he offered his services to the American cause for no other compensation than freedom and when he accepted his yearly pay, he used the funds to equip his own soldiers.

It would be fitting and appropriate for the General Assembly to recognize and perpetuate the memory of a man dedicated to the principles of freedom therefore be it

Resolved, That the Conchester Road-Chester Expressway, located along the route of the fighting of the Continental Army be dedicated as a memorial to General Casimir Pulaski, Polish American patriot, and that this highway be known as the "Pulaski Expressway" and be it further

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania request the Governor of Pennsylvania to name the Conchester Road-Chester Expressway (when constructed) as the "Pulaski Expressway."

Referred to the Committee on Rules.

By Mr. TOMPKINS and Mrs. KOOKER. (Concurrent) RESOLUTION No. 18.

In the House of Representatives, February 2, 1959.

The Workmen's Compensation Laws authorize a separate inspection, examination and audit of an employer's books and records;

The Unemployment Compensation laws authorize a separate inspection, examination and audit of an employer's books and records;

The Sales Tax law authorizes a separate inspection, examination and audit of a businessman's books and records;

Corporate Tax laws, (income, gross receipts, corporate loans, etc.), authorize a separate inspection, examination and audit of the books and records of a corporation, which in many instances is in addition to all three of the foregoing separate inspection, examination and audit authorizations;

The Malt Beverage and Liquor laws authorize a separate inspection, examination and audit of the books and records of the brewer, distiller, distributor and retailer, which in many instances is in addition to all four of the foregoing separate inspection, examination and audit authorizations;

The Hotel and Motel Room Tax authorizes a separate inspection, examination and audit of the books and records of those engaged in this business, which in many instances is in addition to all five of the foregoing separate inspection, examinations and audit authorizations;

The Public Utility laws authorize the separate inspection, examination and audit of the books of all those subject to its regulations which in many instances is in addition to some of the foregoing separate inspections, examination and audit authorizations;

All other taxes imposed by the Commonwealth of Pennsylvania authorizes the separate inspection, examination and audit of books and records;

Every tax imposed by the Commonwealth of Pennsylvania authorizes a separate inspection, examination and audit of the books and records of persons, businesses and employers, large or small;

Most inspectors, examiners, and auditors call unannounced; and each calls at different times; and each tax is enforced by a separate set of officers; much to the annoyance and inconvenience of the taxpayer and costly in time and money by such recurring interruptions and disturbances;

Imposed upon all Commonwealth tax inspections, examinations and audits of persons, businesses and employers, large or small are the many separate Federal taxes such as income, withholding, social security, alcoholic beverages, coin operated devices and others, for each of which there are a separate set of inspectors, examiners, auditors and enforcement officers, who in turn arrive unannounced and at different times to inspect, examine and audit the same books and records of the same persons, businesses and employers, as do the Commonwealth inspectors, examiners and auditors much to

the further annoyance and inconvenience of the taxpayer; costly in time and money by such further recurring interruptions and disturbances;

The erection of such a multitude of new offices, and the sending hither swarms of officers is today harassing our people, and eating out their substance; and has all but nullified the constitutional guarantees of privacy; and the protection against unreasonable searches and seizures;

Each new tax imposed creates a new enforcement agency, which in turn requires the hiring at the taxpayers' expense of an additional new force of enforcement agents; which in turn further pyramids the ever increasing cost of government; therefore, be it

Resolved, (the Senate concurring), That the Joint State Government Commission be directed to make a study:

(1) Of the several and separate inspection, examination and audit provisions of the several laws of this Commonwealth as set forth herein, with a view of coordinating or consolidating or both of the inspection, examination and audit of the books and financial records of the taxpayers of this Commonwealth with a view of reducing the burdens of time, effort and costs imposed upon our people by such multiple enforcement;

(2) To determine if a unified inspection, examination and audit system can be established;

(3) To determine if the inspection, examination and audits of the State and Federal governments can be coordinated, consolidated or unified, and be it further

Resolved, That the Joint State Government Commission make a report of its findings to the 1961 Session of the General Assembly together with appropriate legislation to carry its findings into effect.

Referred to the Committee on Rules.

The SPEAKER. It is very important that all resolutions, bills and other communications be signed because the Clerks have no other way of knowing who sponsored the resolution in question.

SENATE MESSAGE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate.

Senate Concurrent Resolution Serial No. 106.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Willaredt for Mr. BRENNINGER for today's session.

Mrs. Varallo for Mr. HAMILTON for today's session and tomorrow's session. He is on official business attending the convention of the Township Supervisors in Pittsburgh today.

Mrs. Varallo for Mr. GARLOCK for today's session and tomorrow's session because of illness.

REPORTS FROM COMMITTEE

Mr. DONALDSON from the Committee on Cities-Counties Second and Second Class A, reported as committed, House Bill No. 101, entitled:

An Act amending the "Second Class County Code" of July 28, 1953 (P. L. 723) increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

Mr. REIDENBACH from the Committee on State Government, reported as committed, House Bill No. 117, entitled:

An Act amending the "State Employes' Retirement Law" of June 27, 1923 (P. L. 858), defining employes of redevelopment authorities as State employes.

Mr. PRICE from the Committee on State Government, reported as committed, House Bill No. 158, entitled:

An Act amending the act of July 15, 1957 (P. L. 932), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor, Lancaster County, for the use of the Millersville State Teachers College, and making an appropriation," by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

Mr. FINEMAN from the Committee on State Government, reported as committed, House Bill No. 162, entitled:

An Act amending the act of June 28, 1935 (P. L. 477), entitled, as amended, "An act providing for the payment of the salary, medical and hospital expenses of members of the State Police Force and of policemen, firemen and park guards by the Commonwealth of Pennsylvania, counties, cities, boroughs, towns and townships who are injured in the performance of their duty; ***," extending the provisions thereof to the enforcement officers and investigators employed by the Pennsylvania Liquor Control Board.

Mr. McCANN from the Committee on Rules, reported as committed, House Bill No. 165, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania, by providing for annual sessions of the General Assembly.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 26, entitled:

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225) protecting skunks in seventh class counties for a limited period.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 134, entitled:

An Act providing for the recording of specified forms of stipulations of general mortgage provisions and of short form mortgages defining the effect and construction to be given thereto and fixing the fee to be charged for the recording thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 93, entitled:

An Act amending the act of May 2, 1925 (P. L. 501), entitled "An act authorizing municipalities to impose a penalty not exceeding five per centum on all municipal assessments which are not paid within ninety days from the date of the assessment" extending the provisions of the act to townships.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 95, entitled:

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) increasing the mileage allowance for delegates to meetings of the state associations of township officers.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 96, entitled:

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) providing for an increase in compensation of supervisors.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration fo House Bill No. 97, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 98, entitled:

An Act amending, the act of June 11, 1935 (P. L. 326) entitled "An act relating to counties of the first class * * * " increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 100, entitled:

An Act to amend "The Borough Code" approved May 4, 1927 (P. L. 519) empowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 120, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) further providing for the election of councilmen upon the consolidation of boroughs.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 123, entitled:

An Act to amend "The First Class Township Code" approved June 24, 1931 (P. L. 1206) empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 124, entitled:

An Act amending "The Fourth to Eighth Class County Assessment Law" approved May 21, 1943 (P. L. 571) further regulating the assessment of persons and occupations and the use of such assessments by taxing districts.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. WHEELER. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeable to order,

The House proceeded to the second reading and consideration of House Bill No. 125, entitled:

An Act amending the "Third Class County Board Assessment Law" approved June 26, 1931 (P. L. 1379) further regulating the assessment of persons and occupations and the use of such assessments by taxing districts.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. WHEELER. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

COMMITTEE MEETINGS

AGRICULTURE AND DAIRY INDUSTRIES, Mr. Snider, Chairman, Room 245-246, Tuesday, February 3, immediately following today's session.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, February 3, immediately after today's session.

MILITARY AFFAIRS, Mr. Needham, Chairman, Room 521, Tuesday, February 3, immediately following today's session.

ADJOURNMENT

Mr. SULLIVAN. Mr. Speaker, I move that this House do now adjourn until Wednesday, February 4, 1959 at 10:00 a.m.

The motion was agreed to, and (at 12:26 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., WEDNESDAY, FEBRUARY 4, 1959. No. 10.

SENATE

WEDNESDAY, FEBRUARY 4, 1959.

The Senate met at 9:00 o'clock, a. m., Eastern Standard Time.

The PRESIDING OFFICER (C. Arthur Blass) in the Chair.

PRAYER

In the absence of the Chaplain, the following prayer was offered by the gentleman from Berks, Mr. RUTH:

Almighty God, our Heavenly Father, we thank Thee that we can come to Thee in this opening of a new day and know that Thou art One Who will guide us and trust that we will do the work to which Thou hast assigned us, as men who believe in Thee and men who have trust in Thee.

As we finish our work and return to our homes, we pray that Thou wilt guide us and direct us to meet every issue that life brings to us, as men who have faith in their God.

We ask it in Thy Holy Name. Amen.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. TAYLOR, further reading was dispensed with, and the Journal was approved.

REPORT FROM COMMITTEE

Mr. WAGNER, from the Committee on Education, reported as amended, Senate Bill No. 60, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing the temporary investment of funds by certain school districts.

BILL INTRODUCED AND REFERRED

Mr. SEYLER read in his place and presented to the Chair Senate Bill No. 168, entitled:

An Act defining air pollution; giving certain powers to county commissioners, to the county department of health and to the Department of Health of the Commonwealth of Pennsylvania to regulate and control air pollution; providing that the said county commissioners may pass resolutions and ordinances pertaining to air pollution; providing that the Department of Health of the Commonwealth of Pennsylvania exercise certain rights and powers in respect to air pollution; providing for the adoption of rules and regulations; and providing for penalties for the violation of any rule, regulation or order of the Department of Health of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Public Health and Welfare.

SENATE RESOLUTION

URGING THE DEPARTMENT OF HIGHWAYS TO STUDY REPLACING THE DESTROYED BRIDGE ON LEGISLATIVE ROUTE No. 21015 IN CUMBERLAND COUNTY

Mr. WADE offered the following resolution (Serial No. 6), which was twice read and referred to the Committee on Highways:

In the Senate, February 4, 1959.

On March 17, 1958, a bridge over the Conodoguinet Creek on Legislative Route No. 21015, which connects the Boroughs of Camp Hill and Enola, in Cumberland County, Pennsylvania, was destroyed by fire. To date, this bridge has not been replaced.

It is important that a crossing over the Conodoguinet Creek be provided somewhere in this general area. Because of the distribution of population, however, and the establishment of a new hospital in Camp Hill, it is generally believed that the construction of a new bridge on an extension of what is now known as Twenty-first Street, Camp Hill, would be more beneficial to the general public than reconstruction of the old bridge; therefore, be it

Resolved, That the Department of Highways is hereby requested to study and investigate the feasibility of replacing the destroyed bridge on Legislative Route No. 21015 in Cumberland County with a new bridge on an extension of Twenty-first Street in Camp Hill and relocating Legislative Route No. 21015 in such a manner as to more directly connect the Borough of Camp Hill over such new bridge with the Borough of Enola; and be it further

Resolved, That a copy of this resolution be transmitted to the Secretary of Highways.

CALENDAR

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 57, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Blass,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 80, entitled:

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January 1959.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Blass,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 81, entitled:

An Act amending the act of September 3 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief . . ." making the moneys appropriated available for flood damage of January one thousand nine hundred fifty-nine.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Blass,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER TEMPORARILY

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 82, Printer's No. 11, on third reading, go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 83, entitled:

An Act amending the act of July 19 1957 (Appropriation Acts page 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth . . ." changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Keller,	Murray,	Stiefel,
Berger,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Blass,
Hays,	Miller,	Stevenson,	Presiding Officer
Kalman,	Mullin,		

NAYS—1

Chapman,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS ON SECOND READING CALENDAR OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 3, Printer's No. 3;
Senate Bill No. 26, Printer's No. 157;
Senate Bill No. 32, Printer's No. 158;
Senate Bill No. 44, Printer's No. 44;
Senate Bill No. 45, Printer's No. 45;
Senate Bill No. 69, Printer's No. 69;
Senate Bill No. 72, Printer's No. 72;
Senate Bill No. 74, Printer's No. 74;
Senate Bill No. 76, Printer's No. 76;
Senate Bill No. 103, Printer's No. 103;
Senate Bill No. 124, Printer's No. 133;
Senate Bill No. 125, Printer's No. 134;
Senate Bill No. 126, Printer's No. 159;
Senate Bill No. 127, Printer's No. 136;
Senate Bill No. 128, Printer's No. 137; and
Senate Bill No. 145, Printer's No. 154

The PRESIDING OFFICER. Is there objection? The Chair hears none.

HOUSE BILL No. 82 CALLED UP

Mr. WEINER. Mr. President, I call up, from Page 2 of today's Third Reading Calendar, House Bill No. 82, Printer's No. 11, which was passed over in its order temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 82, entitled:

An Act amending the act of July 7 1955 (P. L. 258) entitled "An act providing for anthracite mine drainage contingent on Federal aid and making an appropriation" extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WEINER. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1, page 2, lines 4 and 5 by inserting brackets before "the" where it appears the second time in line 4 and after "available" in line 5; Amend Section 1, page 2, line 5, by inserting after "moneys" "are made available"; Amend Section 1, page 2, line 8, by striking out "and amendments thereto"; Amend Section 2, page 2, line 18 by inserting after the word "emergencies" and before "created" the words "endangering life"; Amend Section 2, page 2, line 20 by inserting after the word "of" and before the word "emergency" "such."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amendmed?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL INTRODUCED AND REFERRED

Mr. STEVENSON. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. STEVENSON read in place and presented to the Chair Senate Bill No. 169, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," changing and deleting routes in Clinton County.

Which was committed to the Committee on Highways.

BILL ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. WEINER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 60, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing the temporary investment of funds by certain school districts.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Mr. BERGER. Mr. President, may the Senate be at ease, pending communications from the House?

The PRESIDING OFFICER. The Senate will be at ease.

(The Senate was at ease.)

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor), in the presence of the Senate, signed the following bills:

House Bill No. 80, Printer's No. 9;
House Bill No. 81, Printer's No. 10; and
House Bill No. 83, Printer's No. 12.

SENATE RESOLUTION

BEST WISHES OF THE SENATE EXTENDED TO JOHN L. LEWIS FOR A SPEEDY AND QUICK RECOVERY

Mr. MAHADY. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT pro tempore. Is there objection? The Chair hears none.

Mr. MAHADY. Mr. President, on behalf of myself and

Senator Berger, I would like to present the following resolution (Senate Resolution No. 7):

"Whereas, John L. Lewis has dedicated a lifetime of service to the people, and

"Whereas, he is one of the outstanding figures of the century, and

"Whereas, the said John L. Lewis has been confined to the hospital because of illness, in recognition of his outstanding service both to labor and to the Commonwealth, be it

"Resolved, that the Senate of Pennsylvania send him greetings and the wishes for a speedy and quick recovery."

On the question,

Will the Senate agree to the resolution?

Mr. MAHADY. Mr. President, I move the immediate adoption of this resolution.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to and the resolution was adopted.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Monday, February 9, 1959, at 3:00 o'clock, p. m., Eastern Standard Time.

Mr. WEINER. Mr. President, I second the motion.

The motion was agreed to

The Senate adjourned at 10:27 o'clock, a. m., Eastern Standard Time, until Monday, February 9, 1959, at 3:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, February 4, 1959.

The House met at 10:00 a. m.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

O God, our Father in Heaven, as humble servants of Thine we come before Thee this day with the realization that we need the guidance and direction in life which Thou hast to give. Take from our hearts and minds those petty thoughts of selfish gain which prevent us from rendering unto Thee the best of which we are capable. Fill our lives with the understanding of Thy will and Thy way, and by the guidance and direction of Thy Holy Spirit enable us to accomplish the same: through Jesus Christ, our Lord. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, February 3, 1959, will be postponed until printed.

The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Messrs. YATRON and MACHMER HOUSE BILL No. 210

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448), providing for the issuance of resident fishing licenses at a reduced fee to persons receiving Social Security Benefits because of age.

Referred to the Committee on Fisheries.

By Mr. A. J. MURPHY HOUSE BILL No. 211

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) making persons over sixteen years of age subject to the penal provisions of the act.

Referred to the Committee on Motor Vehicles.

By Mr. A. J. MURPHY HOUSE BILL No. 212

An Act amending the "Public Assistance Law" approved June 24, 1937 (P. L. 2051) prohibiting the encumbrance of real property used as a home for repayment of public assistance, cancelling such existing obligations and providing for reconveyance of real property so encumbered.

Referred to the Committee on Rules.

By Mr. A. J. MURPHY HOUSE BILL No. 213

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), providing for a work assignment program in cooperation with political subdivisions.

Referred to the Committee on Welfare.

By Mr. A. J. MURPHY HOUSE BILL No. 214

An Act amending the "State Highway Law," approved June 1, 1945 (P. L. 1242) providing for the payment of the cost of removal or change of public utility facilities of political subdivisions or authorities in State highways.

Referred to the Committee on Public Utilities and Corporations.

By Mrs. MUNLEY and Mr. A. J. MURPHY HOUSE BILL No. 215

An Act amending "The Penal Code," approved June 26, 1939 (P. L. 872), providing for life imprisonment in certain cases involving the crime of corrupting morals of children or encouraging children to commit crime or violate parole.

Referred to the Committee on Judiciary.

By Mr. A. J. MURPHY HOUSE BILL No. 216

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), prohibiting the issuance of certain new retail liquor and malt or brewed beverage licenses, and providing for the transfer of existing licenses under certain limitations.

Referred to the Committee on Judiciary Special.

By Messrs. DENNIS and AGNEW HOUSE BILL No. 217

An Act amending the act of April 27, 1927 (P. L. 414), entitled, as amended, "An act providing for a system of recording the indentification of persons convicted of crime, and of fugitives from justice, and habitual criminals; ***," making it unlawful to take the fingerprints or photographs of persons in custody who are prosecuted privately or charged with summary offenses.

Referred to the Committee on Law and Order.

By Messrs. SHUPNIK, CROSSIN, MEHOLCHICK and JUMP HOUSE BILL No. 218

An Act amending the act of December 21, 1933 (1933-34 P. L. 89), entitled "An act appropriating the moneys in the State Store Fund," providing for additional kinds of insurance.

Referred to the Committee on State Government.

By Mr. GOLDSTEIN HOUSE BILL No. 219

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) requiring physical examinations of persons holding operators' licenses and applicants for operators' licenses and learners' permits.

Referred to the Committee on Motor Vehicles.

By Messrs. PETROSKY and WARGO HOUSE BILL No. 220

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177), enlarging the Coal Research Board's sphere of study and research; and making an appropriation.

Referred to the Committee on Mines and Mineral Industries.

By Mr. PETROSKY HOUSE BILL No. 221

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing for the supervision of the Department of Property and Supplies over the construction and alteration of buildings and over the plans and specifications thereof.

Referred to the Committee on State Government.

By Mr. HEFFNER HOUSE BILL No. 222

An Act amending the "Public Utility Law," approved May 28, 1937 (P. L. 1053) redefining the conveying or transmission of messages or communications to include the transmission of television signals by cables for compensation to homes, apartment houses, commercial and noncommercial buildings or to any other subscriber.

Referred to the Committee on Public Utilities and Corporations.

By Mrs. DONAHUE and Mrs. MUNLEY
HOUSE BILL No. 223

An Act amending the act of May 13, 1925 (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," exempting organizations composed of mothers of men or women who are members of the armed services of the United States during time of combat.

Referred to the Committee on Judiciary.

By Messrs. A. J. MURPHY and BONNER
HOUSE BILL No. 224

An Act amending the "Unemployment Compensation Law" approved December 5, 1936 (1937 P. L. 2897) authorizing the Commonwealth and its political subdivisions and instrumentalities to come within the provisions of the act.

Referred to the Committee on State Government.

By Mr. MULDOWNEY and Mrs. PASHLEY
HOUSE BILL No. 225

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) providing for the suspension of operating privileges of persons committed for court on charges of operating motor vehicles while under the influence of intoxicating liquor and imposing duties on magistrates.

Referred to the Committee on Motor Vehicles.

By Messrs. GALLAGHER, PRENDERGAST, VERONA and BONNER HOUSE BILL No. 226

An Act permitting certain ambulances, fire apparatus, rescue vehicles and other emergency vehicles to pass over turnpikes, toll roads and toll bridges without paying tolls.

Referred to the Committee on Judiciary Special.

By Mr. PETROSKY HOUSE BILL No. 227

An Act amending the "Mechanics Lien Law" approved June 4, 1901 (P. L. 431), requiring the owner or contractor in certain cases to post bond for payment of labor and material furnished.

Referred to the Committee on Judiciary.

By Messrs. ESHELMAN and WOOD
HOUSE BILL No. 228

An Act amending the "Dog Law of 1921," approved May 11, 1921 (P. L. 522), changing the method of collecting fees for killing and disposing of unlicensed dogs.

Referred to the Committee on Agriculture and Dairy Industries.

By Mr. EDWARDS HOUSE BILL No. 229

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), directing the issuance of special registration plates for suburban motor vehicles, and prescribing the fee thereof.

Referred to the Committee on Motor Vehicles.

By Messrs. CAPANO, CIANFRANI and FLYNN
HOUSE BILL No. 230

An Act amending "The Pennsylvania Occupational Disease Act," approved June 21, 1939 (P. L. 566), providing additional compensation for employes with dependents in certain cases.

Referred to the Committee on Workmen's Compensation.

By Messrs. YETTER and BOWER
HOUSE BILL No. 231

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing the appointment of solicitors by certain county officials and limiting the duties of the county solicitor.

Referred to the Committee on Counties.

By Messrs. CAPANO, CIANFRANI and FLYNN
HOUSE BILL No. 232

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736) providing additional compensation for employes with dependents in certain cases.

Referred to the Committee on Workmen's Compensation.

By Messrs. K. B. LEE, WYND, E. S. WILLIAMS and WHEELER HOUSE BILL No. 233

A Joint Resolution proposing an amendment to Article VIII, Section 1 of the Constitution of the Commonwealth of Pennsylvania, changing residence requirements.

Referred to the Committee on Elections and Apportionment.

By Mr. A. J. MURPHY HOUSE BILL No. 234

An Act amending the "Bituminous Coal Mining Law," approved June 9, 1911 (P. L. 756) imposing additional duties on the mine superintendent; providing for examinations and reports, establishing procedures to be used when mine ventilator is interrupted and providing for the sealing of certain openings.

Referred to the Committee on Mines and Mineral Industries.

By Mrs. DONAHUE, Mrs. KOOKER and Mr. CROSSIN HOUSE BILL No. 235

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), prohibiting pupils from wearing shoes equipped with metal cleats while playing football.

Referred to the Committee on Education.

Senate Resolution Serial No. 106.
Referred to the Committee on Rules.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 80.

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January 1959.

HOUSE BILL No. 81.

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August one thousand nine hundred fifty-five" making the moneys appropriated available for flood damage of January one thousand nine hundred fifty-nine.

HOUSE BILL No. 83.

An Act amending the act of July 19, 1957 (Appropriation Acts, page 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957" changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 80.

An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January 1959.

HOUSE BILL No. 81.

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled, "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five" making the moneys appropriated available for flood damage of January, one thousand nine hundred fifty-nine.

HOUSE BILL No. 83.

An Act amending the act of July 19, 1957 (Appropriation Acts, page 60) entitled, "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957", changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

The SPEAKER. The Chair requests the gentleman from Cambria, Mr. Lopresti, to preside temporarily.

Mr. LOPRESTI IN THE CHAIR.

SENATE MESSAGE

AMENDED HOUSE RESOLUTION RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows, viz:

In the House of Representatives, February 2, 1959.

It is imperative that the cause of the recent mining disaster which struck our Commonwealth be determined as rapidly as possible. The great loss of human life, the property damage, the expense, both private and public, the loss of employment, and the resultant blow to the economy of an area already hard-pressed, have posed a problem which must be solved.

If there has been a failure to abide by safety precautions required by law, or a violation of other mining laws, or a laxity in the enforcement of such laws, these violations must be brought to light, not only to determine who was at fault, but to prevent the repetition of such a disaster in the future; therefore, be it

Resolved, (the Senate concurring), That an investigating committee of ten members of the General Assembly be created, five from the House of Representatives to be appointed by the Speaker, and five from the Senate, to be appointed by the President Pro Tempore, whose duty it shall be to study and investigate the recent mine disaster and all matters related thereto; and be it further

Resolved, That the committee may meet, hold hearings, and take testimony. The committee shall have the power to secure the services of counsel to assist it in its investigations, and to hire such secretarial help as may be required. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee deems necessary. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have the power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

Resolved, That the Committee make a report of their findings and recommendations to this Session of the General Assembly as soon as possible.

James Musto
Stanley A. Meholchick
William B. Curwood
Fred J. Shupnik
Frank P. Crossin
James J. Jump
Leo Kubitsky

With information that the Senate has passed the same with amendments in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the Amendments.

The Clerk read the amendments as follows:

Amend the resolution by striking out in line 20 after the word "shall" the words "have the power to"; line 21 by striking after the word "counsel" the word "to", line 21 by inserting after the word "counsel" the following: "and a staff of technical advisors, not to exceed three in number, each of whom shall be well versed in mining and related subjects pertinent to this investigation who shall furnish the committee with technical advice and"; line 22 by striking out before the word "hire" the word "to", line 22, by inserting after the word "required." the following: "The committee shall have the power to fix the compensation of counsel, the staff of technical advisors, and the secretarial help so secured."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. McCANN. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

On the question,

Will the House concur in the amendments made by the Senate?

They were concurred in.

On the question,

Will the House concur in the resolution as amended?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Cooper for Mr. THOMPSON for today because of illness.

Mrs. Varallo for Mr. SCHWARTZ for today.

Mrs. Varallo for Mr. DENNIS for today.

REPORTS FROM COMMITTEE

Mr. ROVANSEK from the Committee on Education, reported as committed, House Bill No. 163, entitled:

An Act amending the "Public Utility Law," approved May 28, 1937 (P. L. 1053) excluding buses owned by, or under contract with, school districts, private or parochial schools for the transportation of school children and chaperons from the definition of common carrier by motor vehicle and contract carrier by motor vehicle in certain cases.

Mr. HORST from the Committee on Townships, reported as committed, House Bill No. 167, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), authorizing the regulation of junk dealers, junk yards and salvage yards.

Mr. CAPANO from the Committee on Education, reported as committed, House Bill No. 191, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing that out-of-state physicians may certify that applicants for teachers' certificates are not mentally or physically disabled.

Mr. NELSON from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 199, entitled:

An Act amending the "Skimmed Milk Law" approved June 29, 1923 (P. L. 929), removing certain limitations.

Mr. WORLEY from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 201, entitled:

An Act amending "The Pennsylvania Seed Act of 1947" approved June 5, 1947 (P. L. 426), including the words "nursery crops" in the definition of "agricultural seeds" adding and removing certain packaging and labeling requirements, and granting additional powers to the department.

Mr. MACHMER from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 202, entitled:

An Act amending the "Domestic Animal Disease Suppression Law" approved July 22, 1913 (P. L. 928) prohibiting the sale or use of virulent live virus except under certain circumstances.

Mr. CAPITOLO from the Committee on Military Affairs, reported as committed, House Bill No. 204, entitled:

An Act amending the act of July 15, 1919 (P. L. 976, No. 386), entitled "An act to authorize the Board of Commissioners of Public Grounds and Buildings to acquire property *** by proceedings in eminent domain, "authorizing eminent domain acquisition of avigation easements, aerial rights-of-way and other interests in land.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. JIM asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 101, entitled:

An Act amending the "Second Class County Code" of July 28 1953 (P. L. 723) increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 117, entitled:

An Act amending the "State Employes' Retirement Law" of June 27 1923 (P. L. 858) defining employes of redevelopment authorities as State employes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 158, entitled:

An Act amending the act of July 15 1957 (P. L. 932) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor Lancaster County for the use of the Millersville State Teachers College and making an appropriation" by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 162, entitled:

An Act amending the act of June 28, 1935 (P. L. 477) entitled as amended "An act providing for the payment of the salary medical and hospital expenses of members of the State Police Force and of policemen firemen and park guards by the Commonwealth of Pennsylvania counties cities boroughs towns and townships who are injured in the performance of their duty ***" extending the provisions thereof to the enforcement officers and investigators employed by the Pennsylvania Liquor Control Board.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 165, entitled:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 93, entitled as follows:

An Act amending the act of May 2, 1925 (P. L. 501) entitled "An act authorizing municipalities to impose a penalty not exceeding five per centum on all municipal assessments which are not paid within ninety days from the date of the assessment" extending the provisions of the act to townships.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—168

Agnew,	Frank,	McCandless,	Rovansek,
Anderson,	Frascella,	McCann,	Royer,
Arlene,	Fulmer,	McDonald,	Rudisill,
Ashton,	Gailey,	McInroy,	Sakulsky,
Balthaser,	Gelfand,	McKeever,	Scarcelli,
Barton,	George,	McLaughlin,	Schaaf,
Bell,	Goldstein,	Machmer,	Sherman,
Bonner,	Goodrich,	Magee,	Shupnik,
Boris,	Gramlich,	Markley,	Silverman,
Bowman,	Guthrie,	Maxwell,	Snare,
Branca,	Heavey,	Meholchick,	Snider,
Brenninger,	Heffner,	Merry,	Stank,
Breth,	Helm,	Mihm,	Steckel,
Buchanan,	Hocker,	Miller, B. Z.,	Stevens,
Burns,	Holliday,	Monroe,	Stewart,
Capano,	Holt,	Muldowney,	Stimmel,
Capitolo,	Horst,	Mullen,	Stone,
Cianfrani,	Irvis,	Munley,	Stoner,
Cioffi,	Isaacs,	Murphy, A.J., Jr.,	Strausser,
Clarke,	Jim,	Murphy, P. J.,	Stroup,
Cooper,	Johnson, A. W.,	Murray, H. P.	Sullivan,
Crossin,	Johnson, R.,	Murray, P. G.,	Taylor,
Curwood,	Jump,	Musto,	Tompkins,
Davis,	Kamyk,	Needham,	Ujobai,
Dengler,	Kee,	Nelson,	Varallo,
Dennison,	Keiser,	O'Donnell, J. A.,	Varner,
Devlin,	Kernaghan,	O'Donnell, J. P.,	Verona,
Donahue,	Kessler,	Odorisio,	Wall,
Donaldson,	Knecht,	Ogilvie,	Walsh,
Dougherty,	Kooker,	O'Neil,	Wargo,
Down,	Korns,	Parlante,	Welsh,
Edwards,	Kovolenko,	Pashley,	Wescott,
Eilberg,	Kubitsky,	Perry, H. H.,	Whittaker,
Eshback,	Lamb,	Polaski,	Williams, A.D., Jr.,
Eshleman,	Lee, A. M.,	Polen,	Williams, E. S.,
Farabaugh,	Lee, K. B.,	Prendergast,	Willard,
Fetterolf,	Leonard,	Price,	Willaredt,
Filo,	Limper,	Pursley,	Wood,
Fineman,	Lippincott,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Wynd,
Foerster,	Luigard,	Renwick,	Yatron,
Fox,	Lutty,	Riley,	Andrews, Speaker

NAYS—0

NOT VOTING—42

Auker,	Gibb,	Mahan,	Schuster,
Blair,	Gibson,	Miller, H. G.,	Schwartz,
Boles,	Hamilton,	Mills,	Seltzer,
Bower,	Haudenshield,	Moran,	Thompson,
Brown,	Henzel,	Murray, J. J.,	Trusio,
Comer,	Jenkins,	Naugle,	Weidner,
Dennis,	Jones, G. E.,	O'Dell,	Wheeler,
Ewing,	Jones, T. H. W.,	Perry, P. E.,	Wilt,
Floyd,	Kornick,	Petrosky,	Yetter,
Gallagher,	Light,	Rigby,	Zimmerman,
Garlock,	McCormack,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 95, entitled as follows:

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) increasing the mileage allowance for delegates to meetings of the state associations of township officers.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—168

Agnew,	Frank,	McCandless,	Rovansek,
Anderson,	Frascella,	McCann,	Royer,
Arlene,	Fulmer,	McDonald,	Rudisill,
Ashton,	Gailey,	McInroy,	Sakulsky,
Balthaser,	Gelfand,	McKeever,	Scarcelli,
Barton,	George,	McLaughlin,	Schaaf,
Bell,	Goldstein,	Machmer,	Sherman,
Bonner,	Goodrich,	Magee,	Shupnik,
Boris,	Gramlich,	Markley,	Silverman,
Bowman,	Guthrie,	Maxwell,	Snare,
Branca,	Heavey,	Meholchick,	Snider,
Brenninger,	Heffner,	Merry,	Stank,
Breth,	Helm,	Mihm,	Steckel,
Buchanan,	Hocker,	Miller, B. Z.,	Stevens,
Burns,	Holliday,	Monroe,	Stewart,
Capano,	Holt,	Muldowney,	Stimmel,
Capitolo,	Horst,	Mullen,	Stone,
Cianfrani,	Irvis,	Munley,	Stoner,
Cioffi,	Isaacs,	Murphy, A.J., Jr.,	Strausser,
Clarke,	Jim,	Murphy, P. J.,	Stroup,
Cooper,	Johnson, A. W.,	Murray, H. P.	Sullivan,
Crossin,	Johnson, R.,	Murray, P. G.,	Taylor,
Curwood,	Jump,	Musto,	Tompkins,
Davis,	Kamyk,	Needham,	Ujobai,
Dengler,	Kee,	Nelson,	Varallo,
Dennison,	Keiser,	O'Donnell, J. A.,	Varner,
Devlin,	Kernaghan,	O'Donnell, J. P.,	Verona,
Donahue,	Kessler,	Odorisio,	Wall,
Donaldson,	Knecht,	Ogilvie,	Walsh,
Dougherty,	Kooker,	O'Neil,	Wargo,
Down,	Korns,	Parlante,	Welsh,
Edwards,	Kovolenko,	Pashley,	Wescott,
Eilberg,	Kubitsky,	Perry, H. H.,	Whittaker,
Eshback,	Lamb,	Polaski,	Williams, A.D., Jr.,
Eshleman,	Lee, A. M.,	Polen,	Williams, E. S.,
Farabaugh,	Lee, K. B.,	Prendergast,	Willard,
Fetterolf,	Leonard,	Price,	Willaredt,
Filo,	Limper,	Pursley,	Wood,
Fineman,	Lippincott,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Wynd,
Foerster,	Luigard,	Renwick,	Yatron,
Fox,	Lutty,	Riley,	Andrews, Speaker

NAYS—0

NOT VOTING—42

Auker,	Gibb,	Mahan,	Schuster,
Blair,	Gibson,	Miller, H. G.,	Schwartz,
Boles,	Hamilton,	Mills,	Seltzer,
Bower,	Haudenshield,	Moran,	Thompson,
Brown,	Henzel,	Murray, J. J.,	Trusio,
Comer,	Jenkins,	Naugle,	Weidner,
Dennis,	Jones, G. E.,	O'Dell,	Wheeler,
Ewing,	Jones, T. H. W.,	Perry, P. E.,	Wilt,
Floyd,	Kornick,	Petrosky,	Yetter,
Gallagher,	Light,	Rigby,	Zimmerman,
Garlock,	McCormack,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 96, entitled as follows:

An Act amending "The Second Class Township Code"

approved May 1, 1933 (P. L. 103) providing for an increase in compensation of supervisors.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—168

Agnew,	Frank,	McCandless,	Rovansek,
Anderson,	Frascella,	McCann,	Royer,
Arlene,	Fulmer,	McDonald,	Rudisill,
Ashton,	Gailey,	McInroy,	Sakulsky,
Balthaser,	Gelfand,	McKeever,	Scarcelli,
Barton,	George,	McLaughlin,	Schaaf,
Bell,	Goldstein,	Machmer,	Sherman,
Bonner,	Goodrich,	Magee,	Shupnik,
Boris,	Gramlich,	Markley,	Silverman,
Bowman,	Guthrie,	Maxwell,	Snare,
Branca,	Heavey,	Meholchick,	Snider,
Brenninger,	Heffner,	Merry,	Stank,
Breth,	Helm,	Mihm,	Steckel,
Buchanan,	Hocker,	Miller, B. Z.,	Stevens,
Burns,	Holliday,	Monroe,	Stewart,
Capano,	Holt,	Muldowney,	Stimmel,
Capitolo,	Horst,	Mullen,	Stone,
Cianfrani,	Irvis,	Munley,	Stoner,
Cioffi,	Isaacs,	Murphy, A.J., Jr.,	Strausser,
Clarke,	Jim,	Murphy, P. J.,	Stroup,
Cooper,	Johnson, A. W.,	Murray, H. P.	Sullivan,
Crossin,	Johnson, R.,	Murray, P. G.,	Taylor,
Curwood,	Jump,	Musto,	Tompkins,
Davis,	Kamyk,	Needham,	Ujobai,
Dengler,	Kee,	Nelson,	Varallo,
Dennison,	Keiser,	O'Donnell, J. A.,	Varner,
Devlin,	Kernaghan,	O'Donnell, J. P.,	Verona,
Donahue,	Kessler,	Odorisio,	Wall,
Donaldson,	Knecht,	Ogilvie,	Walsh,
Dougherty,	Kooker,	O'Neil,	Wargo,
Down,	Korns,	Parlante,	Welsh,
Edwards,	Kovolenko,	Pashley,	Wescott,
Eilberg,	Kubitsky,	Perry, H. H.,	Whittaker,
Eshback,	Lamb,	Polaski,	Williams,A.D.,Jr.,
Eshleman,	Lee, A. M.,	Polen,	Williams, E. S.,
Farabaugh,	Lee, K. B.,	Prendergast,	Willard,
Fetterolf,	Leonard,	Price,	Willaredt,
Filo,	Limper,	Pursley,	Wood,
Fineman,	Lippincott,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Wynd,
Foerster,	Luigard,	Renwick,	Yatron,
Fox,	Lutty,	Riley,	Andrews, Speaker

NAYS—0

NOT VOTING—42

Auker,	Gibb,	Mahan,	Schuster,
Blair,	Gibson,	Miller, H. G.,	Schwartz,
Boles,	Hamilton,	Mills,	Seltzer,
Bower,	Haudenshield,	Moran,	Thompson,
Brown,	Henzel,	Murray, J. J.,	Trusio,
Comer,	Jenkins,	Naugle,	Weidner,
Dennis,	Jones, G. E.,	O'Dell,	Wheeler,
Ewing,	Jones, T. H. W.,	Perry, P. E.,	Wilt,
Floyd,	Kornick,	Petrosky,	Yetter,
Gallagher,	Light,	Rigby,	Zimmerman,
Garlock,	McCormack,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 97, entitled as follows:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. OGILVIE. Mr. Speaker, since these bills, like House Bill 97 and its companion bills, No. 98 and 101, had their inception in Local Government, I have been asked by large Veterans' groups to make their position clear with respect to this legislation. I would therefore like to read into the record a letter received from the Department Commander of the American Legion, Department of Pennsylvania, under date of February 3.

> The American Legion, Department of Pennsylvania, is very cognizant of three bills now in the House of Pennsylvania Legislature, Nos. 97, 98, and 101, which bills are for the increase of burial benefits by County Commissioners from $75 to $150, and increasing allowances for head-stones from $75 to $125, along with a similar increase of burial allowance for widows of veterans from $75 to $150, providing the total cost of the burial does not exceed $800.
>
> The American Legion with its more than 900 posts and membership of 260 thousand unanimously urge the support of these bills. We ask that you do everything in your power to see that this request is properly considered.

Also, a telegram from the Department of Pennsylvania Veterans of Foreign Wars:

> The Council of Administration, Department of Pennsylvania, Veterans of Foreign Wars of the United States consisting of Commanders from all Congressional Districts unanimously support bills providing for increase of burial benefits by County Commissioners from $75 to $150 and increasing allowance for head-stones from $75 to $125.

I urge that every Member in this House support this legislation.

Mr. NEEDHAM. Mr. Speaker, I would like to make a short statement on those bills.

Listening to Mr. Ogilvie on the other side of the House reading those letters into the record, and the telegram, as Chairman of the Committee on Military Affairs, I urge every Member of this House to vote for all those veterans' bills.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—168

Agnew,	Frank,	McCandless,	Rovansek,
Anderson,	Frascella,	McCann,	Royer,
Arlene,	Fulmer,	McDonald,	Rudisill,
Ashton,	Gailey,	McInroy,	Sakulsky,
Balthaser,	Gelfand,	McKeever,	Scarcelli,
Barton,	George,	McLaughlin,	Schaaf,
Bell,	Goldstein,	Machmer,	Sherman,
Bonner,	Goodrich,	Magee,	Shupnik,
Boris,	Gramlich,	Markley,	Silverman,
Bowman,	Guthrie,	Maxwell,	Snare,
Branca,	Heavey,	Meholchick,	Snider,
Brenninger,	Heffner,	Merry,	Stank,
Breth,	Helm,	Mihm,	Steckel,
Buchanan,	Hocker,	Miller, B. Z.,	Stevens,
Burns,	Holliday,	Monroe,	Stewart,
Capano,	Holt,	Muldowney,	Stimmel,
Capitolo,	Horst,	Mullen,	Stone,
Cianfrani,	Irvis,	Munley,	Stoner,

Cioffi,	Isaacs,	Murphy, A.J., Jr.,	Strausser,
Clarke,	Jim,	Murphy, P. J.,	Stroup,
Cooper,	Johnson, A. W.,	Murray, H. P.	Sullivan,
Crossin,	Johnson, R.,	Murray, P. G.,	Taylor,
Curwood,	Jump,	Musto,	Tompkins,
Davis,	Kamyk,	Needham,	Ujobai,
Dengler,	Kee,	Nelson,	Varallo,
Dennison,	Keiser,	O'Donnell, J. A.,	Varner,
Devlin,	Kernaghan,	O'Donnell, J. P.,	Verona,
Donahue,	Kessler,	Odorisio,	Wall,
Donaldson,	Knecht,	Ogilvie,	Walsh,
Dougherty,	Kooker,	O'Neil,	Wargo,
Down,	Korns,	Parlante,	Welsh,
Edwards,	Kovolenko,	Pashley,	Wescott,
Eilberg,	Kubitsky,	Perry, H. H.,	Whittaker,
Eshback,	Lamb,	Polaski,	Williams,A.D.,Jr.,
Eshleman,	Lee, A. M.,	Polen,	Williams, E. S.,
Farabaugh,	Lee, K. B.,	Prendergast,	Willard,
Fetterolf,	Leonard,	Price,	Willaredt,
Filo,	Limper,	Pursley,	Wood,
Fineman,	Lippincott,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Wynd,
Foerster,	Luigard,	Renwick,	Yatron,
Fox,	Lutty,	Riley,	Andrews, Speaker

NAYS—0

NOT VOTING—42

Auker,	Gibb,	Mahan,	Schuster,
Blair,	Gibson,	Miller, H. G.,	Schwartz,
Boies,	Hamilton,	Mills,	Seltzer,
Bower,	Haudenshield,	Moran,	Thompson,
Brown,	Henzel,	Murray, J. J.,	Trusio,
Comer,	Jenkins,	Naugle,	Weidner,
Dennis,	Jones, G. E.,	O'Dell,	Wheeler,
Ewing,	Jones, T. H. W.,	Perry, P. E.,	Wilt,
Floyd,	Kornick,	Petrosky,	Yetter,
Gallagher,	Light,	Rigby,	Zimmerman,
Garlock,	McCormack,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 98, Printer's No. 17,

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 100, entitled as follows:

An Act to amend "The Borough Code" approved May 4, 1927 (P. L. 519) empowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—168

Agnew,	Frank,	McCandless,	Rovansek,
Anderson,	Frascella,	McCann,	Royer,
Arlene,	Fulmer,	McDonald,	Rudisill,
Ashton,	Gailey,	McInroy,	Sakulsky,
Balthaser,	Gelfand,	McKeever,	Scarcelli,
Barton,	George,	McLaughlin,	Schaaf,
Bell,	Goldstein,	Machmer,	Sherman,
Bonner,	Goodrich,	Magee,	Shupnik,
Boris,	Gramlich,	Markley,	Silverman,
Bowman,	Guthrie,	Maxwell,	Snare,
Branca,	Heavey,	Meholchick,	Snider,
Brenninger,	Heffner,	Merry,	Stank,
Breth,	Helm,	Mihm,	Steckel,
Buchanan,	Hocker,	Miller, B. Z.,	Stevens,
Burns,	Holliday,	Monroe,	Stewart,
Capano,	Holt,	Muldowney,	Stimmel,
Capitolo,	Horst,	Mullen,	Stone,
Cianfrani,	Irvis,	Munley,	Stoner,
Cioffi,	Isaacs,	Murphy, A.J., Jr.,	Strausser,
Clarke,	Jim,	Murphy, P. J.,	Stroup,
Cooper,	Johnson, A. W.,	Murray, H. P.	Sullivan,
Crossin,	Johnson, R.,	Murray, P. G.,	Taylor,
Curwood,	Jump,	Musto,	Tompkins,
Davis,	Kamyk,	Needham,	Ujobai,
Dengler,	Kee,	Nelson,	Varallo,
Dennison,	Keiser,	O'Donnell, J. A.,	Varner,
Devlin,	Kernaghan,	O'Donnell, J. P.,	Verona,
Donahue,	Kessler,	Odorisio,	Wall,
Donaldson,	Knecht,	Ogilvie,	Walsh,
Dougherty,	Kooker,	O'Neil,	Wargo,
Down,	Korns,	Parlante,	Welsh,
Edwards,	Kovolenko,	Pashley,	Wescott,
Eilberg,	Kubitsky,	Perry, H. H.,	Whittaker,
Eshback,	Lamb,	Polaski,	Williams,A.D.,Jr.,
Eshleman,	Lee, A. M.,	Polen,	Williams, E. S.,
Farabaugh,	Lee, K. B.,	Prendergast,	Willard,
Fetterolf,	Leonard,	Price,	Willaredt,
Filo,	Limper,	Pursley,	Wood,
Fineman,	Lippincott,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Wynd,
Foerster,	Luigard,	Renwick,	Yatron,
Fox,	Lutty,	Riley,	Andrews, Speaker

NAYS—0

NOT VOTING—42

Auker,	Gibb,	Mahan,	Schuster,
Blair,	Gibson,	Miller, H. G.,	Schwartz,
Boies,	Hamilton,	Mills,	Seltzer,
Bower,	Haudenshield,	Moran,	Thompson,
Brown,	Henzel,	Murray, J. J.,	Trusio,
Comer,	Jenkins,	Naugle,	Weidner,
Dennis,	Jones, G. E.,	O'Dell,	Wheeler,
Ewing,	Jones, T. H. W.,	Perry, P. E.,	Wilt,
Floyd,	Kornick,	Petrosky,	Yetter,
Gallagher,	Light,	Rigby,	Zimmerman,
Garlock,	McCormack,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 120, entitled as follows:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) further providing for the election of councilmen upon the consolidation of boroughs.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—168

Agnew,	Frank,	McCandless,	Rovansek,
Anderson,	Frascella,	McCann,	Royer,
Arlene,	Fulmer,	McDonald,	Rudisill,
Ashton,	Gailey,	McInroy,	Sakulsky,
Balthaser,	Gelfand,	McKeever,	Scarcelli,
Barton,	George,	McLaughlin,	Schaaf,
Bell,	Goldstein,	Machmer,	Sherman,
Bonner,	Goodrich,	Magee,	Shupnik,
Boris,	Gramlich,	Markley,	Silverman,
Bowman,	Guthrie,	Maxwell,	Snare,
Branca,	Heavey,	Meholchick,	Snider,
Brenninger,	Heffner,	Merry,	Stank,
Breth,	Helm,	Mihm,	Steckel,
Buchanan,	Hocker,	Miller, B. Z.,	Stevens,
Burns,	Holliday,	Monroe,	Stewart,

Capano,	Holt,	Muldowney,	Stimmel,
Capitolo,	Horst,	Mullen,	Stone,
Cianfrani,	Irvis,	Munley,	Stoner,
Cioffi,	Isaacs,	Murphy, A.J., Jr.,	Strausser,
Clarke,	Jim,	Murphy, P. J.,	Stroup,
Cooper,	Johnson, A. W.,	Murray, H. P.	Sullivan,
Crossin,	Johnson, R.,	Murray, P. G.,	Taylor,
Curwood,	Jump,	Musto,	Tompkins,
Davis,	Kamyk,	Needham,	Ujobai,
Dengler,	Kee,	Nelson,	Varallo,
Dennison,	Keiser,	O'Donnell, J. A.,	Varner,
Devlin,	Kernaghan,	O'Donnell, J. P.,	Verona,
Donahue,	Kessler,	Odorisio,	Wall,
Donaldson,	Knecht,	Ogilvie,	Walsh,
Dougherty,	Kooker,	O'Neil,	Wargo,
Down,	Korns,	Parlante,	Welsh,
Edwards,	Kovolenko,	Pashley,	Wescott,
Eilberg,	Kubitsky,	Perry, H. H.,	Whittaker,
Eshback,	Lamb,	Polaski,	Williams,A.D.,Jr.,
Eshleman,	Lee, A. M.,	Polen,	Williams, E. S.,
Farabaugh,	Lee, K. B.,	Prendergast,	Willard,
Fetterolf,	Leonard,	Price,	Willaredt,
Filo,	Limper,	Pursley,	Wood,
Fineman,	Lippincott,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Wynd,
Foerster,	Luigard,	Renwick,	Yatron,
Fox,	Lutty,	Riley,	Andrews, Speaker

NAYS—0

NOT VOTING—42

Auker,	Gibb,	Mahan,	Schuster,
Blair,	Gibson,	Miller, H. G.,	Schwartz,
Boles,	Hamilton,	Mills,	Seltzer,
Bower,	Haudenshield,	Moran,	Thompson,
Brown,	Henzel,	Murray, J. J.,	Trusio,
Comer,	Jenkins,	Naugle,	Weidner,
Dennis,	Jones, G. E.,	O'Dell,	Wheeler,
Ewing,	Jones, T. H. W.,	Perry, P. E.,	Wilt,
Floyd,	Kornick,	Petrosky,	Yetter,
Gallagher,	Light,	Rigby,	Zimmerman,
Garlock,	McCormack,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 123, entitled as follows:

An Act to amend "The First Class Township Code" approved June 24, 1931 (P. L. 1206) empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—168

Agnew,	Frank,	McCandless,	Rovansek,
Anderson,	Frascella,	McCann,	Royer,
Arlene,	Fulmer,	McDonald,	Rudisill,
Ashton,	Gailey,	McInroy,	Sakulsky,
Balthaser,	Gelfand,	McKeever,	Scarcelli,
Barton,	George,	McLaughlin,	Schaaf,
Bell,	Goldstein,	Machmer,	Sherman,
Bonner,	Goodrich,	Magee,	Shupnik,
Boris,	Gramlich,	Markley,	Silverman,
Bowman,	Guthrie,	Maxwell,	Snare,
Branca,	Heavey,	Meholchick,	Snider,
Brenninger,	Heffner,	Merry,	Stank,
Breth,	Helm,	Mihm,	Steckel,
Buchanan,	Hocker,	Miller, B. Z.,	Stevens,
Burns,	Holliday,	Monroe,	Stewart,
Capano,	Holt,	Muldowney,	Stimmel,
Capitolo,	Horst,	Mullen,	Stone,
Cianfrani,	Irvis,	Munley,	Stoner,
Cioffi,	Isaacs,	Murphy, A.J., Jr.,	Strausser,
Clarke,	Jim,	Murphy, P. J.,	Stroup,
Cooper,	Johnson, A. W.,	Murray, H. P.	Sullivan,
Crossin,	Johnson, R.,	Murray, P. G.,	Taylor,
Curwood,	Jump,	Musto,	Tompkins,
Davis,	Kamyk,	Needham,	Ujobai,
Dengler,	Kee,	Nelson,	Varallo,
Dennison,	Keiser,	O'Donnell, J. A.,	Varner,
Devlin,	Kernaghan,	O'Donnell, J. P.,	Verona,
Donahue,	Kessler,	Odorisio,	Wall,
Donaldson,	Knecht,	Ogilvie,	Walsh,
Dougherty,	Kooker,	O'Neil,	Wargo,
Down,	Korns,	Parlante,	Welsh,
Edwards,	Kovolenko,	Pashley,	Wescott,
Eilberg,	Kubitsky,	Perry, H. H.,	Whittaker,
Eshback,	Lamb,	Polaski,	Williams,A.D.,Jr.,
Eshleman,	Lee, A. M.,	Polen,	Williams, E. S.,
Farabaugh,	Lee, K. B.,	Prendergast,	Willard,
Fetterolf,	Leonard,	Price,	Willaredt,
Filo,	Limper,	Pursley,	Wood,
Fineman,	Lippincott,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Wynd,
Foerster,	Luigard,	Renwick,	Yatron,
Fox,	Lutty,	Riley,	Andrews, Speaker

NAYS—0

NOT VOTING—42

Auker,	Gibb,	Mahan,	Schuster,
Blair,	Gibson,	Miller, H. G.,	Schwartz,
Boles,	Hamilton,	Mills,	Seltzer,
Bower,	Haudenshield,	Moran,	Thompson,
Brown,	Henzel,	Murray, J. J.,	Trusio,
Comer,	Jenkins,	Naugle,	Weidner,
Dennis,	Jones, G. E.,	O'Dell,	Wheeler,
Ewing,	Jones, T. H. W.,	Perry, P. E.,	Wilt,
Floyd,	Kornick,	Petrosky,	Yetter,
Gallagher,	Light,	Rigby,	Zimmerman,
Garlock,	McCormack,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTIONS

CONDOLENCE

Mr. GEORGE offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 4, 1959.

On January 29, 1959, death claimed Calvin C. Stoner then in his eighty-third year. Calvin Stoner was the beloved father of Clarence Stoner a member of this House. He was survived by his wife Lucy, five sons and two daughters and twenty-five grandchildren.

Calvin Stoner was born on October 14, 1875 and spent his entire life in the borough of Shiremanstown. While his occupation was that of building contractor, he found time to serve his community and devote his efforts and talents to its benefit. He served as burgess and as assessor for Shiremanstown.

He was a member of the Evangelical United Brethren Church of Shiremanstown and was very active in its affairs, spending uncountable hours in the service of his God.

His many accomplishments could well evoke pride in any man but his one source of pride was in the family he reared. God entrusted him and his beloved wife with seven little babes and together they molded them into the fine citizens our State so urgently needs. He was truly a good husband and father; therefore be it

Resolved, That the members of the House of Representatives extend our most sincere sympathies to the widow and family of Calvin Stoner in this their hour of loss, and bid them take courage in the knowledge that their loved

one has received the reward God promised; and be it further

Resolved, That a copy of this resolution be presented to Clarence C. Stoner and a copy forwarded to Mrs. Lucy Stoner at 213 East Main Street, Shiremanstown, Pennsylvania.

Mr. DOWN offered a resolution which was filed with the Clerk.

QUESTION OF PERSONAL PRIVILEGE

Mr. GALLAGHER. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. GALLAGHER. I wish to be recorded as being present.

PERMISSION TO ADDRESS HOUSE

Mr. A. W. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, I believe it is incumbent upon the Minority from time to time to make a few observations because I believe that our two-party system calls for an aggressive, progressive Majority and a militant Minority. I just want to say to the House that we intend, on this side, to operate within that principle, because I feel that only by doing that very thing has America become great; has Pennsylvania become the great state it is. The only way that we are going to have the crystallized opinion of Pennsylvania is for us here on this floor to debate the issues as we see them and then we will stand before the bar of public opinion.

Now, for one thing, I want to mention this morning, I want to compliment our Governor on his economy program. I believe that his so-called program of austerity, at this point, is commendable. I think no matter who had been elected Governor of Pennsylvania he would have had to do the same thing that the Governor is doing now. His rolling back of appropriations and making the departments justify expenditures from here on out is, of course, a good faith attempt to try to minimize the deficit.

I can only say this, however, that last summer some of us were sitting around and talking about the fact that the then Governor knew what was going on in the state, knew that the taxes, by reason of the short recession, were not bringing in the revenues they were supposed to, and that we would end up with a deficit well over $100 million. We were wondering why the Governor of Pennsylvania then did not take some strong methods to minimize the deficit. Maybe he should have called a special session and addressed the perilous condition of the state to us here in a special session, and I am sure that this General Assembly would have arisen to the occasion and instead of letting the thing go the way it has, I think we would have done something about it. It reminds me of that hymn that goes something like this, "Drifting perilously with the tide."

That is what Governor Leader did and I am wondering whether our present Governor is not doing it to some extent, but as I say, we commend him for now, even though it is a little late, trying to remedy the situation.

I want to observe also about the session to date. We are into the fourth week. I probably would not be on the floor today except that Members yesterday came down here to this desk and talked to those of us who were sitting here and were very irate over the way things are going.

I will just give you some of the remarks that were passed here. "Think of the frightening expense to the Commonwealth, having us here with no program in front of us, to say nothing of the cost to the Members, but," this Member said, "I am not kicking about that even though it runs, with my car fare and all, to quite a bit of money. After all we are getting our expenses but it is costing the state a tremendous amount of money."

One wanted to know, "Where has the Governor been since election day with his program?"

I realize I am repeating what I said last week. He wants to know what the Governor did during November, what did he do during December, where was he the first 20 days in January? We, frankly, had the same Cabinet people in office who could have had legislation ready and put it in even the first few days of the session so that we would have had something before of us with some meat to it, something for us to fight about, to debate about, for the good of this great state of Pennsylvania.

I even had one Member say, "Well I am wondering if the Governor isn't more interested in who is going to be the next mayor of Pittsburgh than he is in getting down to work and giving the General Assembly a job to do so that we can have a short businesslike session that we have all bragged about.

Another Member wondered whether we are not being embarrassed because we did not go along on a recess, and that there is a planned attempt to embarrass the membership because we did not go on recess. I believe that had Governor Lawrence said, "I would appreciate a recess so that it will give me a chance to get a program ready so that we will have something really important for you around the end of February or the first of March," this House would have bought it. But, when it was put in the lap of the General Assembly that we had to decide whether we were going home or not, then that puts the onus on us and, of course, subjects us to ridicule by the people back home.

The papers are already wondering what is going on here, why aren't we doing business, why isn't something being accomplished. I know you are saying, "Well, we are waiting for the Tax Policy Committee report." The Governor of this Commonwealth cannot hide behind the Tax Policy Committee. With the power goes the responsibility. It is up to our Executive to, of course, present the budget, say how much money he needs, and for him to decide a tax program. This ought to be his tax program. We owe him no less.

Since time immemorial the party that is in power comes forth with a tax program, and it is up to you people to make a good faith attempt to get the votes for your tax program. We did it in 1951, we did it in 1953, we did it in 1955 and we did it in 1957. You, on your side, when you were in the Minority, no one could have been more militant than you people were, and we feel, to repeat, that that is the way we have to be over here.

Now I am pleading with you again, see the Governor, get his program. Last week we thought the Unemployment Compensation Bill was on the Calendar. Let's amend it and let's save that fund that is in dire straits. Let's do something about that rather than borrow the money from the Federal Government.

I was assured that the Department of Labor and Industry is working on extensive amendments to Unemployment Compensation and soon you will have that program. Well, let's get that program here, let's save that one fund, let's be statesmen and put our House in order so far as that particular fund is concerned. There are so many things that we can do here if you folks who are in power would just get around, get it introduced, get it in Committee, and give us a job to do. It is up to the Governor, I would say, to really snap into it. He cannot hide behind that Tax Policy Committee. It is his job. The Governor of Pennsylvania by law is one of the most powerful chief executives in the nation. Our Administrative Code is written around the Governor. Practically every law we pass says, "It shall be by and with the approval of the Governor of the Commonwealth." He is one of the most powerful chief executives in the nation. It is upto him to act, and act as quickly as he can, to give this body, one of the greatest bodies in the nation, as I have said here before, a good hard job to do, because we want to get out of here, we want to do a good job for Pennsylvania, and I am sure I am speaking for the membership on our side of the House. They want to get down to work; they want to see some real action.

PERMISSION TO ADDRESS HOUSE

Mr. McCANN asked and obtained unanimous consent to address the House.

Mr. Speaker, I listen each week with delight to the wonderful words of wisdom expounded by the Minority Leader, the gentleman from McKean, Mr. Johnson—words of wisdom this week, of foresight that would have been so nice a few weeks ago in helping to solve some of the proposals that he has presented here today.

We favored a recess, a recess in which a newly elected Governor would have an opportunity and we would have an opportunity to work on major programs for a short period of time; a recess in which our Committees would have worked to produce a program. I think this particular item was outlined very carefully by words of wisdom of men of bygone years from the record that Mr. Andrews presented here on the floor of this House.

I would like to differ regarding the tax program. I believe it is our responsibility to provide the taxes, to produce the revenue that we shall decide will pay for the program that we want for the people of Pennsylvania for this biennium. We are well aware that there is a large deficit. We commend and we think it is wonderful that the new Governor of Pennsylvania has seen fit to do everything within his power to assure the citizens of Pennsylvania that the deficit will definitely be held to the absolute bare minimum as far as he can within his power.

I certainly would like to think that the remarks spread on the record this morning would indicate that prior sessions in prior years guaranteed this House a program within the first 15 days of any Governor who sat in the chair of the executive office. I do not believe that anyone denies the first two weeks of any session is normally taken up in our old organization procedures. The oath of office, the installation of Members, the announcement of Committees, the organization of Committees—this was done in this House this year in this session just as rapidly as any other record will indicate. All 32 committees are in operation. Even with the problem that we have regarding insufficient space to operate our House and our Committees, to insure their functioning in a proper manner we have temporarily outlined a program where our Committees are starting to move.

Within the last two weeks, the time the new Governor has been in office, I think that he carries with him the good will of all Pennsylvanians, Democrat and Republican, that he intends and is doing the duties prescribed far over and above that of a chief executive, assuring to the people of Pennsylvania that every dollar will be spent wisely. You have been assured, as well as we have, that there will be no major new legislative sweeping programs that will cost tremendous sums of taxpayers' money. You have been assured in conferences that we, as the Members of the House, will act on various major pieces of legislation, and I can assure you again that the UC fund which is in dire condition and will be so in April, that that bill which we passed and is over in the Senate was one of the safest assurances and insurance for the fund that if we would have a recession, which we hope we do not in 1959, that we have some provision to assure these people their payments during this coming year.

As I expressed that week, I express again, may we never have to borrow one penny of the $112 million. I know that the amendments to the UC bill will be offered by various groups, individuals and the Department of Labor and Industry. Many of these proposed amendments or changes for the US fund will in some aspects meet with the entire approval of this House, and in many others there certainly will be a highly controversial issue, a decision which we will have to make as a Legislative body, either passing or rejecting it.

But regarding the tax program and the Highway tax program, they are well aware that we will present such a program in a short period of time, although even a few weeks is rather short in grinding out legislation in the Halls of the House here in Pennsylvania or any other State.

We will present such a program, the executive branch will present its program and we then will have to decide either to alter, change, approve or disapprove, and that program will be here very shortly.

Neither you nor I can hide behind a Tax Study Commission report because only you and I can vote for the tax bills. We can try to camouflage all we want; we can take the recommendations of some of the finest organizations in Pennsylvania, certainly the Pennsylvania Economy League, the Governors' Tax Study Commission, or our own Joint State Government Commission, and from that we will produce the tax measure that you and I will be called uopn to vote in this session.

The budget will be here early enough and I think you have read in the newspapers of those departments which have been directed to reduce the amount in their budget requests, which certainly will indicate that only those dollars will be asked for that are spent wisely to provide the services that we must give to our citizens in Pennsylvania.

I often like to think that the minority, whether we are in the minority or the other Members are in the minority, that we certainly must be militant, and rightly so; a sound, healthy two-party system indicates that it pro-

duces the best type of government for the greatest number of citizens in our Commonwealth.

I am well aware that we have operated and will continue to operate within the next two weeks very rapidly on minor legislation, but may I assure you that each of these pieces of minor legislation are just as important to some township, some county, some borough, as some of our major pieces are to the entire Commonwealth. That these particular small bills that seem to be of no consequence or interest at this point are strictly important to those who need them, and that by acting upon this legislation in the early part of the session we certainly will be able to say that we have moved them out of the way for the major problems of March and April. This in itself is rather speedy. We may not have had the major items on February 4th to grind out, for the Committees to work on, but I think you will agree that come March 4th and April 4th they will be grinding in some pretty rough, tough grist, something they can chew on for many an hour.

I compliment all of the Members of this House for their fine attendance here, for working faithfully in the early weeks—for we have worked the early weeks of this session—to pass every emergency item placed before us, to pass it speedily and quickly to the other chamber, to act upon those bills that they have sent to us as quickly as possible, and we will continue to do so in a businesslike manner, even though some time in March we will reassemble many of our Committee rooms when we get more space, and this will not in one way slow down the work of the 32 standing committees of this House.

I would like to say that the remarks today of the Minority Leader certainly were in a different tone from a week ago when a catastrophe struck the Wyoming area, about the decision of the Governor to send his Executive Secretary to personally represent him on the scene. I think he has done a fine, outstanding job, doing everything humanly possible on this particular program.

And, Mr. Speaker and Members of the House, in the next weeks we will continue to grind out, slowly as it may be, that legislation which these Committees study over and decide to approve and place on the calendar for us to act on as a body. Each of these weeks have not been wasted and will not be wasted. Once a decision was made to abandon any recess, I immediately ordered and have called all Committees to function. They have functioned from that day on, and will continue next week and the weeks after that.

We ourselves will write other major bills that we are ready to draw from the Legislative Reference Bureau, which we believe will be acted upon by these Committees in a short period of time.

So today it may not seem important, the work you did this week was rather small, but may I assure you in the weeks to come you will have plenty to chew on, rough and tough. The decisions we make will be ours, for only we can act upon those bills.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I actually had no intention when I vacated the Chair of taking the floor. I had been informed that the remarks the gentleman from McKean made, probably would be made before his party caucus next Monday, in order to prevent an insurrection on the part of his Members who did not exactly agree with his policy when he so valiantly opposed the recess idea.

I am pleased that the gentleman from McKean has said that the Minority, which now and then becomes the Majority, will be very incisive, intelligent and persistent in its criticisms, and I say to him "Lay on, Mac Duff, and Damned be he who first cries, 'Hold; enough'."

I took the floor primarily to point out to the House that come the middle of March, or maybe the first of March, for the first time in the history of this House the chairman of every major committee will have a year-around committee room in which he can work, and he will have secretarial assistance.

That is a move that should have been made 20, 30, or even 40 years ago. Committee Chairmen have never had the facilities with which to work; Committees have never had the facilities with which to work. With the assistance of the other side and some little persuasion in various circles, space has been cleared. The Department of Commerce will be moved, much to its regret, and the committees of this House will move, and will soon have the facilities that enable Committees to work intelligently and persistently.

My motive in speaking today is to outline an objective as to parliamentary procedure. We should have organizations state-wide in November and December preparing legislation. We should have the Departments preparing legislation. In December, January and February all of those who want to appear before the bar of this House with legislation should have their legislation prepared. If we are proceeding intelligently we would devote the entire month of March to committee consideration of pending legislation.

The Administration would know that it would have to get its bills in; the organizations would know that they would have to get their bills in. Thirty days, one month, of intensive Committee study of legislation in quarters permitting the study of legislation intelligently and continuously, and then this House, by the first of April, could convene for action. Thirty days of study, thirty days of action, and you could roll down the curtain. Now we cannot achieve that objective, but we can work toward it.

I want to call the attention of the House to a bill sponsored by the Chairman of the House Minority Caucus, I think by the Minority Leader, by the Majority Leader, and by myself. That bill will provide that the leadership in the House and Senate be constituted a year-around committee of inquiry. It will not be vested with any administrative powers, but it will be vested with the responsibility of making inquiry, constant inquiry over the years, as to how the money which we have appropriated is actually being spent; some idea of what we are getting for the dollars we appropriate.

I do not know how wise the gentlemen on the other side are concerning the fiscal affairs of the Commonwealth, but we will shortly be confronted with a budget with which we have not had the facilities to cope. We do not even know enough about the operations of our government to ask intelligent questions. The Departments come in with their experts. Our Appropriations Committee decides, in the course of a few hours, the disposition of millions. I say to you that a House and a General

Assembly that does not know more than we actually know about the fiscal affairs of the Commonwealth, has been neglecting its obligations.

We propose first to provide the Committees with rooms in which they can work effectively. Then, if the House and Senate agree, we will provide this General Assembly with the means, the leadership, the year-around inquiry, so that come the next session of our General Assembly we will have some knowledge of the details of our government, something we have never had.

I think I am as well acquainted with the details of government as any man in this House, and yet I feel incompetent as I stand here, intelligently to question or analyze the budget that will be presented for our consideration, with the minority probably demanding instant action. I have been on this Hill many years and I have yet to see a General Assembly in a position intelligently to pass upon an administrative budget.

One further thing. Only a few of the old-timers can remember the day, but there was a time when the committees of this House were so fortified with information and acquaintance—with a government much narrower in the scope than it now is—that at the beginning of the session the committees began to formulate legislation. They did not have to wait for some word from the front office for all that they should do. The Committees acted de novo, the way legislative committees should act.

Now this bill sponsored by the four men named represents with me a 20-year objective. I know a somewhat similar bill was vetoed. The bill, I think, that was vetoed had some vestige of administrative authority. This bill does not. It is a bill that should be passed. It is a bill that should be signed. It is a bill which, if vetoed, should pass over the Governor's veto.

PERMISSION TO INTERROGATE

Mr. GOLDSTEIN asked and obtained unanimous consent to interrogate the Majority Leader.

Mr. GOLDSTEIN. Mr. Speaker, did I understand the Majority Leader to say that the administration will have no major program of spending?

Mr. McCANN. No new major legislative programs that will cost tremendous sums of money, correct.

Mr. GOLDSTEIN. Mr. Speaker, do I understand the Majority Leader to say that the policy of the administration is that we want a retrenchment?

Mr. McCANN. You did not.

Mr. GOLDSTEIN. Then Mr. Speaker, will the Majority Leader explain how we can have an expanding program without major funds to inspect?

Mr. McCANN. Perhaps the gentleman has a misinterpretation of major legislative programs. There is a series of programs that could be instituted under Welfare. Each would be a major program. Estimated costs would vary. In certain other departments there could be major legislative programs, additional services, which would cost a great amount of money.

Mr. GOLDSTEIN. Mr. Speaker, does that conform with the Democratic platform of 1958? For the benefit of the Majority Leader I ask him to look at page 75 of the Legislative Journal.

Mr. McCANN. The gentleman does not have to have me refer to the Legislative Journal. Two people sit in this Hall of the House who were on platform committees. I am one who helped in drafting the Democratic State Platform, and I assure you that your interpretation as to what the Democratic State Platform does will be determined by the legislative plans and, again, I repeat, item by item the Republican State Platform is far more liberal than the Democratic State Platform.

Mr. GOLDSTEIN. I hate to have the Majority Leader put me in the position of being a Humphrey and he a Mark Hanna. Now will the Majority Leader tell us whether or not the Democratic Platform intends to carry on the program of the Leader Administration?

Mr. McCANN. It intends to consolidate those services rendered and gained in his administration, carrying out those portions that were instituted under the former Governor, Governor Leader.

Mr. GOLDSTEIN. Now, Mr. Speaker, will the Majority Leader tell me how you can have no major program of spending by carrying out and implementing the following items in the platform to which the Democrats pointed with pride in 1958, and I read them.

> "Acceleration of public work to create jobs during the recession. The greatest program of highway construction in the history of the Commonwealth . . .
>
> The largest school construction program in the history of any state . . .
>
> The greatest progress of any state in the treatment and cure of mental illness.
>
> The expansion of recreational facilities . . .
>
> Aid for slum clearance in redevelopment programs."

Now, Mr. Speaker, will the Majority Leader tell me how, when he pointed with pride to these accomplishments, he intends to carry on a policy without any major financing?

Mr. McCANN. I did not say any major finances. I said any major new legislative programs. The section of the platform you are reading from points with pride to the accomplishments of the Leader Administration, each of which is correct.

Mr. GOLDSTEIN. Mr. Speaker, does not the Majority Leader say that inferred to the people of this Commonwealth that you intended to carry on this program?

Mr. McCANN. Precisely so.

Mr. GOLDSTEIN. All right. Now will not this program cost money?

Mr. McCANN. Certainly, this program has cost money in the 1957 budget even.

Mr. GOLDSTEIN. Well, will not this program cost major money and major expenditures?

Mr. McCANN. This program will cost certain amounts of new expenditures to continue it, major expenditures, as a matter of opinion.

Mr. GOLDSTEIN. I also call the attention of the Majority Leader to this sentence from the platform.

> All good programs cost money. The Democratic party does not pretend otherwise.

Now Mr. Speaker, does not the Majority Leader know that the people of the Commonwealth were led to believe that there would be new taxes by virtue of an expanded program?

Mr. McCANN. I beg your pardon. Yes, Mr. Goldstein, the platform states that at the conclusion of the platform

and there has never been any doubt but what additional revenue will have to be raised in the present Session.

Mr. GOLDSTEIN. Thank you, Mr. McCann.

PERMISSION TO ADDRESS HOUSE

Mr. GOLDSTEIN. I ask unanimous consent to make a few brief remarks.

The SPEAKER pro tempore. Without objection, the gentleman will proceed. The Chair hears none.

Mr. GOLDSTEIN. Any man reading the Democratic Platform was led to believe that there would be a major program carrying on the Leader Administration's work in mental health and other features. Anybody reading this platform would be of the opinion that there would be major expenditures of money. In connection with these major expenditures of money I believe it the obligation of the Democratic Party to carry out their promises to the citizens of the Commonwealth of Pennsylvania.

I will say to him that the Members on this side, if they have a safe, sound program required for the interests of all the citizens of the Commonwealth in mental health, in schools and other needed items, they will have our cooperation. We only ask of them that they stand up to their program of fiscal responsibility, and not try to evade the responsibilities of administration, and of a major party.

Mr. GOLDSTEIN. Also I would like to ask the Majority Leader one more question.

The SPEAKER pro tempore. Will the Majority Leader permit himself to be interrogated further?

Mr. McCANN. I shall, Mr. Speaker.

Mr. GOLDSTEIN. Implementing the remarks of the Speaker, Mr. Andrews, is it not true that from year to year we have a Joint State Government Commission which is supposed to study taxes? And is there not any report on the tax matter from the Joint State Government Commission?

Mr. McCANN. Mr. Speaker, that is quite true, and I believe the next meeting of the Joint State Government Commission executive committee is scheduled for next Tuesday. I believe—I am not sure of this, Mr. Royer can verify it instantly—this would be one of the reports in front of the Executive Committee next week. There certainly has been a study all summer long regarding revenue-producing items, and a very, very wonderful job was done by the Joint State Government Commission.

Mr. GOLDSTEIN. Mr. Speaker, will we get that report before we get the nonpartism report?

Mr. McCANN. Mr. Speaker, I hope. I could answer that by saying yes, but I could answer it after Tuesday. I certainly hope we do, following Tuesday's meeting, but I am not sure of that.

Mr. GOLDSTEIN. I concur in the hope.

Mr. McCANN. Mr. Speaker. I would just like to thank the gentleman from Allegheny for his spirit of cooperation, and may I assure him we will accept it.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 29, 30, 31, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 57, 70, 71, 78, and 110.

ANNOUNCEMENTS

Mr. A. W. JOHNSON. Mr. Speaker, I would like to announce that there will be Republican Caucus on Monday at 3:00 o'clock.

Mr. McCANN. Mr. Speaker, The House will operate Monday and Tuesday of next week. Monday at 4:30, Tuesday at 12.

There will be a Democratic Caucus on Monday at 2:30 p. m. in the New House Caucus Room. Notice will be sent to each of the Members.

There are already four committee meetings scheduled for next Tuesday. Announcement will be made in the notice, as well as Monday in the House.

I have one announcement to make which caused us some embarrassment yesterday. There were seven automobiles of Members of the House of Representatives, and one from the Senate that were double parked on the exit ramp on the north end of the plaza.

Double parking is not permitted in case of fire, for the fire trucks, ambulances or any emergency.

I would ask again that all Members of the House please bear with the parking system that exists—first come, first served on the plaza. Those who cannot get on the plaza, Parking Lot 14 is a black-top parking lot. As soon as the buildings are demolished at the rear of the Capitol, we have been assured of additional parking space for House Members.

May I ask again, please no double parking by any House Member's automobile on the exit ramp of the plaza.

QUESTION OF PERSONAL PRIVILEGE

Mr. ZIMMERMAN. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. ZIMMERMAN. I was absent during the calling of the roll because of sickness in the family and I would like to be recorded as being present.

QUESTION OF PERSONAL PRIVILEGE

Mr. FLOYD. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. FLOYD. I wish to be recorded as being present.

ANNOUNCEMENTS

House Members are again reminded not to lock their House Bill binders in their desks. Please leave your binders on top of your desks so that bills may be inserted in the binders by the Clerks.

ADJOURNMENT

Mr. A. D. WILLIAMS, Jr. Mr. Speaker, I move that this House do now adjourn until Monday, February 9, 1959 at 4:30 p. m.

The motion was agreed to, and (at 11:47 a. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

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SENATE

MONDAY, FEBRUARY 9, 1959.

The Senate met at 3:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. H. GLENN CARPENTER, Pastor of the First Christian Church, Johnstown, offered the following prayer:

O Thou, unto Whom all hearts are open, all desires known and from Whom no secrets are hid, we pause to recognize Thee this day as the source of our guidance and our strength.

Bless the President of the Senate as he presides, and the Officers and Members of this Body as they work together for the common good of the citizens of our great Commonwealth. Strengthen the sense of duty in our political life, to the end that those who are called upon to serve in any capacity may do so with a sure sense of responsibility both to man and to Thee.

Help these, Thy servants, to find the path of right and give to them the will to walk therein, to the end that the labors of this day may prove worthy of Thy blessing, through Jesus Christ, our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. PROPERT, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alan Bachrach, 5905 North Broad Street, Philadelphia, Philadelphia County, for reappointment as a member of the State Board of Veterinary Medical Examiners, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE INDIANA COUNTY BOARD OF ASSISTANCE

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Indiana County Board of Assistance:

Robert A. Bracken (Dem.), R. D. 1, Vintondale, Indiana County, until December 31, 1961, and until his successor is duly appointed and qualified, vice Harry A. Shearer, Indiana, whose term expired.

Merle L. Dickson (Prohibitionist), Black Lick, Indiana County, until December 31, 1959, and until his successor is duly appointed and qualified, vice Frank T. Valeri, Indiana, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE PENNSYLVANIA LIQUOR CONTROL BOARD

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Daniel B. Swaney, Uniontown, Fayette County, for appointment as a member of the Pennsylvania Liquor Control Board from December 2, 1957, until November 29, 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE WORKMEN'S COMPENSATION BOARD

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Workmen's Compensation Board, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

John L. Dorris, 41 West Broad Street, Nanticoke, Luzerne County.

Hugo J. Parente, 401 McKee Avenue, Monessen, Westmoreland County.

Thomas B. Noonan, Park Crest, Mahanoy City, Schuylkill County.

DAVID L. LAWRENCE.

MEMBERS OF THE PENNSYLVANIA TURNPIKE COMMISSION

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Pennsylvania Turnpike Commission:

Joseph J. Lawler, Jessup, Lackawanna County, from October 2, 1957, until June 4, 1967, and until his successor is appointed and qualified.

E. James Trimarchi, Jr., Indiana, Indiana County, from October 2, 1957, until June 4, 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE PENNSYLVANIA SECURITIES COMMISSION

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Pennsylvania Securities Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Frank N. Happ, 386 Calderwood Street, Pittsburgh, Allegheny County.

J. Warren Mickle, 12 South Thirteenth Street, Harrisburg, Dauphin County.

Mrs. Elizabeth G. Zeidman, 1319 Panther Road, Rydal, Montgomery County.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE VETERANS' COMMISSION

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Veterans' Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

John G. Rainey, 7216 McPherson Boulevard, Pittsburgh 8, Allegheny County.

Frank J. Kozicki, 567 West Lemon Street, Lancaster, Lancaster County.

Maurice W. Baruth, 7140 Reynolds Street, Pittsburgh 8, Allegheny County.

John C. Cavender, Hop Bottom, Susquehanna County.

Sterling L. Morelock, 1141 North Highland Avenue, Pittsburgh 6, Allegheny County.

Paul E. Walters, Pine Grove, Schuylkill County.

DAVID L. LAWRENCE.

COMMISSIONER OF DEEDS

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Miss Ann F. Reardson, P. O. Box 57, 262 Main Street Portland, Connecticut, for appointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of Connecticut, for the term of five years, to compute from the date of confirmation.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Donald J. Warson, 409 Home Drive, Level Green, Trafford, Westmoreland County, for appointment as Justice of the Peace in and for the Township of Penn, Westmoreland County, to serve until the first Monday of January 1960, vice Alphonse J. Bredel, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John Young, Jr., Box 74, Penn, Westmoreland County, for appointment as Justice of the Peace in and for the Borough of Penn, Westmoreland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John L. Boden, 4518 Library Road, Bethel, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Bethel, Allegheny County, to serve until the first Monday of January 1960, vice Allan R. Reid, resigned.

DAVID L. LAWRENCE.

GENERAL COMMUNICATIONS

The PRESIDENT laid before the Senate the following communications, which were read by the Clerk as follows:

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF BANKING
HARRISBURG, PENNSYLVANIA

THE SECRETARY

February 4, 1959.

Gentlemen:

Your confirmation of my appointment as Secretary of Banking of the Commonwealth of Pennsylvania by Governor Lawrence honors me. I sincerely appreciate your action.

I am pleased to have the opportunity to continue to serve the people of my State. It will be my sincere endeavor to always serve their best interests in my conduct of this high office. I trust that my official actions will justify your approval of my appointment.

Sincerely,
/s/ Robert L. Myers, Jr.
Robert L. Myers, Jr.
Secretary of Banking

Members,
Senate of Pennsylvania,
Harrisburg, Pennsylvania

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF BANKING
HARRISBURG, PENNSYLVANIA

OFFICE OF SECRETARY OF HIGHWAYS

February 4, 1959.

Gentlemen:

I wish to extend to you my thanks for your kindness and confidence in approving my appointment to the position as Secretary of Highways in the Commonwealth of Pennsylvania.

I trust that I will be able to justify your confidence in me in doing a good job for the Commonwealth.

Yours very truly,
/s/ Park H. Martin
Park H. Martin,
Secretary of Highways

The Honorable Members of the Senate
Commonwealth of Pennsylvania
General Assembly
Room 256, Main Capitol Building
Harrisburg, Pennsylvania

The PRESIDENT. These communications will be printed in the Journal.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 93, entitled:

An Act amending the act of May 2, 1925 (P. L. 501), entitled "An act authorizing municipalities to impose a penalty, not exceeding five per centum, on all municipal assessments which are not paid within ninety days from the date of the assessment," extending the provisions of the act to townships.

Which was committed to the Committee on Local Government.

House Bill No. 95, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), increasing the mileage allowance for delegates to meetings of the state associations of township officers.

Which was committed to the Committee on Local Government.

House Bill No. 96, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), providing for an increase in compensation of supervisors.

Which was committed to the Committee on Local Government.

House Bill No. 97, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323), increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

Which was committed to the Committee on Local Government.

House Bill No. 100, entitled:

An Act to amend The Borough Code," approved May 4, 1927 (P. L. 519), empowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created.

Which was committed to the Committee on Local Government.

House Bill No. 120, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), further providing for the election of councilmen upon the consolidation of boroughs.

Which was committed to the Committee on Local Government.

House Bill No. 123, entitled:

An Act to amend "The First Class Township Code," approved June 24, 1931 (P. L. 1206), empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

Which was committed to the Committee on Local Government.

HOUSE CONCURS IN AMENDMENTS TO HOUSE CONCURRENT RESOLUTION, SERIAL No. 19

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Concurrent Resolution, Serial No. 19.

BILLS INTRODUCED AND REFERRED

Mr. PROPERT read in his place and presented to the Chair, Senate Bill No. 170, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing that the zoning board of adjustment must give their decision within thirty days.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair, Senate Bill No. 171, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code,' providing that the zoning board of adjustment must give their decision within thirty days.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair, Senate Bill No. 172, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," providing that the zoning board of adjustment must give their decision within thirty days.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair, Senate Bill No. 173, entitled:

An Act amending the act of April 25, 1929 (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, ...," increasing the investment powers of State administrative departments, boards, commissions or officers.

Which was committed to the Committee on State Government.

Mr. ELLIOTT read in his place and presented to the Chair, Senate Bill No. 174, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding a new route in Franklin County.

Which was committed to the Committee on Highways.

Messrs. KOPRIVER, JR., STEVENSON and MALLERY read in place and presented to the Chair, Senate Bill No. 175, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing the purchase of public liability insurance.

Which was committed to the Committee on Local Government.

Messrs. KOPRIVER, JR., SARRAF and PECHAN read in place and presented to the Chair, Senate Bill No. 176, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," requiring borough council to designate a chief of police.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair, Senate Bill No. 177, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prescribing penalties for disturbing the privacy of others by use of telephone.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair, Senate Bill No. 178, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," regulating the installation and use of certain radio receiving equipment in vehicles.

Which was committed to the Committee on Highways.

Mr. WAGNER read in his place and presented to the Chair, Senate Bill No. 179, entitled:

An Act amending the act of June 27, 1947 (P. L. 1046), entitled "State Tax Equalization Board Law," further regulating the valuation of real property in school districts.

Which was committed to the Committee on Education.

Messrs. VAN SANT and PROPERT read in place and presented to the Chair, Senate Bill No. 180, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), "The Insurance Company Law of 1921)," authorizing insurance companies, associations and exchanges to make investments in obligations issued by Federal Intermediate Credit Banks or Banks for Cooperatives pursuant to acts of Congress.

Which was committed to the Committee on Insurance.

They also read in place and presented to the Chair, Senate Bill No. 181, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828), entitled "Fiduciaries Investment Act of 1949," making obligations of banks for cooperatives authorized investments.

Which was committed to the Committee on Banking.

They also read in place and presented to the Chair, Senate Bill No. 182, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended "Banking Code," further providing for lending and investment powers of banks and trust companies and certain savings banks.

Which was committed to the Committee on Banking.

They also read in place and presented to the Chair, Senate Bill No. 183, entitled:

An Act amending the act of April 5, 1917 (P. L. 47), entitled "An act specifying additional securities in which trustees or directors of savings banks, saving institutions, and provident institutions, chartered under general or special acts of Assembly, may invest moneys deposited therein," providing for investments in debentures, bonds or other obligations issued under the authority of certain acts of Congress.

Which was committed to the Committee on Banking.

Mr. VAN SANT read in his place and presented to the Chair, Senate Bill No. 184, entitled:

An Act amending the title and acts of June 25, 1937 (P. L. 2123), entitled "An act to define and restrict the obligation of persons engaged on, connected with, or employed by, certain newspapers or press associations, in testifying as to the source of information procured or obtained by such persons," extending the provisions of the act to include certain persons connected with radio and television stations.

Which was committed to the Committee on Law and Order.

Mr. SEYLER read in his place and presented to the Chair, Senate Bill No. 185, entitled:

An Act repealing the act of December 22, 1951 (P. L. 1726), entitled "Pennsylvania Loyalty Act."

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair, Senate Bill No. 186, entitled:

An Act specifying a period of time within which all prosecutions for offenses punishable by summary conviction and suit for a penalty must be brought or exhibited.

Which was committed to the Committee on Judiciary General.

Mr. STIEFEL read in his place and presented to the Chair, Senate Bill No. 187, entitled:

An Act providing for the service of process in civil suits on nonresident operators or nonresident owners, or a resident who becomes a nonresident and conceals his whereabouts, of vessels operated in the Commonwealth of Pennsylvania; and making the operation of such vessels in the Commonwealth of Pennsylvania, the equivalent of the appointment of the Secretary of the Commonwealth as the agent of the said nonresident upon whom civil process may be served; and providing for further notice to the defendant in any such suit.

Which was committed to the Committee on Judiciary General.

Messrs. RUTH, KESSLER and HAYS read in place and presented to the Chair, Senate Bill No. 188, entitled:

An Act prohibiting certain sales or offers to sell merchandise at less than cost; fixing penalties, and providing remedies for violations of the act.

Which was committed to the Committee on Judiciary General.

Messrs. McCREESH, MALLERY, KOPRIVER, JR. and WEINER read in place and presented to the Chair, Senate Bill No. 189, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "Public Assistance Law," increasing monthly pension allowance and maximum income allowance, and establishing the sum of income and pension as a ceiling for pension receivable.

Which was committed to the Committee on Public Health and Welfare.

Messrs. LANE, STEVENSON, MALLERY and KOPRIVER, JR. read in place and presented to the Chair Senate Bill No. 190, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," clarifying provisions relating to the collection of taxes.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 191, entitled:

An Act amending the act of May 25, 1945 (P. L. 1050), entitled "Local Tax Collection Law," further regulating the collection of taxes and settlement of tax duplicates.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 192, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the condemnation of land for garbage disposal and land fill operations.

Which was committed to the Committee on Local Government.

Messrs. WATKINS and WEINER read in place and presented to the Chair Senate Bill No. 193, entitled:

An Act amending the act of May 5, 1927 (P. L. 787), entitled "An act establishing certain public roads as State highways, . . ." changing a route and adding a new route in Delaware County.

Which was committed to the Committee on Highways.

Messrs. KROMER and KESSLER read in place and presented to the Chair Senate Bill No. 194, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing provisions relating to reimbursement on account of school building rentals and sinking fund charges in certain cases.

Which was committed to the Committee on Education.

Mr. WEINER read in his place and presented to the Chair Senate Bill No. 195, entitled:

An Act requiring the Department of Public Assistance to increase maximum amounts in allowance schedules used in making assistance grants to needy persons.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 196, entitled:

An Act making an appropriation to the Department of Labor and Industry for the purpose of providing job counsellors and interviewers to aid persons over forty-five years of age.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 197, entitled:

An Act prohibiting certain practices of discrimination in the sale, renting and leasing of publicly assisted housing accomodations because of race, color, religion, national origin or ancestry; defining publicly assisted housing and providing for judicial remedy.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 198, entitled:

An Act relating to mechanics liens and making wages due or owing to workmen or laborers in connection therewith a first lein on distribution of any payments recovered thereon.

Which was committed to the Committee on Judiciary General.

Messrs. VAN SANT and HAYS read in place and presented to the Chair Senate Bill No. 199, entitled:

An Act amending the act of August 5, 1941 (P. L 803), entitled, as amended, "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the fifth, sixth, seventh and eighth class; . . .," requiring the creation of a county retirement system in counties of the fifth clas sand providing for representation on the county retirement board.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 200, entitled:

An Act amending the act of July 8, 1941 (P. L. 298), entitled "Fourth Class County Retirement Law," requiring the creation of a county retirement system, and providing for additional representation on the county retirement board.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chain Senate Bill No. 201, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled 'The County Code," authorizing treasurers in certain counties to appoint solicitors.

Which was committed to the Committte on Local Government.

They also read in place and presented to the Chair Senate Bill No. 202, entitled:

An Act amending the act of May 9, 1949 (P. L. 919), entitled An act designating certain clerks of courts agents of the Commonwealth in the collection and transmission of fines, forfeited recognizances and other forfeitures imposed, lost or forfeited into any count for the use of the Commonwealth; . . . . . ," changing the day for rendering certain returns to the Department of Revenue.

Which was committed to the Committee on State Government.

They also nead in place and presented to the Chair Senate Bill No. 203, entitled:

An Act amending the act of April 9, 1929 (P. L. 343), entitled The Fiscal Code," changing the day for rendering certain reports.

Which was committed to the Committee on Finance.

They also read in place and presented to the Chair Senate Bill No. 204, entitled:

An Act amending the act of August 9, 1955 (P. L. 323),

entitled "The County Code," authorizing prothonotaries and clerks of the courts of quarter sessions and oyer and terminer to appoint solicitors.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 205, entitled:

An Act amending the act of June 25, 1947 (P. L. 956), entitled "An act to ascertain and appoint the fees to be received by the clerks of the courts of oyer and terminer and quarter sessions, of the Commonwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes," increasing certain fees and making certain editorial corrections.

Which was committed to the Committee on Local Government.

They also nead in place and presented to the Chair Senate Bill No. 206, entitled:

An Act amending the act of June 4, 1937 (P. L. 1625), entitled "An act providing for the creation, maintenance and operation of a county employes retirement system in counties of the third class; . . . . . ," requiring the creation of a county retirement system and providing for additional representation on the county netirement board.

Which was committed to the Committee on Local Government.

Messrs. PECHAN and WADE read in place and presented to the Chair Senate Bill No. 207, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," permitting and providing for the annual renewals of motor vehicle registrations by the county treasurers acting as agents of the Department of Revenue, fixing the fees therefor to be collected by the county, and making an appropriation.

Which was committed to the Committee on Highways.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

MEMBER OF THE PENNSYLVNIA GAME COMMISSION

February 2, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for reappointment as member of the Pennsylvania Game Commision, until the third Tuesday of January 1967, and until his successor shall have been appointed and qualified:

James A. Thompson, R. D. 1, Grubbs Road, Wexford, Alleghany County.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

January 26, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. John A. Meehan, 225 East North Street, New Castle, Lawrence County, for reappointment as a member of the Board of Trustees of Slippery Rock State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF SHIPPENSBURG STATE TEACHERS' COLLEGE

January 27, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John B. Minehart, Route 1, Chambersburg, Franklin County, for reappointment as a member of the Board of Trustees of Shippensburg State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE PUBLIC SERVICE INSTITUTE BOARD

January 20, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. John H. Ferguson, 555 West Ridge Avenue, State College, Centre County, for appointment as a member of the Public Service Institute Board, for the term of four years, and until his successor is qualified, to fill a vacansy.

DAVID L. LAWRENCE

JUSTICE OF THE PEACE

January 20, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Manjorie M. Lesik, R. D. 5, Waterford, Erie County, for appointment as Justice of the Peace in and for the Township of LeBoeuf, Erie County, until the first Monday of January 1960, vice Edna Rowland, deceased.

DAVID L. LAWRENCE

MEMBERS OF THE STATE BOARD OF COSMETOLOGY

January 27, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Board of Cosmetology, until the third Tuesday of

January 1963, and until their successors shall have been appointed and qualified:

Mrs. Pearl Shapren, 1413 Stirling Street, Philadelphia, Philadelphia County.

Mrs. Ann Salamay, 1065 Linden Street, Monaca, Beaver County.

Miss Evelyn Mae Reese, 1117 Exeter Avenue, Exeter, Pittston, Luzerne County.

Mrs. Ann Bodkin Magnani, 3064 Windermere Avenue, Dormont, Allegheny County.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHERS' COLLEGE

February 2, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Earl K. Witwer, Elverson, Chester County, for reappointment as a member of the Board of Trustees of Kutztown State Teachers' College, nutil the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBERS OF THE MINE INSPECTORS' EXAMINING BOARD FOR THE BITUMINOUS COAL MINES OF PENNSYLVANIA

February 2, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Edward A. Watters, Jr., Baton Coal Company, Union Trust Building, Pittsburgh, Allegheny County.

John B. Price, 214 West Lloyd Street, Ebensburg, Cambria County.

Dennis J. Keenan, Crawford Avenue, Spangler, Cambria County.

DAVID L. LAWRENCE

MEMBERS OF THE STATE MILITARY RESERVATION COMMISSION

February 2, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Military Reservation Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Leon Sacks, Esq., 2448 North Fifty-fourth Street, Philadelphia, Philadelphia County.

George W. Jarrett, 4096 Hawley Street, Pittsburgh 24, Allegheny County.

DAVID L. LAWRENCE

COMMITTEE APPOINTED PURSUANT TO HOUSE CONCURRENT RESOLUTION SERIAL No. 19

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of the following committee, pursuant to House Concurrent Resolution, Serial No. 19: the gentleman from Luzerne, Mr. Flack; the gentleman from Schuylkill, Mr. Wagner; the gentleman from Allegheny, Mr. Kopriver, Jr.; the gentleman from Luzerne, Mr. Murray; and the gentleman from Westmoreland, Mr. Mahady.

PERMISSION TO ADDRESS SENATE

Mr. MALLERY asked and obtained unanimous consent to address the Senate.

Mr. MALLERY. Mr. President and Members of the Senate, in last Thursday's issue of the Philadelphia Inquirer there appeared the following article:

"PUC Probes Bus Stoppage In Two Counties

"Workers and schoolchildren deprived of transportation when County Transit, Inc. threw in the sponge and abandoned service on three Montgomery and Bucks county bus lines without warning Tuesday, were forced to rely on car pools or their neighbors yesterday.

"The Public Utility Commission in Harrisburg sent investigators to look into the situation, but it seemed reasonably obvious there was nothing to investigate. County Transit just ran out of money and quit. A PUC spokesman said the areas it served will have no public transit 'unless and until somebody comes in and asks to furnish it.'

"Hundreds Stranded

"Lines operated by the company — which acquired them from a Reading Co. subsidiary in May, 1957 — were the Fox Chase-North Hills and the Oreland-Willow Grove routes in Montgomery county, and a third across the county line connecting Fox Chase, Newton and the George School."

Mr. President, the city of Altoona and Blair County have been threatened for the past year and one-half with the abandonment of the Altoona and Logan Valley Traction Company, which has been furnishing mass transportation for the last fifty or sixty years. The company has been steadily losing money over the past ten years. It has petitioned the Public Utility Commission for permission to discontinue service. The city of Altoona, realizing the great need of mass transportation, has organized a City Authority. The Mayor, the Commissioners and Councilmen of the city of Altoona realize that if private industry cannot operate at a profit, there is little likelihood of an authority doing so unless it receives something in the way of help in relief from the tax on gasoline and, also, the privilege of being exempted from the license fees on the buses which would have to be operated.

Mr. President, this is a difficult proposition. It is one which, I regret to say, has developed to the extent where we must have some assistance, in my opinion. I have talked with Members of this Senate, on both sides of the aisle, and the same situation which exists in Altoona and Blair County exists in many other counties throughout the State.

I am, therefore, Mr. President, offering this resolution and request its immediate consideration.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, I realize the problem about which Senator Mallery spoke. The Mayor of the city has been in touch with me and I, also, would urge the immediate adoption of this resolution. I think this is a problem that we must come up with an answer to. This does not only apply to Altoona and Blair County, but, as Senator Mallery read, it is going on in Bucks and Montgomery Counties. This mass transportation problem is an acute one and is progressing throughout the State. Something must be done. Whether Senator Mallery has the answer with the gas tax and the license fee, I do not know. There is some question whether that would be enough money to even save them.

I would urge the Members of the Senate to adopt this resolution, get the committee appointed and make a real study of it.

SENATE RESOLUTION

SENATE COMMITTEE TO INVESTIGATE THE PLIGHT OF THE PUBLIC TRANSPORTATION SYSTEM IN PENNSYLVANIA

Mr. MALLERY offered the following resolution (Serial No. 8), which was twice read as follows:

In the Senate, February 9, 1959.

The economic problems of the public transportation companies in the Commonwealth have been increasing greatly in the past few years. More and more companies have been forced to raise their fares in order to make any return of their investment. As the fares are raised, less riders avail themselves of this form of transportation, consequently the revenue to the companies decreases instead of increasing as would be suspected when the fares are raised. The companies are consequently obliged to forego the purchase of new equipment and the repair of existing equipment, thereby reducing the element of safety which is all important to our citizens.

There are many cases where the companies have been unable to pay the high cost of labor and equipment as well as the numerous taxes imposed upon them. These companies have stopped providing transportation and have gone out of business, with the resultant loss of means of transportation for thousands of our workers, shoppers, house wives, school children and others. Statistics have shown that in some industrial sections of the Commonwealth over 25% of the workers depend upon public transportation in order to travel to and from their place of employment. In the areas where the school children are not provided school bus service, the percentage of school children depending on public transportation to further their education is even greater. Without public means of conveyance these people, not to mention thousands of others, must use their cars or other means of transportation, thereby increasing the congestion already existing on our highways and in our cities.

As recent as the past week, one bus company, serving Montgomery and Bucks County, abruptly abandoned service, forcing riders to rely on car pools. Hundreds were stranded in the cold when no buses showed up. The company was hopelessly insolvent without enough money for fuel or anything else. This is not an isolated case, and when viewed on the State-wide level is a serious situation which should be remedied; therefore be it

RESOLVED, That the President pro tempore of the Senate appoint a bipartisan committee of five members to immediately investigate the plight of the public transportation system in Pennsylvania and be it further

RESOLVED, That this committee report its findings and suggestions, as to possible legislative remedies for this serious problem, to the first Session of the Senate in March, 1959.

RULE 39 SUSPENDED

Mr. MALLERY. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. KROMER, on behalf of Mr. WHALLY, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 9, 1959.

RESOLVED (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 16, 1959, at THREE o'clock P. M., E. S. T,. and when the House of Representatives adjourns this week, it reconvene Monday, February 16, 1959, at FOUR-THIRTY o'clock P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

BILLS INTRODUCED AND REFERRED

Mr. PECHAN. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. PECHAN, HAYS, BERGER and SEYLER read in place and presented to the Chair Senate Bill No. 208, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," permitting secretaries of school boards to be nonresidents of the school district for which elected.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 209, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," clarifying certain provisions relating to expenses.

Which was committed to the Committee on Education

They also read in place and presented to the Chair Senate Bill No. 210, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for the employment of a certified public accountant by joint boards and merged school districts.

Which was committed to the Committee on Education.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING. Mr. President, I ask unanimous consent to make a further report from committee at this time.

The PRESIDDENT. Is there objection? The Chair hears none.

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

MEMBER OF THE PENNSYLVANIA TURNPIKE COMMISSITN

February 9, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for appointment as a member of the Pennnylvania Turnpike Commission:

Joseph J. Lawler, Jessup, Lackawanna County, from October 2, 1957, until June 4, 1967, and until his successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE SANITARY WATER BOARD

January 27, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. M. K. McKay, 4355 Schenley Farms Terrace, Pittsburgh, Allegheny County, for reappointment as a member of the Sanitary Water Board, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE

CONSIDERATION OF EXECUTIVE NOMINATIONS ...

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. SCOTT,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

February 2, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for the reappointment as member of the Pennsylvania Game Commission, until the third Tuesday of January 1967, and until his successor shall have been appointed and qualified:

James A Thompson, R. D. 1, Grubbs Road, Wexford, Allegheny County.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

January 26, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. John A. Meehan, 225 East North Street, New Castle, Lawrence County, for reappointment as a member of the Board of Trustees of Slippery Rock State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF SHIPPENSBURG STATE TEACHERS' COLLEGE

January 27, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John B. Minehart, Route 1, Chambersburg, Franklin County, for reappointment as a member of the Board of Trustees of Shippensburg State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE PUBLIC SERVICE INSTITUTE BOARD

January 20, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. John H. Ferguson, 555 West Ridge Avenue, State College, Centre County, for appointment as a member of the Public Service Institute Board, for the term of four years, and until his successor is qualified, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

January 20, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Marjorie M. Lesik, R. D. 5, Waterford, Erie County, for appointment as Justice of the Peace in and for the Township of LeBoeuf, Erie County, until the first Monday of January 1960, vice Edna Rowland, deceased.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE BOARD OF COSMETOLOGY

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Board of Cosmetology, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Mrs. Pearl Shapren, 1413 Stirling Street, Philadelphia, Philadelphia County.

Mrs. Ann Salamay, 1065 Linden Street, Monaca, Beaver County.

Miss Evelyn Mae Reese, 1117 Exeter Avenue, Exeter, Pittston, Luzerne County.

Mrs. Ann Bodkin Magnani, 3064 Windermere Avenue, Dormont, Allegheny County.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHERS' COLLEGE

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate

Earl K. Witwer, Elverson, Chester County, for reappointment as a member of the Board of Trustees of Kutztown State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE MINE INSPECTORS' EXAMINING BOARD FOR THE BITUMINOUS COAL MINES OF PENNSYLVANIA

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advise and consent of the Senate the following persons for reappointment as members of the Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Edward A. Watters, Jr., Baton Coal Company, Union Trust Building, Pittsburgh, Allegheny County.

John B. Price, 214 West Lloyd Street, Ebensburg, Cambria County.

Dennis J. Keenan, Crawford Avenue, Spangler, Cambria County.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE MILITARY RESERVATION COMMISSION

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Military Reservation Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Leon Sacks, Esq., 2448 North Fifty-fourth Street, Philadelphia, Philadelphia County.

George W. Jarrett, 4096 Hawley Street, Pittsburgh 24, Allegheny County.

DAVID L. LAWRENCE.

MEMBER OF THE PENNSYLVANIA TURNPIKE COMMISSION

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for appointment as a member of the Pennsylvania Turnpike Commission:

Joseph J. Lawler, Jessup, Lackawanna County, from October 2, 1957, until June 4, 1967, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE SANITARY WATER BOARD

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. M. K. McKay, 4355 Schenley Farms Terrace, Pittsburgh, Allegheny County, for reappointment as a member of the Sanitary Water Board, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

A motion was made by Mr. FLEMING and Mr. SCOTT,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Government be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 82, entitled:

An Act amending the act of July 7, 1955 (P. L. 258) entitled "An act providing for anthracite mine drainage contingent on Federal aid and making an appropriation," extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Harney,	McGinnis,	Shafer,	Wolfe,
Fleming,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House

of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. SILVERT. Mr. President, I ask unanimous consent that the Senate Bill No. 3, Printer's No. 3, on second reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. BERGER. Mr. President, some of the Senators may wonder why this excellent bill has been passed over on the Calendar so many times. I am informed that Senator Mahady has amendments which he would like to submit for my consideration. Consequently, he said that he would have them available tomorrow.

Mr. SILVERT. Senator Mahady hopes to have those amendments ready by tomorrow.

Mr. BERGER. So I understand.

The PRESIDENT. There being no objection, the bill will go over in its order.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 26, Printers No. 157;
Senate Bill No. 32, Printers No. 158;
Senate Bill No. 44, Printer's No. 44; and
Senate Bill No. 45, Printer's No. 45.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 60, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949," authorizing the temporary investment of funds by certain school districts.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PROPERT offered the following amendment:

Amend Sec. 1 (Sec. 440.1) page 2, lines 8, 9, 10, 11, 12, 13, 14, 15 and 16, by striking out "in shares of STATE CHARTERED SAVINGS" in line 8 and all of lines 9, 10, 11, 12, 13, 14, 15 and "AT ANY TIME" in line 16 and inserting:

"to place such funds in savings accounts or share accounts of institutions insured by the Federal Deposit Insurance Corporation or the Federal Savings and Loan Insurance Corporation to the extent that such accounts are so insured."

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. PROPERT. Mr. President, I ask unanimous consent that Senate Bill No. 60, Printer's No. 180, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 69, entitled:

An Act amending the act of May 29 1931 (P L 280) entitled "Local Delinquent Tax Return Law" regulating the time within which the county treasurer shall pay over and distribute taxes collected by him.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 72, entitled:

An Act amending the act of May 1 1933 (P L 103) entitled "The Second Class Township Code" providing for the acquisition maintenance and enlargement by the township of certain sewage collection or disposal systems.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 74, Printer's No. 74, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 76, entitled:

An Act amending the act of June 5 1947 (P L 458) entitled as amended "Parking Authority Law" increasing the minimum amount for which an Authority may contract or purchase without bids.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent

that Senate Bill No. 103, Printer's No. 103, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 124, entitled:

An Act amending the act of August 9 1955 (P L 323) entitled "The County Code" authorizing counties to acquire and maintain historical property and permitting county planning commissions to make recommendations in relation thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 125, entitled:

An Act amending the act of May 1 1933 (P L 103) entitled "The Second Class Township Code" authorizing townships to acquire and maintain historical property and permitting township planning commissions to make recommendations in relation thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 126, entitled:

An Act amending the act of June 24 1931 (P L 1206) entitled "The First Class Township Code" authorizing townships to acquire and maintain historical property and permitting township planning commissions to make recommendations in relation thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 127, entitled:

An Act amending the act of June 23 1931 (P L 932) entitled "The Third Class City Code" authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 128, entitled:

An Act amending the act of May 4 1927 (P L 519) entitled "The Borough Code" authorizing boroughs to acquire and maintain historical property and permitting borough planning commissions to make recommendations in relatoin thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 145, entitled:

An Act amending the act of July 7 1947 (P L 1368) entitled "Real Estate Tax Sale Law" further providing for methods of notification changing the date of tax sales limiting agreements to stay sales and increasing costs allowed relative to sales.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

COMMITTEE APPOINTED PURSUANT TO SENATE RESOLUTION, SERIAL No. 8

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of the following committee, pursuant to Senate Resolution, Serial No. 8; the gentleman from Blair, Mr. Mallery; the gentleman from Cambria, Mr. Walker; the gentleman from Cumberland, Mr. Wade; the gentleman from Philadelphia, Mr. Mullin; and the gentleman from Fayette, Mr. Kalman.

BILL INTRODUCED AND REFERRED

Mr. RUTH. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. RUTH and KOPRIVER, Jr. read in place and presented to the Chair Senate Bill No. 211, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for the election of school directors in school districts of the second, third and fourth classes by nonpartisan ballots at special elections subject to local option.

Which was committed to the Committee on Education.

PERMISSION TO ADDRESS SENATE

Mr. HAYS asked and obtained unanimous consent to address the Senate.

Mr. HAYS. Mr. President and Members of the Senate, due to thirty years of considerable neglect of the school buildings in the State of Pennsylvania, some school buildings in the Commonwealth are now in need of improvements and repairs for the safety of the school children.

All school budgets for third and fourth class school districts terminate on June 30, 1958. These budgets, of course, are tight and have not taken into consideration this need. To help out in this contingency, the bill I am about to introduce would authorize the State to pay to the individual school districts in the month of June, to

prepay such appropriations that would be due in October in order that the school districts can pay for the repairs and improvements necessary during this school year.

BILLS INTRODUCED AND REFERRED

Mr. HAYS. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. HAYS and SEYLER read in place and presented to the Chair Senate Bill No. 212, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," making certain money available to school districts prior to June 30, 1959.

Which was committed to the Committee on Education.

Mr. LANE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. LANE and BLASS read in place and presented to the Chair Senate Bill No. 213, entitled:

An Act amending the act of May 31, 1945 (P. L. 1198), entitled "Bituminous Coal Open Pit Mining Conservation Act," increasing the amount of certain bonds; providing for backfilling; and changing the requirements as to the covering of the exposed face of the unmined coal.

Which was committed to the Committee on Mines and Mineral Industries.

Mr. SILVERT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. SILVERT and MULLIN read in place and presented to the Chair Senate Bill No. 214, entitled:

An Act providing for the determination and effect of comparative negligence in actions of tort and providing that contributory negligence shall not bar recovery.

Which was committed to the Committee on Judiciary General.

PETITIONS AND REMONSTRANCES

Mr. VAN SANT. Mr. President, last Tuesday, on the floor of the Senate, I was pleased to listen to my distinguished colleague from Schuylkill, Senator Wagner, and my distinguished colleague from Philadelphia, Senator Weiner, endorse the results of a hearing conducted by the Education Committee. I attended that hearing as a guest and I, too, was ready to endorse the results of that meeting with the Secretary of Labor and Industry, Mr. Batt. However, before the honey coming out of that meeting had finished dripping, orders were going out from the Industrial Board ordering school repairs in certain districts which would put exorbitant costs on certain school districts.

For example, Mr. President, the following is a quote from the Allentown Evening Chronicle, dated February 6:

"Emmaus School District, along with Allentown, has been given a 30-day extension in time to comply with State Department of Labor and Industry orders to make certain structural changes to meet fire safety regulations.

"The extension, granted by the State Industrial Board, gives Emmaus until March 3 to make the necessary changes at the Central elementary and Jefferson Junior High School. Renovations to fulfill the state department's orders at the Washington building will be completed over the weekend.

"Allentown's extension, running to March 4, is for completing changes at the Allentown High School main building and at the Lincoln elementary school.

"The Allentown School Board will meet Monday at 8 p.m."—that is tonight—"to further planning to comply with the state directives.

"At Allentown High School the district has been ordered to enclose, with fire resistant material, the four open stairwells.

"School officials feel that this is a physical impossibility within the 30-day period.

"I has been estimated by architect Arthur L. Wiesenberger that it will cost about $75,000 to do this work. Here the school board is faced with a dilemma—whether to go ahead with these changes, or build completely new fire towers at the school.

"There have been rumors reaching them from Harrisburg that eventually the Department of Labor and Industry will change its code to require fire towers above the first floor of all school buildings.

"Should this change be made within the next year or two, as is rumored, then the $75,000 would be wasted."

Mr. President, about the time that the notices were being received, the district superintendents of schools in northeastern Pennsylvania met and drafted the following letter to the Superintendent of Public Instruction, Doctor Boehm. It reads as follows:

"Dear Sir:

"At a meeting of the District Superintendents of Lehigh, Northampton, Carbon and Monroe Counties held in Emmaus on Thursday, February 5, 1959, a committee was authorized to forward this letter to you.

"As district superintendents of schools we are vitally concerned about the safety of children in our schools. However, we question the procedures and methods being followed by the Department of Labor and Industry in inspecting our buildings. We recognize the importance of regular fire drills, an adequate fire alarm system, good housekeeping in all schools, proper maintenance of heating systems, electric wiring and exit doors, and of all safety procedures.

"We do believe the following as serious problems:

"1. We discover a lack of uniformity in inspection of schools by local inspectors.

"2. We believe there should be reasonable, uniform standards for inspection and that superintendents and school boards should be provided with a statement of such standards.

"3. We question the value, from a safety viewpoint, of requiring installation of fire resistant fire towers in all old buildings, disregarding other factors such as fire escapes, outside inclosed stair wells, and non-escapable windows. We believe this requirement is an unwarranted expense in some cases in relation to other safety factors.

"4. We observe little consideration for children who would be unable to escape from windows when open corridors are filled with smoke and heated air. We wonder how second floor children are to leave a building with fire resistant fire towers and smoke screens, with the first

floor corridors full of smoke and heated air, when no consideration is given to the value of fire escapes or auxiliary inclosed outside fire towers.

"5. We consider an ultimatum from the Department of Labor and Industry for major renovations in ten (10) days, thirty (30) days, or even by September 1, 1959, as unreasonable, unwarranted, arbitrary and, in fact, in some cases physically and financially impossible.

"6. We cannot understand why a crash program is necessary when these conditions have existed and inspections have been going on by the Department of Labor and Industry for many years.

"Major building repairs are very costly and take time. Many of the older buildings will be eliminated in a few years.

"We believe a long term program should be worked out for these major, costly renovations.

"We recommend that a special committee representing the Department of Labor and Industry, Department of Public Instruction, County Superintendents and District Superintendents, be established for the purpose of studying the entire problem with a view of establishing adequate, uniform, reasonable and practical methods and procedures to be followed in this entire program."

This letter is signed by the representatives of the aforementioned committe, Doctor Charles E. Chaffee, Superintendent of Schools of Bethlehem; Doctor John S. Cartwright, Superintendent of Schools of Allentown; Doctor George A. Eichler, Superintendent of Schools of Northampton; and Clarence M. Gockley, Superintendent of Schools of Whitehall Township.

That, Mr. President, is the content of the letter. In view of this letter, and feeling that many other school districts have similar sentiments, I would like to request that the Governor call a meeting of the Secretary of Labor and Industry and the Superintendent of Public Instruction, with the other groups suggested in the letter I just read, in an effort to bring about an orderly procedure to the program inaugurated by the Secretary of Labor and Industry. I also request that until such time as a more favorable procedure is adopted by the parties concerned, the Industrial Board declare a moratorium on their present orders and the investigators continue their inspections of all schools so we can learn how much these repairs will cost and from where these additional moneys will come. I believe millions, if not hundreds of millions of dollars, will be needed if the school districts of the sixty-seven counties of our Commonwealth are to comply with the orders of the Industrial Board of the Department of Labor and Industry.

Meanwhile, Mr. President, I am confident that all school administrators in the Commonwealth will continue to maintain a constant and sincere vigilance over your children and my children. You and I know that no public servant will shirk his duties and responsibilities in dealing with the safety of all the people of the Commonwealth.

Mr. SEYLER. Mr. President, I would like to comment on the remarks just made by Senator Van Sant.

I certainly see no objection to the gentleman's suggestion that such a meeting be called. There is an implication, however, in the suggestion that up to this time no conferences between the Department of Labor and Industry and the Department of Public Instruction have been held. As a matter of fact, Senator Van Sant knows, if he was attentive at the meeting held by the Education Committee, that we were specifically informed, at that time, that the Department of Public Instruction and the Department of Labor and Industry have been working together very closely in trying to carry out the obligation which is imposed on them, both by the law, as the Legislature has written it, and by the recent circumstances which have prompted, in the minds of the people of the Commonwealth, a very great concern for the safety of children in school buildings which might not meet the highest standards of fire protection.

As I understand it, Senator Van Sant endorses the sentiments contained in the letter he read. However, in that letter from these gentlemen who are educators, and whom I certainly respect, the major issue they raised, it seemed to me, was, "Why should we have a crash program?" By this, I assume they mean a program which proceeds with as much rapidity and as much attention to this matter as is possible. In that same letter, they seem to prefer that we have a long-term program. As a matter of fact, the gentleman suggests, pending the time when such a conference is held and a set of uniform standards are devised, that we should have a moratorium on inspections. Senator Van Sant realizes, I am sure, that in the Commonwealth of Pennsylvania, within the last week, there have been two serious fires in school buildings. Very fortunately, in neither case were the lives of children involved. However, I do not think that Senator Van Sant or anyone else—and certainly not myself—who is in a position of responsibility in the Commonwealth would like to suggest that anything should be left undone or delayed, which is humanly possible to do, in order to prevent an occurrence of a serious fire which might take the lives of the children of citizens of this Commonwealth.

As was pointed out at the meeting of the Education Committee, at which representatives from the Department of Labor and Industry and the Department of Public Instruction appeared, there are, as a matter of fact, many things that can be done quite promptly and without serious expenditure. These things should be done. I would certainly oppose any provision which calls for a complete moratorium on this matter until such time as there has been time for committees to meet, staffs appointed and research done to the point of devising a code of standards on which all people agree.

I think the situation is such that it presents a question of what can be done in the way of removing trash from school buildings, in the way of removing immediate obstacles to exits and in the way of providing satisfactory fire doors. All these matters can be attended to. I would certainly oppose anything that would declare a moratorium which would delay the doing of these things.

The allegation was also made in the letter, to which I suppose Senator Van Sant subscribes, as to why we cannot wait. We have waited thirty years or, at least, a long number of years. There is an implication that the Department of Labor and Industry has somehow been at fault in delaying over that period of time. I would like to remind the gentleman—and I do this with full consciousnesss that I am, to a degree, subject to the criticism which I am now making—that the public school officials in this Commonwealth and the officials who preside over our school districts, as members of the boards of education,

are rational men. They were in a position to see what was needed during this same thirty years.

The Department of Labor and Industry, after all, is a policing type of agency. It is an agency which comes in and makes investigations and sees that things are done that people have not done. However, there is nothing occult about the job of an inspector. Any reasonable man is able to make the same judgments. If it has been thirty years since the Department of Labor and Industry has taken the action which now seems to be so important, it is also thirty years since the school districts, which had the power to do it without waiting for the time when they were compelled by law to take this action, could have done it.

Therefore, Mr. President, I would say that our position as responsible officials of this Commonwealth, whether we be elected officials or whether we be appointed officials in the Administration, should be that we will not subscribe to any remediable condition being allowed to continue which might endanger the life of any child in this Commonwealth through fire.

Having said that, I certainly subscribe to what Senator Wagner said the other day, to what the Secretary of Labor and Industry said, to what the representative of the Department of Public Instruction said; namely, that we should make this as easy as possible. We should extend whatever aid is possible to our school districts which have to meet this challenge. This, I believe, we should do. If there were errors in the haste, in the "crash" program which ensued, these are remediable. I believe, with Senator Wagner, that it was evident at the meeting of the Education Committee that good will is present which, given an opportunity, without castigation and without stirring up dissension, will accomplish that end. I do not think that we will gain anything by criticizing a crash program.

After all, gentlemen, we had a peculiar situation last week. On one day, I voted in favor of a resolution, of which I was not a sponsor, which urged the Department of Labor and Industry with all possible speed to do something about this situation and to do a thorough job. The next day, I heard another resolution which castigated them for having done their best to do the job. We are all human. There are many men in the field and some of them may not be of the caliber of the gentlemen who are critizing them, and perhaps, intellectually they are inferiors. However, I believe they have all tried to do a good job. They have made errors and I think the responsible officials know about these errors. They gave us, as Senators, at the meeting of the Education Committee, evidence that they are aware of these errors and that they have the good will to correct them as soon as possible.

In short, Mr. President, I am urging that we take this matter cooly and calmly. I suggest that we put ourselves in the position of a Secretary of Labor and Industry who does not wish to have upon his shoulders the onus of a possible catastrophe. I also suggest that we sympathize with him in his efforts to do the job quickly and that we accept the good will he has offered; the promise of doing his best to see that some of the rough spots, which will inevitably occur in a situation involving so many individuals, will be ironed out. Let us all do our best, I would suggest, to see that the situation is remedied.

Mr. ROONEY. Mr. President, at the meeting of the Education Committee last week, it seemed the unanimous consensus of the group of Senators who met there and listened to our Secretary of Labor and Industry that the so-called crash program in the investigation of the school safety in this Commonwealth had been amicably settled.

Frankly, I see no sign of a crash program. The Secretary of Labor and Industry informed the group that there were 712 schools officially inspected and only two schools closed because of unsafe conditions. These two schools were closed for the safety and protection of the children. If we are going to weigh dollars and cents against the safety of our school children in the Commonwealth of Pennsylvania, I think it is a very foolish program.

I should like to further state that the Department of Labor and Industry has 137 field investigators who have to inspect a quarter of a million factories in the Commonwealth of Pennsylvania, 7,000 public schools, 1,400 parochial schools and 600 colleges and institutions in our State. One hundred and thirty-seven men are doing their very best to protect the safety of not only our school children, not only the four and one-half million men who are gainfully employed, but also the 12,000,000 people of our great Commonwealth. I think they are doing a grand job. I do not think there is any crash program needed. I am sure that if we give them time, we will have this problem settled within the very near future.

Mr. BARR. Mr. President, after our meeting last week, I thought it was my duty to report to the Governor on what I had heard. I, therefore, did report to the Governor and, at the same time, he summoned the Secretary of Labor and Industry over to his office. The Secretary then briefed the Governor on the situation and also told his Legislative Secretary to get in touch immediately with the Department of Public Instruction in order to ascertain what legislation has to be drafted in order to help some of these school districts where they have financial problem and cannot make the necessary improvements.

You will remember at the meeting that Doctor Swan told us that some of these school districts were in bad shape and others were far down the list when it came to buildings under the Public School Building Authority, and he wondered whether or not we could change the system. In other words, give these people priority, even though they may be 300th on the list, because their schools are in such condition that they cannot stay open or be opened next September. Legislation to that effect is to be drawn for the consideration of the Senate.

At least, I think I have done my part and I think everybody else is doing their part. I believe we are on the ball and will get some place with this matter.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, February 9, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 16, 1959, at three o'clock p. m., E. S. T.,

and when the House of Representatives adjourns this week, it reconvene Monday, February 16, 1959, at four-thirty o'clock p. m., E. S. T.

BILLS INTRODUCED AND REFERRED

Mr. HARNEY. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. HARNEY and PECHAN read in place and presented to the Chair Senate Bill No. 215, entitled:

An Act creating the State Teachers' Colleges Dormitory Fund; providing for the use of the money in the fund for payment of rentals to authorities; imposing duties on trustees of State Teachers' Colleges and making an appropriation.

Which was committed to the Committee on Education.

Mr. WAGNER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. WAGNER and PECHAN read in place and presented to the Chair Senate Bill No. 216, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for the creation of capital reserve funds, regulating the use of such funds and authorizing the levying of taxes.

Which was committed to the Committee on Education.

Mr. BERGER. Mr. President, I move that the Senate do observe a Special Order of Business on Tuesday, February 10, 1959 at 11:30 a. m., at which time appropriate ceremonies in commemoration of the birthday of Abraham Lincoln will be held in the Senate.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, February 10, 1959, at 11:00 o'clock, a. m., Eastern Standard Time.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:30 o'clock, p. m., Eastern Standard Time, until Tuesday, February 10, 1959, at 11:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, February 9, 1959

The House met at 4:30 p. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

Reverend George I. Evans, Jr., Executive Secretary, Division of Social Relations of the Pennsylvania Council of Churches, Harrisburg, guest of the Chaplain, offered the following prayer:

Creator and Ruler of Mankind, Lord God Almighty, we beseech Thee in behalf of the people of this state in general, so especially for the House of Representatives here assembled, that Thou wouldst be pleased to direct and prosper all its consultations, to the advancement of Thy glory.

Deepen the root of our life in everlasting righteousness. Make us all equal to our high trusts, reverent in the use of freedom, just in the exercise of power, generous in the protection of the weak.

To our Legislators give insight and faithfulness, O God. May wisdom and knowledge be the stability of our times and our deepest trust be in Thee, the Lord of the Nations and the King of Kings. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday, February 2, Tuesday, February 3, and Wednesday, February 4, 1959? If not, and without objection, the Journals are approved.

BILLS INTRODUCED AND REFERRED

By Mrs. REIBMAN and
Mrs. DONAHUE HOUSE BILL No. 236.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring certain persons whose licenses or permits have been suspended or revoked to take driver education instruction.

Referred to the Committee on Motor Vehicles.

By Messrs. KAMYK, IRVIS, LUTTY
and FOERSTER HOUSE BILL No. 237.

An Act amending the act of December 22, 1951 (P. L. 1715), entitled "An act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities * * *," providing for the payment of salaries of council members in semi-monthly installments.

Referred to the Committee on Cities-Counties Second and Second Class A.

By Mr. TOMPKINS HOUSE BILL No. 238.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring that special plates or markers be affixed to the front of State-owned vehicles, and providing for penalties and suspension from employment for violations.

Referred to the Committee on Motor Vehicles.

By Mr. GOLDSTEIN HOUSE BILL No. 239.

An Act amending "The Administrative Code of 1929,' approved April 9, 1929 (P. L. 177) requiring the Auditor General to publish a monthly report of persons employed by the Commonwealth.

Referred to the Committee on State Government.

By Messrs. CURWOOD, MEHOLCHICK,
CROSSIN and SHUPNIK HOUSE BILL No. 240.

An Act amending "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns and Townships," approved April 29, 1937 (P. L. 487) requiring street lists to contain certain information concerning registered electors entitled to assistance in voting.

Referred to the Committee on Elections and Apportionment.

By Messrs. CURWOOD, MEHOLCHICK,
CROSSIN and SHUPNIK HOUSE BILL No. 241.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333) providing for count of votes on machine by the county board and comparison thereof with district returns and correction of district returns.

Referred to the Committee on Election and Apportionment.

By Messrs. CURWOOD, MEHOLCHICK,
CROSSIN and SHUPNIK HOUSE BILL No. 242.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333) authorizing appeals to the Superior Court in certain cases of fraud or error.

Referred to the Committee on Elections and Apportionment.

By Messrs. CURWOOD, MEHOLCHICK,
CROSSIN and SHUPNIK HOUSE BILL No. 243.

An Act amending the act of June 8, 1893 (P. L. 345), entitled "An act relating to Mandamus," further regulating the issuance of prosecution of writs of mandamus.

Referred to the Committee on Judiciary.

By Messrs. CURWOOD, MEHOLCHICK,
CROSSIN and SHUPNIK HOUSE BILL No. 244.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) requiring the secretary to revoke operating privileges of persons who have requested or received assistance in voting, making books and records of county boards of election and county boards of registration commissions available for such purposes .

Referred to the Committee on Motor Vehicles.

By Messrs. TOMPKINS and
WHITTAKER HOUSE BILL No. 245.

An act amending "The Penal Code," approved June 24, 1939 (P. L. 872) providing for removal from office as an additional penalty for authorizing or making payments of public money without authority.

Referred to the Committee on Law and Order.

By Mr. MULDOWNEY HOUSE BILL No. 246.

An act amending the act of June 19, 1913 (P. L. 534) entitled "An act relating to appointment of deputy constables," limiting the functions and duties of deputy constables in first class cities.

Referred to the Committee on Cities-Counties First Class.

By Messrs. HEFFNER, BORIS, and CROSSIN HOUSE BILL No. 247.

An Act amending "The General County Assessment Law" approved May 22, 1933 (P. L. 853) providing additional exemptions from taxation.

Referred to the Committee on Municipal Corporations.

By Mr. MULDOWNEY HOUSE BILL No. 248.

An Act amending the act of July 20, 1917 (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth" imposing restrictions on constables in first class cities and providing penalties for violation thereof.

Referred to the Committee on Cities-Counties First Class.

By Messrs. STONE, McLAUGHLIN and GOLDSTEIN HOUSE BILL No. 249.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), prohibiting competitive racing on highways, and providing for forfeiture and the sale or destruction of vehicles used in such races.

Referred to the Committee on Motor Vehicles.

By Messrs. HEFFNER, BORIS, and CROSSIN HOUSE BILL No. 250.

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571) providing additional exemptions from taxation.

Referred to the Committee on Municipal Corporations.

By Messrs. UJOBAI, KNECHT, McCANN and POLASKI HOUSE BILL No. 251.

An Act amending the title and act of June 25, 1937 (P. L. 2123), entitled "An act to define and restrict the obligation of persons engaged on * * * certain newspapers or press associations, in testifying as to the source of information procured or obtained by such persons," extending the provisions of the act to include certain persons connected with radio and television stations.

Referred to the Committee on Rules.

By Messrs. PETROSKY, JIM, SAKULSKY and MILLS HOUSE BILL No. 252.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), increasing the limitation on the salaries of burgesses.

Referred to the Committee on Boroughs.

By Messrs. SNARE, SELTZER and SCARCELLI HOUSE BILL No. 253.

An Act providing for the payment of the salary, medical and hospital expenses of employes of State penal and correctional institutions who are injured in the performance of their duties and providing benefit to their widows and dependents in certain cases.

Referred to the Committee on State Government.

By Messrs. GELFAND, SHERMAN, STEWART and DOUGHERTY HOUSE BILL No. 254.

An Act imposing duties on builders of dwelling and housing units; prohibiting the issuance of building permtis by local governments in certain cases and prescribing penalties.

Referred to the Committee on Judiciary.

By Messrs. GOODRICH, TOMPKINS, RENWICK and RUDISILL HOUSE BILL No. 255.

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448), further designating magistrates, aldermen or justices of the peace before whom informations charging summary offenses may be brought.

Referred to the Committee on Fisheries.

By Messrs. GOODRICH, TOMPKINS, RENWICK and RUDISILL HOUSE BILL No. 256.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), designating magistrates, aldermen or justices of the peace before whom information charging summary offenses may be brought.

Referred to the Committee on Game and Conservation.

By Messrs. CURWOOD, MUSTO, MEHOLCHICK and BONNER HOUSE BILL No. 257.

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051) further prescribing qualifications as a prerequisite to receiving assistance and defining the rights of assignees of encumbrances held by the Commonwealth against real property of recipients of public assistance.

Referred to the Committee on Welfare.

By Messrs. BARTON, SNARE, GEORGE and HORST HOUSE BILL No. 258.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) authorizing boroughs to appropriate funds for the blind.

Referred to the Committee on Boroughs.

By Messrs. DENNISON and VARNER HOUSE BILL No. 259.

An Act prohibiting the promulgation by any department, board or commission of the executive branch of the Commonwealth, * * performing essential governmental functions of regulations having retroactive effect.

Referred to the Committee on State Government.

By Messrs. WOOD, A. W. JOHNSON, ANDREWS and McCANN HOUSE BILL No. 260.

An Act creating and establishing the Legislative Budget and Finance Committee; providing for its membership; prescribing its powers, functions and duties; * * *.

Referred to the Committee on Rules.

By Messrs. LUTTY and LEONARD HOUSE BILL No. 261.

An Act relating to the practice of massage, providing for the examination, licensing, registration and regulation of masseurs and masseuses; conferring powers and imposing duties upon the Department of Public Instruction; and fixing penalties for violations.

Referred to the Committee on Professional Licensure.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 29.

An Act amending the act of May 4, 1927 (P. L. 519),

entitled "The Borough Code" authorizing each civil commission to designate the time when applicants for positions and promotions in the police force and as paid operators of fire apparatus shall take physical examinations.

Referred to the Committee on Boroughs.

SENATE BILL No. 30.

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the regulation of junk dealers, junk yards and scrap yards.

Referred to the Committee on Townships.

SENATE BILL No. 31.

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," increasing the amount commissioners may spend in contracts without advertising.

Referred to the Committee on Counties.

SENATE BILL No. 33.

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the supervisors to regulate or prohibit the establishment of new fire companies.

Referred to the Committee on Townships.

SENATE BILL No. 34.

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing temporary investment of township funds.

Referred to the Committee on Townships.

SENATE BILL No. 35.

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," authorizing temporary investment of city funds.

Referred to the Committee on Cities—Third Class.

SENATE BILL No. 36.

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," further regulating the investment of borough funds.

Referred to the Committee on Boroughs.

SENATE BILL No. 37.

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing temporary investment of township funds.

Referred to the Committee on Townships.

SENATE BILL No. 38.

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing appropriations for handling storage and distribution of surplus foods.

Referred to the Committee on Townships.

SENATE BILL No. 39.

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," authorizing appropriations for handling storage and distribution of surplus foods.

Referred to the Committee on Cities—Third Class.

SENATE BILL No. 40.

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing appropriations for handling storage and distrbution of surplus foods.

Referred to the Committee on Boroughs.

SENATE BILL No. 41.

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing appropriations for handling storage and distribution of surplus foods.

Referred to the Committee on Townships.

SENATE BILL No. 42.

An act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," prescribing the method of appointing successors when two or more vacancies occur in the office of supervisors.

Referred to the Committee on Townships.

SENATE BILL No. 57.

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Buildings, Harrisburg, Pennsylvania.

Referred to the Committee on State Government.

SENATE BILL No. 70.

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing borough council to regulate or prohibit the establishment of new fire companies.

Referred to the Committee on Boroughs.

SENATE BILL No. 71.

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," regulating the rate of taxation for any occupation tax levied by a county.

Referred to the Committee on Counties.

SENATE BILL No. 78.

An Act amending the act of August 26, 1953 (P. L. 1476), entitled "An act to carry out the intent and purpose of Article XV, Section 1 and Article XIV, Section 8, of the Constitution of Pennsylvania and to supplement the First Class Home Rule Act approved April twenty-one, one thousand nine hundred forty-nine (P. L. 665) . . ." removing the exclusion of the Sheriff City Commissioners Board of Revision of Taxes and Registration Commission from the provisions of section 2 and providing that such officers be included within the provisions of the said section so that the Council of the City of Philadelphia shall have full power to legislate with respect to the election appointment compensation organization abolition merger consolidation powers functions and duties of the Sheriff City Commissioners Board of Revision of Taxes Registration Commission of the City of Philadelphia subject to approval of the electorate of the City of Philadelphia.

Referred to the Committee on Cities-Counties First Class.

SENATE BILL No. 110.

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing the township commissioners to regulate or prohibit the establishment of new fire companies.

Referred to the Committee on Townships.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. A. D. WILLIAMS, Jr.
and Mrs. KOOKER RESOLUTION No. 19.

In the House of Representatives, February 4, 1959.

On Monday, February 2, 1959, the Delhaas Joint High School, operated by the Bristol Township School District and the Tullytown Borough School District, in the Levittown section of Bucks County, was partially destroyed, with damages estimated at $800,000 to $1,000,000.

The twelve hundred students of the school situated on Route 413, Bristol Township, who marched to safety from the blazing ten-room older wing of the school which was destroyed, and the twenty-five-room addition which suffered smoke and water damage, necessitating its closing for a period of approximately a week, present a problem to the community in the form of limited facilities for continued education.

Ninteeen of the thirty-five classrooms were lost and the architects are presently making a survey to determine the extent of the loss and the cost of the replacement.

Dr. Charles H. Boehm, Superintendent of Public Instruction, stated that, although no additional school construction projects can presently be approved, he felt that there might be excess coverage on some present projects which could be diverted to speed the replacemnt of the lost classrooms, and he stated that efforts would be made to accomplish this.

The immediate situation will result in half sessions unless arrangements can be made to use facilities of other schools in the area.

The millage for school tax purposes in the rapidly growing Levittown area is already 74 mills; therefore be it

Resolved, That the Department of Public Instruction is requested to take any immediate or long-term measures which may be necessary to facilitate the uninterrupted and adequate education of the students of the Delhaas Joint High School including the rental of temporary facilities; and be it further

Resolved, That a copy of this resolution be transmitted to Dr. Charles H. Boehm, Superintendent of Public Instruction.

Referred to the Committee on Rules.

By Mr. DOWN. (Concurrent) RESOLUTION No. 20.

In the House of Representatives, February 4, 1959.

From time to time the various practices, rules and regulations of the Milk Control Commission have been subjected to wide public criticism.

Members of the General Assembly have been asked by various groups of consumers and producers as to the propriety of the commission's rules, regulations and practices, including those relating to fixing of milk and cream prices and the reasons why milk produced in this Commonwealth and distributed in a neighboring state is cheaper when bought there by a Pennsylvania consumer than in the State wherein it was produced; therefore, be it

Resolved, (the Senate concurring), That the Speaker of the House of Representatives appoint a committee of three members of the House and the President pro tempore of the Senate appoint three members of the Senate, who together shall constitute a joint committee to make a thorough study of the rules, regulations and practices of the Milk Control Commission, including price fixing of milk and cream; and be it further

Resolved, That the committee may meet, hold hearings, take testimony and make its investigations whether the General Asembly is in session or in recess. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the committee, and to produce any book, papers, records and documents as the committee deems necessary. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

Resolved, That the committee make a report of their findings and recommendations to this session of the General Assembly as soon as possible.

Referred to the Committee on Rules.

By Messrs. STONE, NEEDHAM and CIOFFI.
RESOLUTION No. 21.

In the House of Representatives, February 4, 1959.

Due to the curtailment of funds, it is now necessary to limit to one month the assistance given to needy veterans or their dependents, rather than for the usual three months.

This assistance given the needy veteran has always been of a temporary nature, usually arising from sickness and hospitalization, and in the majority of cases, from service-connected disabilities. This drastic cut in aid will work undue hardship on our needy veterans and their dependents; therefore, be it

Resolved, That this House of Representatives requests the State Veterans' Commission to immediately seek out and determine the reasons for the curtailment of the funds for the payment of assistance to needy veterans; and be it further

Resolved, That the State Veterans' Commission make recommendations of methods to restore the amount which has been denied veterans and recommend means to hereafter maintain assistance payments for three month periods to needy veterans of this Commonwealth; and be it further

Resolved, That copies of this resolution be sent to the Adjutant General of Pennsylvania and to all other members of the State Veterans' Commission.

Referred to the Committee on Rules.

By Mrs. VARALLO and Mr. OGILVIE.
(Concurrent) RESOLUTION No. 22.

In the House of Representatives, February 4, 1959.

The past year of achievements in the field of scientific developments by the U. S. S. R. has emphasized our need for encouraging the youth of our Nation to strive for the highest degree of education and training as they can best mentally and physically attain.

The constant threat to the security of the free and democratic nations of the world by those who seek to destroy our ways of life has also necessitated the military training of our youth in order to preserve our belief in the rights and freedom of the individual.

A result of this military training has been to delay and in some instances to discourage young people from attaining that degree of education and training so vital to the preservation and future development of our Nation.

Recent reports have also revealed instances where highly trained professional and technical young men have not been utilized in their particular field of training by our armed services to the best advantages and interests of our Nation, or in the further development of the individual's skill and training; therefore be it

Resolved (the Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to direct the armed services of the United States to utilize the education, training, technical skills and professions of these young men and women who enter the service of our country in those particular fields in which the person is schooled and trained so as to be advantageous to the Nation, service and the individual concerned; and be it further

Resolved, That copies of this resolution be transmitted to presiding officers of each House of Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 80, 81 and 83.

Commonwealth of Pennsylvania
Governor's Office, Harrisburg.
February 5, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 80, Printer's No. 9, entitled "An Act making an appropriation for disaster relief to the State Council of Civil Defense in connection with the flood damage of January 1959."

DAVID L. LAWRENCE.

February 5, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 81, Printer's No. 10, entitled "An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled 'An Act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five' making the moneys appropriated available for flood damage of January, one thousand nine hundred fifty-nine."

DAVID L. LAWRENCE.

February 5, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 83, Printer's No. 12, entitled "An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled 'An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957' changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes."

DAVID L. LAWRENCE.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Gibson for Mr. UJOBAI for today.
Mr. Gibson for Mr. McINROY for today and tomorrow.
Mr. Gibson for Mr. BOWER for today.
Mr. Gibson for Mr. THOMPSON for today.
Mr. Gibson for Mr. T. H. W. JONES for today.
Mrs. Varallo for Mr. LUIGARD for today.
Mrs. Varallo for Mr. YATRON for today.
Mrs. Varallo for Mr. GARLOCK for the week because of illness.
Mrs. Varallo for Mr. GARLOCK for the week because of illness.
Mrs, Varallo for Mr. DENNIS for today.
Mrs. Varallo for Mr. GRANVILLE JONES for the week because of illness.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 9, 1959.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 16, 1959, at three o'clock p. m., EST, and when the House of Representatives adjourns this week, it reconvene Monday, February 16, 1959, at four-thirty o'clock p. m., EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 163, entitled:

An Act amending the "Public Utility Law" approved May 28, 1937 (P. L. 1053), excluding buses owned by or under contract with school districts private or parochial schools for the transportation of school children and chaperons from the definition of common carrier by motor vehicle and contract carrier by motor vehicle in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 167, entitled:

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) authorizing the regulation of junk dealers junk yards and salvage yards.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 191, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing that out-of-state physicians may certify that applicants for teachers' certificates are not mentally or physically disabled.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 199, entitled:

An Act amending the "Skimmed Milk Law" approved June 29, 1923 (P. L. 929) removing certain limitations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 201, entitled:

An Act amending "The Pennsylvania Seed Act of 1947" approved June 5, 1947 (P. L. 426) including the words "nursery crops" in the definition of "agricultural seeds" adding and removing certain packaging and labeling requirements and granting additional powers to the department.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 202, entitled:

An Act amending the 'Domestic Animal Disease Suppression Law" approved July 22, 1913 (P. L. 928) prohibiting the sale or use of virulent live virus except under certain circumstances.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 204, entitled:

An Act amending the act of July 15, 1919 (P. L. 976, No. 386) entitled "An act to authorize the Board of Commissioners of Public Grounds and Buildings to acquire property * * * by proceedings in eminent domain "authorizing eminent domain acquisition of avigation easements aerial rights-of-way and other interests in land.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

MINORITY LEADER ADDRESSES HOUSE

Mr. A. W. JOHNSON. Mr. Spaker, throughout the Commonwealth there is a great panic, you might say, that has been stirred up by reason of the order of the Department of Labor and Industry that certain school houses be closed as far as their second floors are concerned. Other orders call for major repairs to various school buildings.

The Members have come back this week with, not complaints shall I say, but a story from their various school boards that have these drastic orders come down to make these repairs immediately. Their budgets have all been closed for the year, most of them are up to the 35 mills, they have no money in their budgets for the purpose. Many of them realize that some of the repairs should be made, and want to make them if they could just get the money to do the job.

I, therefore, have a bill that we are about to introduce, and I realize that we probably should not talk about legislation we are about to introduce, but this is such an important matter that I believe we should call it to the attenion of the House.

We are about to introduce legislation which will authorize the Department of Public Instruction to immediately, as soon as they receive a copy of the bona fide contract granted by these various school districts for these repairs, reimburse the school districts, based on their contractual liability and, of course, based upon their capital account reimbursement fraction.

I realize the bill calls for an appropriation of $3 million. This is something that has been thrust upon the school districts in our state without any warning, without any advance preparation for it. The ceiling of the bonds of the state and school building authorities has been reached and the school boards find themselves in a frightful dilemma at the present time. Hence this suggested legislation.

I am reminded three years ago when Governor Leader all of a suddn decided to enforce the provisions of the Markley bill, having to do with the teaching of mentally retarded children throughout the state, the school boards were able to come down here and just with a letter of intent go away from Harrisburg with $50,000 or $100,000 to start their program.

Here is another time when an emergency is facing our school districts. This legislation is vital and necessary and it is being dropped into the hopper today.

MAJORITY LEADER ADDRESSES HOUSE

Mr. McCANN. Mr. Speaker, I feel confident that the proposed piece of legislation is very important, but do we not set a precedent here in which each piece of legislation introduced entitles every Member of this House to have the floor and explain the importance of the legislation in his own opinion?

We certainly have granted this right. We shall assume that we shall give other Members the same right on introduction of bills, that they may have unanimous consent of the House to speak about legislation which they are about to introduce.

I do not think it calls for any debate upon the merits of proposed legislation. I am sure if it did not have merit it would not have been introduced.

I do question the figures rather greatly. I just wonder what $3 million will do in this field and how far it will go. Again I say that we do not intend to debate the merits on the introduction of legislation.

BILLS ON SECOND READING

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 26, entitled:

An Act amending "The Game Law" approved June 3 1937 (P. L. 1225) protecting skunks in seventh class counties for a limited period.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 134, entitled:

An Act providing for the recording of specified forms of stipulations of general mortgage provisions and of short form mortgages defining the effect and construction to be given thereto and fixing the fee to be charged for the recording thereof.

The first and second sections were separately read and agreed to.
The third section was read.
On the question,
Will the House agree to the section?
Mr. DEVLIN offered the following amendment:

Amend Sec. 3, page 3, line 18 by inserting after "recorded" "except that a purchase money mortgage recorded within thirty days after delivery to the mortgagee shall be a lien from the date of delivery."

It was agreed to.
The section was agreed to as amended.

The fourth and fifth sections were separately read and agreed to.

The sixth section was read.

On the question,

Will the House agree to the section?

Mr. DEVLIN offered the following amendment:

Amend Sec. 6, page 5, lines 8 to 14, by striking out all of said lines.

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. DEVLIN offered the following amendment:

Amend Title, page 1, lines 3 and 4 of Title, by striking out "and fixing the fee to" in line 3, and all of line 4.

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 158, entitled:

An Act amending the act of July 15, 1957 (P. L. 932), entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor Lancaster County for the use of the Millersville State Teachers College and making an appropriation" by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 162, entitled:

An Act amending the act of June 28, 1935 (P. L. 477), entitled as amended "An act providing for the payment of the salary medical and hospital expenses of members of the State Police Force and of policemen firemen and park guards by the Commonwealth of Pennsylvania counties cities boroughs town and townships who are injured in the performance of their duty * * *" extending the provisions thereof to the enforcement officers and investigators employed by the Pennsylvania Liquor Control Board.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 165, entitled:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 98, entitled as follows:

An Act amending the act of June 11, 1935 (P. L. 326), entitled "An act relating to counties of the first class * * *" increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

On the question,

Will the House agree to the bill on third reading?

Mr. McCANN asked unanimous consent to offer an amendment at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 2), page 4, line 9, by inserting after "hundred" "fifty".

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

HOUSE RESOLUTION No. 7

Mr. McCANN. Mr. Speaker, I call up on page 5 of today's calendar, House Resolution No. 7.

The resolution was read as follows:

In the House of Representatives, January 19, 1959.

Resolved, That Rule 22 of the House of Representatives be amended by striking out the first paragraph which reads

A Committee on Committees the majority of Members of which shall be selected by the Majority Party and the Minority Members by the Principal Minority Party of the House whose duty shall be to recommend to the House the names of the Members who are to be elected to serve on the Standing Committees of the House.

On the question,

Will the House adopt the resolution?

Mr. McCANN. Mr. Speaker, I move that the resolution be recommitted to the Committee on Rules.

On the question,

Will the House agree to the motion?

POINT OF ORDER

Mr. McCORMACK. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state it.

Mr. McCORMACK. This resolution being on the calendar and being sponsored by me, is it in order for a motion to recommit when the resolution was not called up by the sponsor.

The SPEAKER. Any Member may call up a resolution, or any Member may call up a bill. It is a question for the House as to whether the motion prevails.

Mr. McCORMACK. Mr. Speaker, may I interrogate the Majority Leader?

The SPEAKER. Will the Majority Leader permit himself to be interrogated? The Chair understood the matter had been discussed with the gentleman from Philadelphia.

Mr. McCORMACK. Mr. Speaker, that is not the correct information. No one has said anything to me. As a matter of fact, when I went in the caucus I think that action had already been taken. Now, I do not want to prolong any debate on this resolution, but I do want to say that I think where a person has the responsibility of sponsoring a resolution it should be discussed with him before action is taken.

The SPEAKER. The Chair agrees with the gentleman from Philadelphia. The matter should have been cleared, and the Chair was under the impression the matter had been cleared.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

COMMITTEE APPOINTED

RESOLUTION No. 19

The SPEAKER. Pursuant to the terms of House Resolution No. 19, the Chair appoints as a Committee on the part of the House, Messrs. Musto, Meholchick, Reidenbach, Jump, and Gibbs.

REPORTS FROM COMMITTEES

Mr. MUSTO from the Committee on Rules, reported as committed, House Resolution No. 6.

Mr. DEVLIN from the Committee on Rules, reported as committed, House Resolution No. 10.

Mr. MUSTO from the Committee on Rules, reported as committed, House Resolution (not printed).

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 26, 1959

America's 1959 football season will see three Pennsylvanians serving in rolls of distinction with the Army, Navy and Air Force football teams.

Cadet William Carpenter of Springfield Township, Delaware County, who attended Springfield High School, will captain the varsity football squad of the United States Military Academy. Cadet Carpenter proved himself an outstanding football player and gained the respect and admiration of the American people during 1958 and previous years.

Midshipman James Dunn of Rutledge, Delaware County, will captain the varsity football squad of the United States Naval Academy. Midshipman Dunn also gained the respect and admiration of the American people by his splendid playing during the 1958 and previous years. Midshipman Dunn attended Ridley Township High School in Delaware County.

Coach Ben Martin of the varsity Air Force Academy football squad grew up in Prospect Park, Delaware County. He attended Prospect Park High School and the United States Naval Academy. Coach Martin's parents still live in Prospect Park. The outstanding performance of the 1958 football team of the Air Force Academy has distinguished Pennsylvania's Ben Martin in the eyes of the American public.

The 1959 Army-Navy game will bring distinction to Pennsylvania in the persons of the two distinguished Pennsylvanians, Cadet Carpenter and Midshipman Dunn, captaining their respective football teams.

The accomplishments and respect gained by these three great Pennsylvanians reflect outstanding credit to the Commonwealth of Pennsylvania and serves as an inspiration to the youth of Pennsylvania.

Now, therefore be it resolved, that the congratulations of the House of Representatives be extended to Cadet William Carpenter, Midshipman James Dunn, and Coach Ben Martin; and

Be it further Resolved, that a copy of this Resolution be forwarded to the President of the United States, Cadet William Carpenter, Midshipman James Dunn, and Coach Ben Martin, to the commandants of the respective service academies, Springfield High School, Ridley Township High School and to Interboro High School (successor to Prospect Park High School).

Mr. DOUGHERTY from the Committee on Rules, reported as committed, House Resolution (not printed).

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 26, 1959

The field of traffic safety is often frustrating but not without reward when the heavy accident toll is reduced. Unknown people are living today rather than having become statistics, due to the unceasing efforts of men like Mr. Nick Nicklas to protect people against themselves.

For the past twenty-five years Mr. Nick Nicklas of Aliquippa, Pennsylvania, has waged an unceasing campaign for traffic safety in every media available. As Director of the Beaver County Crusade for Safety he conducts a weekly radio program, "Traffic Beat" at 6:45 P. M. Saturday over station KBVP, Beaver Falls, Pennsylvania, in which he interviews all persons whose work has any bearing on traffic safety.

Reduction of traffic fatalities in Beaver County from 36 in 1957 to 23 in 1958 may set a record in the State and certainly bears testimony to the effect of Mr. Nicklas' efforts; therefore be it

Resolved, That the House of Representatives of Pennsylvania congratulates Mr. Nick Nicklas and his program "Traffic Beat" on the splendid life-saving service rendered to Beaver County; and be it further

Resolved, That a copy of this resolution be transmitted to Mr. Nick Nicklas, Aliquippa, Pennsylvania, in recognition of his fine record.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Amended House Bill returned for concurrence No. 82.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, a request has been made that beginning from today on all committee announcements are to be posted on the board in the Hall of the House.

COMMITTEE MEETINGS

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, February 10, 11:00 a.m.

ELECTIONS AND APPORTIONMENT, Mr. Stone, Chairman, Room 323, Tuesday, February 10, 11:00 a.m.

JUDICIARY, Mr. Rudisill, Chairman, Room 145, Tuesday, February 10, 10:00 a.m.

PUBLIC HEALTH AND SANITATION, Mr. Maxwell, Chairman, Room 522, Tuesday, February 10, 11:00 a.m.

ADJOURNMENT

Mr. SHUPNICK. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 10, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 5:30 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

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SENATE

TUESDAY, February 10, 1959

The Senate met at 11:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. H. GLENN CARPENTER, Pastor of the First Christian Church, Johnstown, offered the following prayer.

Hear us, O God, as we come before Thee in prayer.

Across the centuries, we hear the word of the prophet admonishing us to "do justly and to love mercy, and to walk humbly with your God."

As the work of this day begins with Thee, so may it be continued and ended with Thee, and be worthy of being dedicated to Thee and to the people of this Commonwealth.

Bless, with the Members of this Senate, our Governor and his staff and all who are employed by the government in the service of our people. Grant that, subordinating all selfish interests, there may be evidenced here a loyalty to the common good of all, including the widow and the orphan.

Through Jesus Christ, our Lord, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. BLASS, further reading was dispensed with, and the Journal was approved.

STUDENTS FROM YORK SUBURBAN HIGH SCHOOL PRESENTED TO SENATE

Mr. SEYLER. Mr. President, we have with us today, in the balcony of the Senate, a group of young people who have come here as visitors to observe the operations of State Government and, more particularly, at this moment, to keep a sharp eye on what their Senator is doing.

This particular group of young people are from the York Suburban High School. When attending school, they occupy a magnificent, newly completed building which was made possible, to some extent, through the efforts of the Members of the Senate and the House of Representatives who authorize the aid which we give to make these magnificent school buildings.

This group of young pople consists of two sections in Social Studies. They have with them today two of their teachers, Mr. Hall and Mr. Seyler. The larger one is Mr. Seyler and he is a relative, a son.

The PRESIDENT. I wonder whether the guests of Senator Seyler will arise and take a bow.

The President of the Senate, on behalf of the Members of the Senate, greets you and hopes that you will receive a great deal of good from your view into the ways of government.

FORMER SENATOR FRED P. HARE PRESENTED TO SENATE

Mr. BERGER. Mr. President, before taking up the Special Order of Business which is to occupy the Senate at 11:30 o'clock, I would like to call attention to the presence in this Chamber of a former Member of this Senate for a number of years, a distinguished Senator and citizen of Pennsylvania who occupied the position of Majority Whip and did so much to alleviate the poor lot of that office.

Mr. President, I wish to present to the Senate, Senator Fred P. Hare.

The PRESIDENT. Thank you, Senator Berger.

SPECIAL ORDER OF BUSINESS

CERMONIES COMMEMORATING THE BIRTHDAY OF ABRAHAM LINCOLN, TUESDAY, FBERUARY 12, 1959, AT 1130 O'CLOCK, A.M.

The PRESIDENT. This being the day and the hour set aside for Ceremonies Commemorating the Birthday of Abraham Lincoln, the Senate will please come to order.

The Chair recognizes the gentleman from Crawford, Senator Shafer.

Mr. SHAFER. Mr. President, Fellow Members of the Senate, Ladies and Gentlemen, this year marks the sesquicentennial of the birth of Abraham Lincoln and I deeply appreciate the honor of having some small part in the celebration of this event by the Senate of Pennsylvania. I know that all of you are aware of, and take great pride in, the role of Pennsylvania in the historical origin and the life and times of this great man. However, it seems to me that it would be fitting, in this 50th Anniversary year, to pay homage, not to just one individual aspect or association of this legendary figure, but rather to a more universal view to Lincoln, not just as a statesman, not just as a storyteller, not just as an emancipator, a lawyer, an orator or a writer, but to Lincoln, the man.

To the schoolboy or schoolgirl, here is the man who, in his youth, walked miles to borrow a book, who practiced writing on a clean whittled plank and who rose to the highest office of his beloved native land. To the parent, here is the man who has become the symbol of a Country's freedoms which allow any person to climb as high as his resources and faith will carry him. To the citizen of other nations, here is the man who was the wise and strong leader, guiding a young republic through its most crucial years. To all of us, here is the man who lived literally his belief in the much abused word "liberty," and who stated: "Our reliance is in the love of liberty which God has planned in our bosoms. Our defense is in the preservation of the spirit which prizes liberty as the heritage of all men, in all lands, everywhere."

As one of the most renowned of Lincoln's biographers, Carl Sandburg, recently stated: "Millions of plain folk take Lincoln as a personal treasure. He had something they would like to see spread everywhere over the world."

Why has Lincoln, the man, come to symbolize these things to so many? To me, it was his deep conviction, his great faith, his loyalty to the highest of values. Any study of, or reflection on, Abraham Lincoldn reminds us that human values cannot be disassociated from the spirit of our democratic way of life because the ideas and ideals of man undergird all of our written documents, as well as our unwritten principles.

Lincoln's humble background was a training center for the strength of his character. His faith in life's deepest realities was the mainspring for his courage and service. As Stephen Vincent Benet stated: "The entire genius of the man resolves itself into one great faith that, above all, links his life with heavenly guidance."

It was recently observed that if a painting on canvas seems beautiful at first glance, closer inspection reveals that it is a combination of light and dark colors, overlapping and recessive planes. When combined, these planes build up values that miraculously achieve great richness. Even such ordinary articles as baskets and bricks come alive through the mastery of the artist's touch.

Perhaps no other figure in history suggests more light and dark, more depth and reflection than Abraham Lincoln. The winsome appeal of personality, his unrelenting optimism, his inflexibility of purpose are brushed together with stark personal tragedies and a full scale war.

Labels and categories seldom, if ever, cover the life of such a man for he has a way of escaping exact definition. Youth labels Lincoln "famous," but a more mature mind finds the word pale and suggests "great," while other minds prefer "immortal." Whatever our terminology, we sense that as our distance from Lincoln increases, we regard him more and more as one of the greatest, if not the greatest, American. Through all the light and dark, through all the overlapping and recessive planes of his life, Abraham Lincoln maintained a sense of proportions, chose values that were abiding and developed a philosophy which shone through all his attitudes. The American canvas is infinitely more beautiful from the brief brush strokes of his life.

All of us should take great pride in that we are a part of the Lincoln heritage, a heritage nudging us to recall the total picture of Lincoln, the man, and to honor him as an American symbol. It is a symbol that log cabin to White House is possible in a land of opportunity, the symbol of equality, whereby human beings are born free and equal in dignity. Lincoln would have agreed with the Panamanian representative to the United Nations when he stated: "The rights of the individual do not spring from the fact that he is a citizen of a given State, but from the fact that he is a member of the human family." Lincoln's signature bore out his belief in the dignity of man when 4,000,000 human beings were given freedom.

How was this man made great? He defied obstacles. As Bruce Barton, former Congressman from New York, once said: "Lincoln was born in a cabin without heat, running water or any modern convenience. According to a philosophy now widely current, this was a hopeless environment." It should have convinced him from the start that he was doomed to failure. His clothes were of crude homespun, ill-fitting and worn until the fabric would no longer hold a patch. His diet of corn pone and bacon lacked essential vitamins. His schooling was limited to a few scattered weeks under teachers whose own schooling had been meager. In such circumstances, he should have been told that there was no hope. However, no one told him this. Instead, he was told that he was fortunate because he had been born in a Country where any boy might properly aspire to even the highest success.

How was he made gerat? Because the common denominator of all his handicaps was spirit. He chose a way of life that meant the complete giving of himself. He chose a philosophy of life that roots itself in nobility of character. He chose a faith that kept him bound to the Divine, yet set him free to love all other people. He had a genuine confidence in the ability of his fellow men. He chose a moral climate for his life that challenged and inspired. Greatness grew upon him, not for what he did but for what he was and for what he knew to be true.

Yes, in miniature retrospection, we recognize that Abraham Lincoln exemplifies the capacity of man for growth in character and intellect. He tested the ideals of his calling and proved them to be practical. He supported his principles and values courageously against overwhelming odds.

However, Mr. President, it is one thing to honor past greatness and another to apply the inspiration of it to ourselves and to our own generation. While the new Lincoln penny, which goes into distribution this month, —on one side appears the same familiar profile which first appeared in 1909 in honor of the 100th Anniversary of his birth, and on the other side a new front view of the Lincoln Memorial, in Washington—may serve as a daily physical symbol and reminder of the heritage Lincoln has left us, how much more important would it be, if we, today, on this 150th celebration of his birth, take the legacy of Lincoln, the man, into each of our minds and hearts. If his faith, his conviction, his purity of purpose and service touch each of us individually, not only in our duties here in the Senate but also in our daily lives, we will be giving these few moments of tribute real significance and meaning.

(For the address delivered by the gentleman from Philadelphia, Mr. Stiefel, in Commemoration of the Birthday of Abraham Lincoln, see Senate Journal of Monday, February 16, 1959.)

Mr. ELLIOTT. Mr. President, as we sit and look at the mural here in front of us, we realize that in 100 years it will be 1963.

Following the remarks made by our colleagues, Senator Shafer and Senator Stiefel,—and we are all grateful for these remarks and for the stirring tribute which they paid to Abraham Lincoln—I would like to recall to your attention that this Body thought well enough of the idea of establishing a commission to adequately and appropriately celebrate the 100th Anniversary of the Gettysburg Address and the Battle of Gettysburg by passing a bill in 1955 creating such a commission. This bill became a law on April 20, 1956.

As you know, in addition to representing Franklin County, it is my proud privilege to represent Adams County, of which the county seat is Gettysburg. Also, as you know, these commissions do require funds with which to operate. In helping to carry out some of the things which Senator Stiefel mentioned in the close of his very eloquent address, this commission needs funds. Therefore, Mr. President, on behalf of Senator Weiner and myself, I am introducing this bill, which makes such provision.

BILL INTRODUCED AND REFERRED

Mr. ELLIOTT. Mr. President, I now ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. ELLIOTT and WEINER read in place and presented to the Chair Senate Bill No. 217, entitled:

An Act making an appropriation to the One-hundredth Anniversary of the Battle of Gettysburg and Lincoln's Gettysburg Address Commission.

Which was committed to the Committee on Appropriations.

PERMISSION TO ADDRESS SENATE

Mr. WEINER asked and obtained unanimous consent to address the Senate.

Mr. WEINER. Mr. President, as long as we are commemorating Abraham Lincoln's birthday, I did not think it would be amiss to bring to the attention of this Body the side of Mr. Lincoln that I think all of us have come to know in our travels; that of the politician and the man who took a very active part in the political life and well-being of this Country.

One of the things that Mr. Lincoln knew well and learned very early in his life, in the political field, was brevity. I think this is epitomized in the work we all know as the Gettysburg Address, which reads as sheer poetry.

One of the things about him, which has not been discussed very much and which I would like to bring to the attention of this Body,—I think it is also something which probably has happened to all of us in our political travels—relates to when he was campaigning as a candidate for the Legislature in Illinois, at the age of twenty-eight years. He arose at a meeting to speak, after having sat for a very long time listening to his opponent. He said to his audience, after realizing they were very weary from listening to the man who was his opponent:

"Gentlemen and fellow citizens, I presume you know who I am. I am humble Abraham Lincoln. I have been solicited by my friends to become a candidate for the Legislature. My politics can be briefly stated. I am in favor of the internal improvement system and a high tariff. These are my sentiments and my political principles. If elected, I shall be thankful; if not, it will be all the same."

NOMINATION BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

JUSTICE OF THE PEACE

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate G. Don Kepler, Box 1, Pine Grove Mills, Centre County, for appointment as Justice of the Peace in and for the Township of Ferguson, Centre County, to serve until the first Monday of January 1960, vice John W. Kepler, deceased.

DAVID L. LAWRENCE.

GENERAL COMMUNICATION

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

Commonwealth of Pennsylvania,
Harrisburg, Pennsylvania, February 5, 1959.

CHARLES M. DOUGHERTY
Secretary of Revenue

Dear Senator McCreesh:

It would be sincerely appreciated if you would thank all the members of the Pennsylvania Senate for my confirmation on January 20, 1959 as Secretary of Revenue.

Their confidence will be repaid by my conscientious and persistent attention to my duties and responsibilities.

Respectfully yours,
/s/ CHARLES M. DOUGHERTY.

The Honorable Thomas P. McCreesh
State Senate
Main Capitol Building
Harrisburg, Pennsylvania

The PRESIDENT. This communication will be printed in the Journal.

REPORTS FROM COMMITTEES

Mr. KESSLER, from the Committee on Finance, reported as committed, Senate Bill No. 203, entitled:

An Act amending the act of April 9, 1929 (P. L. 343), entitled "The Fiscal Code," changing the day for rendering certain reports.

Mr. CONFAIR, from the Committee on Law and Order, reported as committed, Senate Bill No. 184, entitled:

An Act amending the title and act of June 25, 1937 (P. L. 2123), entitled "An act to define and restrict the obligation of persons engaged on, connected with, or employed by, certain newspapers or press associations, in testifying as to the source of information procured or obtained by such persons," extending the provisions of the act to include certain persons connected with radio and television stations.

Mr. KELLER, from the Committee on Banking, reported as committed, Senate Bill No. 181, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828), entitled "Fiduciaries Investment Act of 1949," making obligations of banks for cooperatives authorized investments.

He also, from the Committee on Banking, reported as committed, Senate Bill No. 182, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended "Banking Code," further providing for lending and investment powers of banks and banks and trust companies and certain savings banks.

He also, from the Committee on Banking, reported as committed, Senate Bill No. 183, entitled:

An Act amending the act of April 5, 1917 (P. L. 47), entitled "An act specifying additional securities in which trustees or directors of savings banks, saving institutions, and provident institutions, chartered under general or special acts of Assembly, may invest moneys deposited therein," providing for investments in debentures, bonds or other obligations issued under the authority of certain acts of Congress.

He also, from the Committee on Insurance, reported as committed, Senate Bill No. 120, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," providing for the clarification of The Standard Fire Insurance Policy of the State of Pennsylvania as it relates to losses or damage caused by nuclear reaction radiation or radioactive contamination.

He also, from the Committee on Insurance, reported as committed, Senate Bill No. 180, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), "The Insurance Company Law of 1921," authorizing insurance companies, associations and exchanges to make investments in obligations issued by Federal Intermediate Credit Banks or Banks for Cooperatives pursuant to acts of Congress.

Mr. STEVENSON, from the Committee on Local Government, reported as committed, House Bill No. 93, entitled:

An Act amending the act of May 2, 1925 (P. L. 501), entitled "An act authorizing municipalities to impose a penalty, not exceeding five per centum, on all municipal assessments which are not paid within ninety days from the date of the assessment," extending the provisions of the act to townships.

He also, from the Committee on Local Government, reported as committed, House Bill No. 95, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), increasing the mileage allowance for delegates to meetings of the state associations of township officers.

He also, from the Committee on Local Government, reported as committed, House Bill No. 96, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), providing for an increase in compensation of supervisors.

He also, from the Committee on Local Government, reported as committed, House Bill No. 100, entitled:

An Act to amend "The Borough Code," approved May 4, 1927 (P. L. 519), empowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created.

He also, from the Committee on Local Government, reported as committed, House Bill No. 120, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), further providing for the election of councilmen upon the consolidation of boroughs.

He also, from the Committee on Local Government, reported as committed, House Bill No. 123, entitled:

An Act to amend "The First Class Township Code," approved June 24, 1931 (P. L. 1206), empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 141, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017), entitled "County Institution District Law," increasing the powers and duties of institution districts.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 149, entitled:

An Act amending the act of July 15, 1957 (P. L. 901), entitled "Optional Third Class City Charter Law," changing provisions relating to selection of city charter commissioners.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 150, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 151, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742), entitled "The Realty Transfer Tax Act," authorizing the recorders of deeds to use stamping machines, to be furnished by the Department of Revenue, in the sale of documentary stamps.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 161, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," providing an additional procedure for creating cities; authorizing election and permitting selection of a form of city government in such cases from among several optional plans; and conferring powers and imposing duties on courts of quarter sessions, county boards of elections and corporate authorities of towns, townships and boroughs.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 162, entitled:

An Act amending the act of June 26, 1931 (P. L. 1379), entitled "Third Class County Board Assessment Law," providing for and regulating appeals from valuations and assessments of real property the first year any county makes a complete reassessment of real property in conjunction with a permanent system of records; and imposing temporary restrictions on political subdivisions using the county assessments for taxation purposes.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 170, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing

that the zoning board of adjustment must give their decision within thirty days.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 171, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," providing that the zoning board of adjustment must give their decision within thirty days.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 172, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," providing that the zoning board of adjustment must give their decision within thirty days.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 175, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing the purchase of public liability insurance.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

MEMBERS OF THE STATE VETERANS' COMMISSION

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Veterans' Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

John G. Rainey, 7216 McPherson Boulevard, Pittsburgh 8, Allegheny County.

Frank J. Kozicki, 567 West Lemon Street, Lancaster, Lancaster County.

Maurice W. Baruth, 7140 Reynolds Street, Pittsburgh 8, Allegheny County.

John C. Cavender, Hop Bottom, Susquehanna County.

Sterling L. Morelock, 1141 North Highland Avenue, Pittsburgh 6, Allegheny County.

Paul E. Walters, Pine Grove, Schuylkill County.

DAVID L. LAWRENCE.

COMMISSIONER OF DEEDS

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Miss Ann F. Reardon, P. O. Box 57, 262 Main Street, Portland, Connecticut, for appointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of Connecticut, for the term of five years, to compute from the date of confirmation.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Donald J. Warson, 409 Home Drive, Level Green, Trafford, Westmoreland County, for appointment as Justice of the Peace in and for the Township of Penn, Westmoreland County, to serve until the first Monday of January 1960, vice Alphonse J. Bredel, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John L. Boden, 4518 Library Road, Bethel, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Bethel, Allegheny County, to serve until the first Monday of January 1960, vice Allan R. Reid, resigned.

DAVID L. LAWRENCE.

BILLS INTRODUCED AND REFERRED

Mr. PECHAN and BERGER read in place and presented to the Chair Senate Bill No. 218, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," increasing maximum limits on per capita taxes with certain limitations.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 219, entitled:

An Act amending the act March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing the incurment of a temporary debt for construction or reconstruction of certain school building projects.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 220, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing basis for reimbursement by the Commonwealth on certain accounts.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 221, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing school directors to charge tuition fees for adult extension education.

Which was committed to the Committee on Education.

Messrs. PECHAN, BERGER, SEYLER and HAYS read in place and presented to the Chair Senate Bill No. 222, entitled:

An Act amending the act of March 10, (1949 (P. L. 30), entitled "Public School Code of 1949," adding purposes for which school taxes may be levied and extending the taxing power of school districts of the fourth class.

Which was committed to the Committee on Education.

Messrs. PECHAN, BERGER and HAYS read in place and presented to the Chair Senate Bill No. 223, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for payment to joint boards under certain conditions by the Commonwealth for the acceptance of nonresident pupils and providing for installment payments.

Which was committed to the Committee on Education.

PERMISSION TO ADDRESS SENATE

Mr. SILVERT asked and obtained unanimous consent to address the Senate.

Mr. SILVERT. Mr. President, at the last Session of the Legislature, Senator Ehrgood and I introduced a bill providing for the creation of the Pennsylvania Higher Education Assistance Authority. This bill was referred to the Committee on Education and was promptly reported from committee. It appeared on the Calendar and, just as promptly, by decision of the Republican Caucus, it was recommitted to committee where it remained.

This bill, Mr. President, sets up something that we need in the State of Pennsylvania. It creates a corporation, or authority, without costing the Commonwealth of Pennsylvania one single cent. It gives an opportunity to corporations in the State of Pennsylvania, which are interested in higher education, to make tax free contributions to this Authority. Then the board, appointed under this bill, may lend money to students in limited amounts. Furthermore, it provides that only worthy students may receive these loans. There is a provision in the bill stating that the loan can only begin with the second year of the student's life at a university. The loans would be repayable after graduation and would bear a moderate rate of interest.

As I stated before, Mr. President, the plan will not cost the Commonwealth of Pennsylvania one single cent. It is patterned after a similar statute enacted in Massachusetts.

Two or three months ago, the Philadelphia Bulletin ran a most praiseworthy editorial of the results accomplished oin Massachusetts under their bill, and about the great number of needy and worthy students who had been helped without costing Massachusetts a single cent. This editorial went on to say that it is too bad that the State of Pennsylvanai does not have such a provision or law. I promptly wrote to the Philadelphai Bulletin, advising them that during the 1957 Session of the Legislature, Senator Ehrgood and I introduced exactly the same kind of bill, but, unfortunately, it did not receive the same support from the newspapers as expressed in the editorial praising the bill which was enacted in Massachusetts.

Mr. President, I hope that Senator Ehrgood will be more effective with his Caucus during this Session.

PERMISSION TO ADDRESS SENATE

Mr. EHRGOOD asked and obtained unanimous consent to address the Senate.

Mr. EHRGOOD. Mr. President, in accordance with Senator Silvert's remarks, I am sure that we will have no trouble passing this bill during this session of the Legislature. After all, the Republican and Democratic Platforms supported this plan and I am sure that we always try to live up to our Platforms.

BILL INTRODUCED AND REFERRED

Messrs. SILVERT and EHRGOOD read in place and presented to the Chair Senate Bill No. 224, entitled:

An Act creating the Pennsylvania Higher Education Assistance Authority defining its powers and duties conferring powers and imposing duties on the Governor, President pro Tempore of the Senate, Speaker of the House of Representatives, Superintendent of Public Instruction, President of Pennsylvania State University and the Department of Banking.

Which was committed to the Committee on Education.

PERMISSION TO ADDRESS SENATE

Mr. HAYS asked and obtained unanimous consent to address the Senate.

Mr. HAYS. Mr. President and Members of the Senate, unfortunately, I think neither of the bills I am about to introduce were contained in either of the Party Platforms.

However, a headline in a well-known Pittsburgh newspaper yesterday indicates that half of the upper forty per cent of high school graduates are not getting additional formal, higher education. This is just a new headline to an old, old story.

Four years ago, I introduced a very modest scholarship bill in this Body. That was almost a score of months before the sputniks and their facsimiles started orbiting. I am now about to present another scholarship bill. No good farmer plows under fifty per cent of his best crop and no alert businessman is likely to discard fifty per cent of his best products. It seems to be only our generation in government that is willing to permit such a waste. We say glibly that the contest with the Soviet is one for the minds of men and, yet, we have been unwilling to put many of our best minds to work.

This may sound like a revolutionary proposal when I say that it would increase fivefold the number of State competitive scholarships. However, when I hasten to remind you that we now only have eighty competitive scolarships in the great Commonwealth of Pennsylvania for approximately 200,000 high school seniors each year, it means that this bill still would provide for but 400 competitive scholarships.

There are two important features provided herein; namely, scholastic competency and the financial need of the subject. Instead of one per county, as is true now, this bill would guarantee a minimum of three for each county.

Apparently, the Federal Government and my good friend from Philadelphia, Senator Silvert, choose not to touch scholarships at this time, but rather to place their case in the form of loans. Loans, I think, are necessary and desirable in some cases, particularly for college juniors, seniors and graduate students. However, for the really needy high school senior who has brains but no money, loans provide very little hope.

Each Senator here, without barely trying—unless his Senatorial District is in better economical condition than the Thirty-fourth Senatorial District—will have little difficulty in finding a high school senior who is one of three, four, five or more children, who will finish in the upper fifth of his class, and whose father is on Public Assistance or whose earnings are in a very low category. I ask you just how realistic is it to expect such a seventeen-year-old person to start off to college by facing the prospect of borrowing five to ten thousand dollars. Here, perhaps, are potential Abraham Lincolns a hundred years from now, except that they are in a much more difficult situation than even Abe Lincoln.

I submit to you that brain power is the most valuable asset of this State and Nation. If we really are concerned about the outcome of a cold war, then we better start making full utilization of our greatest resource. If this

Senate and this Commonwealth desire a more extensive scholarship program, you may be assured that this Senator will be happy to support such a program instead of the modest one that I will present to you in a moment.

Mr. President, the second bill is unrelated to the previous one, except that whereas in the scholarship bill, the State is being asked to invest some funds in brains, this one will tend to reduce the cost of the State's share in education. In a sense, the money saved by the State in this case would probably pay the cost of the scholarship just described.

Many of you will recall, I think, the basis of our school subsidy program to the school districts. It is based on the theory that the poorest district receives the most money and the richest district receives the least money. Wealth, in this case, is based on two factors; namely, the number of children living in the district and the market value of the taxable real estate. This formula, which we have had in existence for a great many years, is fine in many respects. However, if your district happens to be very, very rich, you receive a bonus. For example, the poorest districts in the State receive somewhere approaching $5,800 per teaching unit. The richest districts receives something approaching zero. However, if you happen to be in a very, very rich district, even without coming to Harrisburg and asking for money, the State Treasury hands you money without your asking for it. The average millage, I am told from recent studies of taxation on the market value of taxable real estate in the State of Pennsylvania, represents 11.52 mills. In some of these very rich districts, they are only levying the equivalent of 7.34 mills, while in the poorer districts they go up to 13 and 14 mills.

Mr. President, this bill I think would stop this practice that has been going on for a dozen years or more. I believe it has cost the Commonwealth $10,000,000 to $20,000,000.

For a number of years, we have been reading about the plight of the railroads and we have learned of their troubles in other ways. Almost each day on this Senate floor, we are told of the condition of bus systems in many areas of the Commonwealth. However, some snow, sleet, rain, wind, storm, high water, low water, no water good times or depression the State gravy train from the nearly impoverished State Treasury continues each year to carry its luxurious cargo into the overflowing coffers of the very rich school districts of the State.

Mr. President, I believe this bill which I am about to introduce will put in force a principle of reimbursement to which the State has subscribed for years.

BILLS INTRODUCED AND REFERRED

Messrs. HAYS and KALMAN read in place and presented to the Chair Senate Bill No. 225, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing the number and value of scholarships, and making an appropriation.

Which was committed to the Committee on Education.

Mr. HAYS read in his place and presented to the Chair Senate Bill No. 226, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," abolishing minimum instruction subsidies and further regulating payments to first class A school districts.

Which was committed to the Committee on Education.

PERMISSION TO ADDRESS SENATE

Mr. RUTH asked and obtained unanimous consent to address the Senate.

Mr. RUTH. Mr. President, the two bills I am about to introduce are both designed to save the State considerable money.

BILLS INTRODUCED AND REFERRED

Messers. RUTH, KESSLER and BERGER read in place and presented to the Chair Senate Bill No. 227, entitled:

An Act amending the act of July 12, 1919 (P. L. 941), entitled "An act providing for the preparation, contents, style, printing and binding of Legislative Journal and its delivery and distribution; * * *," changing provisions relating to the contents of the Legislative Journal.

Which was committed to the Committee on Rules.

Messers. RUTH and KELLER read in place and presented to the Chair Senate Bill No. 228, entitled:

An Act amending the act of June 28, 1895 (P. L. 408), entitled, as amended, "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation,' * * *, by providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities * * *," providing for the audit of firemen's relief and pension funds by auditors or controllers of poltical subdivisions.

Which was committed to the Committee on Local Government.

Mr. SEYLER read in his place and presented to the Chair Senate Bill No. 229, entitled:

An Act amending the act of April 24, 1947 (P. L. 80), entitled "Intestate Act of 1947," changing provisions with respect to illegitimates.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 230, entitled:

An Act amending the act of May 13, 1925 (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patirotic purposes," changing provisions relating to the certificate of registration and making certain editorial changes.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 231, entitled:

An Act amending the act of June 30, 1947 (P. L. 1154), entitled, as amended, "Oleomargarine or Butterine Law," redefining the terms "hotel, restaurant, dining-room and boarding-house" to exclude "public institutions" therefrom.

Which was committed to the Committee on Agriculture.

Mr. VAN SANT read in his place and presented to the Chair Senate Bill No. 232, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," providing for guaranteed arrest bond certificates issued by insurance companies and by automobile clubs or associations and for sureties thereon and defining the use and effect thereof.

Which was committed to the Committee on Insurance.

Messers. MALLERY, SCOTT and BERGER read in place and presented to the Chair Senate Bill No. 223, entitled:

An Act amending the act of May 5, 1933 (P. L. 364), entitled "Business Corporation Law," changing the law as to amendment of articles of incorporation in their entirety, the acquisition and cancellation of treasury shares, the reduction of authorized shares, the reporting of changes in stated capital, the characterization of earned surplus after quasi-reorganizations, the payment of dividends in certain cases, the effect of distributions of shares, financial reports to shareholders, the fixing of the date of shareholders' meetings, the production of lists of shareholders, the extension of voting trusts, the acquisition or transfer of corporate assets, the rights of dissenting shareholders sinking funds for preferred or special shares issued in series exchanges of shares, the merger or consolidation of parent and wholly-owned subsidiary corporations, service of process on foreign corporations, abolishing the doctrine of de facto mergers or consolidation and reversing the rules laid down by Bloch v. Baldwin Locomotive Works, 75 D. & C. 24, and Marks v. The Autocar Co., 153 F. Supp. 768, eliminating the requirements that certain corporate actions be advertised and that certain documents be acknowledged or verified and repealing certain acts and parts of acts relating to corporations.

Which was committed to the Committee on Corporations.

RECESS

Mr. BERGER. Mr. President, I move that the Senate do now take a recess for five minutes for the purpose of holding a meeting of the Committee on Appropriations in the Committee Room to the left of the Senate.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORTS FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations reported as committed, House Bill No. 38, entitled:

A Supplement to the act, approved the nineteenth day of July, one thousand nine hundred fifty-seven (Appropriation Acts, p. 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957, "by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-nine.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 39, entitled:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 82

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 82, entitled:

An Act amending the act of July 7, 1955 (P. L. 258) entitled "An act providing for anthracite mine drainage contingent on Federal aid and making an appropriation" extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following Bill:

House Bill No. 82, Printer's No. 32.

PERMISSION TO ADDRESS SENATE

Mr. McCREESH asked and obtained unanimous consent to address the Senate.

Mr. McCREESH. Mr. President, on December 1, of last year, a distinguished Member of this Honorable Body retired after twenty years of elective service.

Former State Senator John J. McCreesh represented the Fourth Senatorial District of Philadelphia from 1934 to 1946 and from 1950 to 1958. During that time, he served the 440,000 members of his West Philadelphia District to the utmost of his ability, winning for himself the respect and love of the majority of his constituents.

Senator McCreesh was born in a small country village among the green and rolling hills of Ireland. He immigrated to this Country at an early age and chose for his home our spacious and prospering State, filled with opportunities. Constantly raising himself up from his humble beginnings, he was elected to a seat in this time-honored and beloved Senate of Pennsylvania, where, with his work-stained hands, he helped shape the laws of this great State.

During his years in the Senate, he made many friends on both sides of the aisle. It did not make any difference to him whether a person was a Democrat or a Republican. In fact, he prided himself when he said that he knew a number of good Republicans.

In all justice, Mr. President, I could not occupy his worthy seat in this Chamber without first wishing him many years of happy memories, especially now in his twilight years, as he lies ill in his home in Philadelphia.

I wish him fond memories of his numerous friends and acquaintances here at the State Capitol; memories of his years of assistance to the blind, the poor, the needy and other underprivileged groups. Last, but not least, I wish him the pleasant memories of an ever-growing and prosperous Commonwealth of Pennsylvania.

SENATE RESOLUTIONS

TRIBUTE TO FORMER SENATOR JOHN J. McCREESH

Mr. McCREESH offered the following resolution (Serial No. 9), which was twice read as follows:

In the Senate, February 10, 1959.

The Honorable John J. McCreesh, a member of the Senate since 1934, retired in 1958 after twenty years of tireless and faithful service to this Commonwealth and the members of his community.

The son of Peter J. and Mary Ann (Campbell) McCreesh, he was born in County Armagh, Ireland, on August 13, 1881. After attending public schools in Ireland, he came to Philadelphia where he has since been engaged in the garage and real estate business.

A founder of the United Citizens Club, a welfare organization, he is a member of the Fourth Degree Knights of Columbus, the Philadelphia Boosters' Association and many other civic and social organizations.

He will long be remembered for his unselfish devotion to his duties as a public servant and Senator, having served on many important committees of the Senate, among them Highways, Judiciary General and State Government.

He has had the added distinction and pleasure of having one of his ten children, his son, Thomas P. McCreesh, succeed him in office as the Senator from the Fourth District; therefore be it

Resolved, That the Senate of Pennsylvania congratulates John J. McCreesh, for his accomplishments, and upon his return to private life we wish him success, happiness and prosperity; and be it further

Resolved, That a copy of this resolution be transmitted to the Honorable John J. McCreesh at his home, 4202 Walnut Street, Philadelphia, as a token of the esteem in which he is held by the members of the Senate.

On the question,

Will the Senate agree to the resolution?

Mr. BERGER. Mr. President, I would rise to second the remarks made by the Senator from Philadelphia and do so with a great deal of pride and satisfaction.

All the Members of the Senate, and certainly myself, know Senator McCreesh and have known him long and have known him well. He was always a fine gentleman and a very able Senator. We all regret that his term of service in this Senate had to come to an end, as it must for all of us. However, we rejoice in the fact that his son can be here and sit among us in the Senate. This is a very unusual circumstance, but one in which we on this side, as well as those on the other side, take pride and satisfaction.

I want to say, Mr. President, that one of the trademarks of Senator McCreesh was the fact that, to my knowledge, he never appeared in this Body without wearing a carnation. I am pleased to see that his successor, his son, is emulating that practice. We hope he will continue to do so as long as his father did.

The PRESIDENT. The Chair also had the privilege of knowing Senator McCreesh very well. He has had my respect, and the respect of the people of Philadelphia, throughout his entire service.

Mr. MALLERY. Mr. President, I, too, consider it a pleasure to join in the comments on this resolution.

I always enjoyed my association with Senator McCreesh. During the many years that he served in the Senate, I always had the privilege of joining with him in doing whatever we could for the blind. The blind have always had my utmost sympathy, but here in the Legislature we should do more than sympathize with people's needs.

Aside from that association, I always enjoyed Senator McCreesh's wit. I recall one day, many years ago, when one of his colleagues—I do not remember whether it was Senator McGinnis or not—wanted to have a little fun with Senator McCreesh, and he asked him to explain something. Senator McCreesh, quick as a flash, said, "I could explain it, but I do not think you would understand it anyhow."

Mr. LANE. Mr. President, before we adopt the resolution, I want to say to you that I was very well acquainted with Senator McCreesh. As a matter of fact, when I was first elected to the Senate, I had the honor of working with the old Senator. I want to say to his son that John McCreesh was, without a doubt, one of the most reliable and responsible Members of this Senate.

I recall that regardless of whether there was rain or shine, snow or ice, Senator McCreesh was always on the job. As a matter of fact, I never recall Senator McCreesh missing a committee meeting. I want to say to his son: "Congratulations, son. You are going to have a big job to do in order to take your father's place."

And the question recurring,

Will the Senate agree to the resolution?

It was agreed to.

REQUESTING THAT THE SECRETARY OF REVENUE REFRAIN FROM SUSPENDING THE OPERATING PRIVILEGES OF MOTOR VEHICLE OPERATORS DURING CERTAIN HOURS

Mr. MULLIN offered the following resolution (Serial No. 10), which was twice read and referred to the Committee on Highways:

In the Senate, February 10, 1959.

A great may heads of families follow the occupation of operating motor vehicles for a livelihood. Any disruption of this right to operate motor vehicles impose great hardship on the operator and his dependents, as well as seriously impeding the flow of goods and products essential to our National economy and the financial well-being of this Commonwealth and its many communities; therefore, be it

RESOLVED, That the Senate requests that the Secretary of Revenue refrain from suspending the operating privileges of motor vehicle operators during such hours as the operators operate motor vehicles for the purpose of earning a livelihood, and restrict such suspensions to such hours as will not interfere with professional motor vehicle operation.

BILL INTRODUCED AND REFERRED

Mr KESSLER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. KESSLER and LANE read in place and presented to the Chair Senate Bill No. 234, entitled:

A Joint Resolution proposing an amendment to section twelve, article three of the Constitution of the Commonwealth of Pennsylvania, providing for the purchasing of stated commodities in such manner as may be prescribed by law, and authorizing use of an escalation clause.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. BERGER asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. BERGER and Mr. WADE,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

MEMBERS OF THE STATE VETERANS' COMMISSION

February 9, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Veterans' Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

John G. Rainey, 7216 McPherson Boulevard, Pittsburgh 8, Allegheny County.

Frank J. Kozicki, 567 West Lemon Street, Lancaster, Lancaster County.

Maurice W. Baruth, 7140 Reynolds Street, Pittsburgh 8, Allegheny County.

John C. Cavender, Hop Bottom, Susquehanna County.

Sterling L. Morelock, 1141 North Highland Avenue, Pittsburgh 6, Allegheny County.

Paul E. Walters, Pine Grove, Schuylkill County.

DAVID L. LAWRENCE.

COMMISSIONER OF DEEDS

February 9, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Miss Ann F. Reardon, P. O. Box 57, 262 Main Street, Portland, Connecticut, for appointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of Connecticut, for the term of five years, to compute from the date of confirmation.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 9, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate David J. Warson, 409 Home Drive, Level Green, Trafford, Westmoreland County, for appointment as Justice of the Peace in and for the Township of Penn, Westmoreland County, to serve until the first Monday of January 1960, vice Alphonse J. Bredel, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 9, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John L. Boden, 4518 Library Road, Bethel, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Bethel, Allegheny County, to serve until the first Monday of January 1960, vice Allan R. Reid, resigned.

DAVID L. LAWRENCE.

A motion was made by Mr. BERGER and Mr. WADE,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. BERGER. Mr. President, I move that the Executive Session do now rise.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 69, entitled:

An Act amending the act of May 29, 1931 (P. L. 280), entitled "Local Delinquent Tax Return Law" regulating the time within which the county treasurer shall pay over and distribute taxes collected by him.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 72, entitled:

An Act amending the act of May 1 1933 (P L 103) entitled "The Second Class Township Code" providing for the acquisition maintenance and enlargement by the township of certain sewage collection or disposal systems.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 76, entitled:

An Act amending the act of June 5 1947 (P L 458) entitled as amended "Parking Authority Law" increasing the minimum amount for which an Authority may contract or purchase without bids.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 124, entitled:

An Act amending the act of August 9 1955 (P L 323) entitled "The County Code" authorizing counties to acquire and maintain historical property and permitting county planning commissions to make recommendations in relation thereto.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. STIEFEL. Mr. President, I believe that Senator Flack, Senator Van Sant and Senator Rooney are entitled to great commendation for initiating this bill and the following four bills, because this is an attempt to effect historical zoning which, time and again, failed to pass in the Senate.

This comes from the counties of Northampton and Lehigh, where they are very much cognizant of historical values and the importance of the preservation of historical landmarks.

We, in Philadelphia, who have seen one building after another demolished and have lost contact with American history, are most appreciative of these bills. For this reason, I am very thankful that the gentleman initiated the legislation.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 125, entitled:

An Act amending the act of May 1 1933 (P L 103) entitled "The Second Class Township Code" authorizing townships to acquire and maintain historical property and permitting township planning commissions to make recommendations in relation thereto.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 126, entitled:

An act amending the act of June 24, 1931 (P. L. 1206) entitled "The First Class Township Code" authorizing townships to acquire and maintain historical property and permitting township planning commissions to make recommendations in relation thereto.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 127, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 128, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing boroughs to acquire and maintain historical property and permitting borough planning commissions to make recommendations in relation thereto.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 145, entitled:

An Act amending the act of July 7, 1947 (P. L. 1368) entitled "Real Estate Tax Sale Law" further providing for methods of notification changing the date of tax sales limiting agreements to stay sales and increasing costs allowed relative to sales.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 3, Printer's No. 3;
Senate Bill No. 26, Printer's No. 157;
Senate Bill No. 32, Printer's No. 158;
Senate Bill No. 44, Printer's No. 44; and
Senate Bill No. 45, Printer's No. 45.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 60, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing the temporary investment of funds by certain school districts.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 74, Printer's No. 74, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 103, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code" providing for the creation of capital reserve funds for capital expenditures.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. LANE offered the following amendment:

Amend Sec. 1 (Sec. 511), page 2, line 12, by inserting after "funds": "not to exceed five per cent of the general county fund budget."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 103, Printer's No. 103, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, in continuation of the oration that took place yesterday regarding the problems of the Department of Labor and Industry and the inspections of our public school buildings here in Pennsylvania, I might say to the Members of the Senate that we Members of the Senate, on January 20, 1959, adopted a resolution requesting the Department of Labor and Industry to make proper inspections.

The point I want to make here today is that in the contents of the resolution, we directed the Department of Labor and Industry to make "periodic inspections of every school facility in Pennsylvania to the end that protection against fire in our schools be as complete as is possible."

Furthermore, we directed: "That if the Department of Labor and Industry finds the present law relating to fire hazards in public buildings inadequate in any respect,

then it shall so report, together with its recommendations for legislation, to the General Assembly."

Mr. President, several weeks ago, an expert in this particular field made a speech in Philadelphia. I am referring to Captain Lawrence L. Prior, a State Police Fire Marshal, who said: "Fire and safety inspections of schools and public buildings would be more effective if they were centralized in one agency." Captain Prior made the suggestion at the 25th Annual Conference of the Greater Philadelphia Chamber of Commerce Safety Council.

"In Pennsylvania," he said, "we have schools being inspected by the Department of Public Instruction; hospitals and institutions by the Department of Health and the Department of Labor and Industry; certain offices and public places by the Department of Property and Supplies and a miscellaneous assortment of buildings by the State Police Fire Marshal's office."

Captain Prior added, and I believe these really are words of wisdom: "Centralizing the inspections in one agency would promote 'safety, economy, uniformity and enforcement.' "

On fire safety in schools, he said: "Only through automatic alarm and sprinkling devices coupled with central stations, properly supervised and maintained, can we expect to reach the near maximum in fire protection."

Mr. President, I am quoting Captain Prior because I feel that this is indeed a major problem and one which has brought about considerable debate on the floor of this Senate. However, I do believe there should be centralization of inspections under the proper authorities. I believe the State Police Fire Marshal's office should have some voice in these inspections.

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, House Bill No. 41, entitled:

An Act amending the "General Appropriation Act of 1957," approved July 19, 1957 (Appropriation Acts page 60) deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. HARNEY. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 38, entitled:

A Supplement to the act, approved the nineteenth day of July, one thousand nine hundred fifty-seven (Appropriation Acts, p. 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957, "by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-nine.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 39, entitled:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 41, entitled:

An Act amending the "General Appropriation Act of 1957,' approved July 19, 1957 (Appropriation Acts page 60) deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 93, entitled:

An Act amending the act of May 2, 1925 (P. L. 501), entitled "An act authorizing municipalities to impose a penalty, not exceeding five per centum, on all municipal assessments which are not paid within ninety days from the date of the assessment," extending the provisions of the act to townships.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 95, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), increasing the mileage allowance for delegates to meetings of the state associations of township officers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 96, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), providing for an increase in compensation of supervisors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 100, entitled:

An Act to amend "The Borough Code," approved May 4, 1927 (P. L. 519), empowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 120, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), further providing for the election of councilmen upon the consolidation of boroughs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 120, entitled:

An Act amending the act of May 17, 1921 P. L. 682), entitled "The Insurance Company Law of 1921," providing for the clarification of The Standard Fire Insurance Policy of the State of Pennsylvania as it relates to losses or damage caused by nuclear reaction, nuclear radiation or radio-active contamination.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 123, entitled:

An Act to amend "The First Class Township Code," approved June 24, 1931 (P. L. 1206), empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 141, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017), entitled "County Institution District Law," increasing the powers and duties of institution districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 149, entitled:

An Act amending the act of July 15, 1957 (P. L. 901), entitled "Optional Third Class City Charter Law," changing provisions relating to selection of city charter commissioners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 150, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 151, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742), entitled "The Realty Transfer Tax Act," authorizing the recorders of deeds to use stamping machines, to be furnished by the Department of Revenue, in the sale of documentary stamps.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 161, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," providing an additional procedure for creating cities; authorizing elections and permitting selection of a form of city government in such cases from among several optional plans; and conferring powers and imposing duties on courts of quarter sessions, county boards of elections and corporate authorities of towns, townships and boroughs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 162, entitled:

An Act amending the act of June 26, 1931 (P. L. 1379), entitled "Third Class County Board Assessment Law," providing for and regulating appeals from valuations and assessments of real property the first year any county makes a complete reassessment of real property in conjunction with a permanent system of records; and imposing certain temporary restrictions on political subdivisions using the county assessments for taxation purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 170, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing that the zoning board of adjustment must give their decision within thirty days.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 171, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," providing that the zoning board of adjustment must give their decision within thirty days.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 172, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," providing that the zoning board of adjustment must give their decision within thirty days.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 175, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing the purchase of public liability insurance.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 180, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," authorizing insurance companies, associations and exchanges to make investments in obligations issued by Federal Intermediate Credit Banks or Banks for Cooperative pursuant to acts of Congress.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 181, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828), entitled "Fiduciaries Investment Act of 1949," making obligations of banks for cooperatives authorized investments.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 182, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended, "Banking Code," further providing for lending and investment powers of banks and banks and trust companies and certain savings banks.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 183, entitled:

An Act amending the act of April 5, 1917 (P. L. 47), entitled "An act specifying additional securities in which trustees or directors of savings banks, savings institutions, and provident institutions, chartered under general or special acts of Assembly, may invest moneys deposited therein," providing for investments in debentures, bonds or other obligations issued under the authority of certain acts of Congress.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 184, entitled:

An Act amending the title and act of June 25, 1937 (P. L. 2123), entitled "An act to define and restrict the obligation of persons engaged on, connected with, or employed by, certain newspapers or press associations, in testifying as to the source of information procured or obtained by such persons," extending the provisions of the act to include certain persons connected with radio and television stations.

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 203, entitled:

An Act amending the act of April 9, 1929 (P. L. 343), entitled "The Fiscal Code," changing the day for rendering certain reports.

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Monday, February 16, 1959, at 3:00 o'clock, p. m., Eastern Standard Time.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:52 o'clock, p. m., Eastern Standard Time, until Monday, February 16, 1959, at 3:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, February 10, 1959

The House met at 12:00 o'clock noon.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

For the beauty of the earth,
For the glory of the skies,
For the earth that round us lies,
Father, we thank Thee.

For the love which Thou dost give,
Shown through Jesus Christ our Lord,
For the sacrifice He made,
Help us show our gratitude, O God.

Bring us penitent to Thee,
Teach us truths that we may see,
Enrich our souls that we may serve,
Fill our lives that we may live.

Grant us faith to follow Thee,
And thy guiding hand to see;
By the influence of Thy power,
Strengthen us in this glad hour.

Help us know we are Thine own,
Thou hast bought us with a price;
Through the blood which Thou hast shed,
Thou hast opened Paradise.

May we ever come to Thee,
Bowing prostrate at Thy throne
Hear us now we humbly pray,
Hear our solmen Litany. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, February 9, 1959, will be postponed until printed.

The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Mr. McCORMACK. HOUSE BILL No. 262.

A Joint Resolution proposing an amendment to article four, section three of the Constitution of the Commonwealth of Pennsylvania, providing for the Governor to succeed himself.

Referred to the Committe on State Government.

By Mr. McCORMACK. HOUSE BILL No. 263.

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania, exempting income taxes on persons and corporations from requirement of uniformity.

Referred to the Committee on Judiciary.

By Mr. McCORMACK. HOUSE BILL No. 264.

An Act increasing the number of courts of common pleas in the county of Philadelphia, establishing therein a distinct and separate court of common pleas designated courts of common pleas number eight; and providing for the appointment and election of judges for the court.

Referred to the Committee on Judiciary.

By Mr. McCORMACK. HOUSE BILL No. 265.

An Act creating in the county of Philadelphia, the office of public defender; prescribing his powers and duties, and imposing duties on the court of quarter sessions.

Referred to the Committee on Judiciary.

By Mr. McCORMACK. HOUSE BILL No. 266.

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872), prohibiting the installation or operation in motor vehicles of equipment capable of intercepting police radio messages and providing for certain exemptions.

Referred to the Committee on Law and Order.

By Mr. McCORMACK. HOUSE BILL No. 267.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), authorizing the rate of speed to be determined by radar equipment or speedometer.

Referred to the Committee on Motor Vehicles.

By Mr. McCORMACK. HOUSE BILL No. 268.

An Act defining and regulating the conduct and activities of officers and employes of the Commonwealth, members, officers and employes of the General Assembly and first, partnerships, Associations and corporations in which such persons are members or stockholders forbidding certain situations which may involve a conflict of interest * * *.

Referred to the Committee on State Government.

By Mr. AGNEW. HOUSE BILL No. 269.

An Act defining certain duties of the State Board of Law Examiners in awarding passing grades to a certain percentage of persons taking each bar examination.

Referred to the Committee on Judiciary.

By Mr. AGNEW. HOUSE BILL No. 270.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), permitting bowling establishments and tenpin alleys to remain open every day except between certain hours.

Referred to the Committee on Rules.

By Messrs. TOMPKINS and BELL. HOUSE BILL No. 271.

A Joint Resolution proposing an amendment to article four, section nine of the Constitution of the Commonwealth of Pennsylvania, further regulating membership of, and appointment to, the Board of Pardons and prescribing powers and duties regarding fines and forfeitures, reprieves, commutations of sentence and pardon.

Referred to Committee on State Government.

By Mrs. VARALLO and Mr. OGILVIE. HOUSE BILL No. 272.

An Act requiring State licensing boards and agencies to give credit for training received in the armed services of the United States toward requirements for internship, clerkship, apprenticeship and other job training as a prerequisite to issuing a license.

Referred to the Committee on Professional Licensure.

By Messrs. STONE and HAMILTON.

HOUSE BILL No. 273.

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571), designating items to be included in the valuation of industrial property.

Referred to the Committee on Municipal Corporations.

By Messrs. CURWOOD, AUKER, WILT and TAYLOR.

HOUSE BILL No. 274.

An Act providing leaves of absence with pay for certain employes of the Commonwealth and of political subdivisions for purpose of attending conventions.

Referred to the Committee on State Government.

By Mr. WESTCOTT. HOUSE BILL No. 275.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), changing the provisions which make certain wordly employment unlawful on Sunday.

Referred to the Committee on Rules.

By Messrs. STRAUSSER, SNARE, FRANK and YETTER. HOUSE BILL No. 276.

An Act amending the act of April 27, 1927 (P. L. 465), entitled, as amended, "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; * * *," to exclude from its provisions certain projectionists of motion pictures under certain conditions.

Referred to the Committee on State Government.

By Messrs. FINEMAN and LIPPINCOTT.

HOUSE BILL No. 277.

An Act providing that charitable and religious organizations and institutions shall be subject to liability for torts.

Referred to the Committee on Judiciary.

By Mr. HOLT. HOUSE BILL No. 278.

An Act providing for the sending of a notice to appear before a warrant of arrest may be issued in certain cases.

Referred to the Committee on Judiciary.

By Messrs. GIBB, DONALDSON, WILT and AGNEW, Jr. HOUSE BILL No. 279.

An Act establishing as State highways, certain county highways, bridges, viaducts and approaches thereto; and requiring their construction, repair and maintenance by the Commonwealth.

Referred to the Committee on Highways.

By Messrs. KORNS, PRICE, Jr. and A. W. JOHNSON.

HOUSE BILL No. 280.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), requiring payments by the Commonwealth to school districts for cost of structural changes to school buildings due to fire hazards, and making an appropriation.

Referred to the Committee on Rules.

By Mr. H. P. MURRAY. HOUSE BILL No. 281.

An Act declaring and adopting the song "Pennsylvania" by Jesta S. Steffen and Lew Tobin, as the State song of the Commonwealth of Pennsylvania.

Referred to the Committee on State Government.

By Mr. BELL. HOUSE BILL No. 282.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring the issuance of two registration plates in certain cases.

Referred to the Committee on Motor Vehicles.

By Mr. BELL. HOUSE BILL No. 283.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring the thumb prints of applicants for learners' permits and imposing certain duties on the Secretary of Revenue, the Pennsylvania State Police and local police authorities.

Referred to the Committee on Motor Vehicles.

By Messrs. BELL and ODORISIO.

HOUSE BILL No. 284.

An Act prohibiting the civil arrest of any person for the failure to pay a tax, a penalty for a tax, or file a tax return.

Referred to the Committee on Judiciary.

By Messrs. ISAACS and DENGLER.

HOUSE BILL No. 285.

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872), excluding certain persons from the provision relating to assault and battery.

Referred to the Committee on Judiciary.

By Messrs. HEAVEY, DENNIS and A. M. LEE.

HOUSE BILL No. 286.

An Act providing for pensions for war veterans blinded through service connected injuries; conferring powers and imposing duties on the Department of Military Affairs and the Adjutant General; and making an appropriation.

Referred to the Committee on Military Affairs.

By Messrs. STRAUSSER and STANK.

HOUSE BILL No. 287.

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149), further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county.

Referred to the Committee on Ways and Means.

By Mr. AGNEW. HOUSE BILL No. 288.

An Act imposing certain powers and duties on the Department of Property and Supplies, and making an appropriation.

Referred to the Committee on State Government.

By Mr. STEVENS. HOUSE BILL No. 289.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing employment of teachers who make application to become citizens.

Referred to the Committee on Education.

By Messrs. ROVANSEK, KORNICK, O'NEIL and FLYNN. HOUSE BILL No. 290.

An Act creating a Bituminous Mine Law Study Commission for the purpose of making a study and investi-

gation of all laws relating to bituminous coal mines and the preparation of a modern code relating thereto and making an appropriation.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. HEAVEY, RENWICK, KEE and Mrs. B. Z. MILLER. HOUSE BILL No. 291.

An Act amending "The Fish Law of one thousand nine hundred and twenty-five," approved May 2, 1925 (P. L. 448), authorizing issuance of free licenses to certain veterans.

Referred to the Committee on Fisheries.

By Messrs. HEAVEY, DOUGHERTY, Mrs. B. Z. MILLER and Mr. STEWART. HOUSE BILL No. 292.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225) providing for free hunting and trapping licenses to certain disabled war veterans.

Referred to the Committee on Game and Conservation.

By Mrs. VARALLO, Mrs. ANDERSON, Mrs. DONAHUE and Mrs. KOOKER. HOUSE BILL No. 293.

An Act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry; prescribing penalties; and making an appropriation.

Referred to the Committee on Labor Relations.

By Messrs. STONE and HAMILTON HOUSE BILL No. 294.

A Joint Resolution proposing an amendment to article nine, section one of the Constitution of the Commonwealth of Pennsylvania to exempt blind paraplegic and double or quadruple amputee veterans from the payment of personal and property taxes.

Referred to the Committee on Municipal Corporations.

By Messrs. HEFFNER, BORIS, KNECHT, and McDONALD. HOUSE BILL No. 295.

An Act amending the "State Tax Equalization Board Law," approved June 27, 1947 (P. L. 1046), further regulating the valuation of real property in school districts.

Referred to the Committee on Education.

By Messrs. A. D. WILLIAMS, JR., FINEMAN, SHERMAN and AGNEW. HOUSE BILL No. 296.

An Act amending the act of May 22, 1933 (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," increasing the compensation of jurors.

Referred to the Committee on Judiciary.

By Messrs. O'NEIL, FULMER and RENWICK. HOUSE BILL No. 297.

An Act amending the "Beauty Culture Law," approved May 3, 1933 (P. L. 242), requiring examinations for licenses to be held in the City of Dubois.

Referred to the Committee on Professional Licensure.

By Mr. JIM. HOUSE BILL No. 298.

An Act to select and adopt the Beagle as the State dog of the Commonwealth of Pennsylvania.

Referred to the Committee on State Government.

By Messrs. DOWN and DEVLIN (By request). HOUSE BILL No. 299.

An Act amending the "Public School Code of 1949," approved March 10, 1949, (P. L. 30) authorizing the employment of certified public accountants by union school districts and prescribing their powers and duties.

Referred to the Committee on Education .

By Messrs. DENNISON and YETTER. HOUSE BILL No. 300.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), imposing the burden of proof on the Department of Revenue in certain cases.

Referred to the Committee on Ways and Means.

By Messrs. STECKEL, LIPPINCOTT, HOCKER and H. G. MILLER. HOUSE BILL No. 301.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), requiring the Budget Secretary to submit budget information to the chairmen of the Committees on Appropriations of the House of Representatives and the Senate at the same time such information is submitted to the Governor.

Referred to the Committee on State Government.

By Messrs. WESCTTT, WILT, WHEELER, Jr. and HAMILTON. HOUSE BILL No. 302.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), furthur providing for the parties who may protest a change in zoning.

Referred to the Committee on Townships.

By Messrs. WESCOTT, WILT, WHEELER, Jr. and HAMILTON. HOUSE BILL No. 303.

An Act amending "The General County Assessment Law," approved May 22, 1933 (P. L. 853), requiring that tax exempt property be listed and valued.

Referred to the Committee on Municipal Corporations.

By Messrs. WESCOTT, WILT, WHEELER, Jr. and HAMILTON. HOUSE BILL No. 304.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), authorizing local authorities to install traffic signals on highways under their jurisdiction without prior approval of the Secretary of Highways.

Referred to the Committee on Highways.

By Messrs. WESCOTT, WILT, WHEELER, Jr. and HAMILTON. HOUSE BILL No. 305.

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571), requiring that tax exempt property be valued.

Referred to the Committee on Municipal Corporations.

By Messrs. WESCOTT, WILT, WHEELER, Jr. and HAMILTON. HOUSE BILL No. 306.

An Act amending the act of June 21, 1939 (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; * * *," requiring that tax exempt property be listed and valued.

Referred to the Committee on Cities-Counties Second and Second Class A.

By Messrs. WESCOTT, WILT, WHEELER, Jr. and HAMILTON. HOUSE BILL No. 307.

An Act amending the "Third Class County Board Assessment Law," approved June 26, 1931 (P. L. 1379), requiring that tax exempt property be listed and valued.

Referred to the Committee on Counties.

By Messrs. HAMILTON, WHEELER, WESCOTT and WILT. HOUSE BILL No. 308.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing for the acquisition, maintenance or enlargment by the borough of certain sewage collection or disposal systems.

Referred to the Committee on Boroughs.

By Messrs. WESCOTT, P. G. MURRAY, WILT and WHEELER. HOUSE BILL No. 309.

An Act amending the act of May 23, 1945 (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," changing the basis for pensions.

Referred to the Committee on Cities—Third Class.

By Messrs. K. B. LEE, E. S. WILLIAMS, O'NEIL and CURWOOD. HOUSE BILL No. 310.

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

Referred to the Committee on State Government.

By Mrs. B. Z. MILLER, Messrs. STEWART, A. D. WILLIAMS, and Mrs. PASHLEY. HOUSE BILL No. 311.

An Act prohibiting the construction or maintenance of certain advertising devices adjacent to certain designated highways; providing penalties; authorizing the Attorney General to institute appropriate legal proceedings to prevent violations; and repealing inconsistent acts.

Referred to the Committee on Highways.

By Messrs. WILT, DONALDSON, RIGBY and AGNEW. HOUSE BILL No. 312.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), prohibiting sale of liquor and malt and brewed beverages on Good Friday, Easter, Thanksgiving and Christmas eve and day.

Referred to the Committee on Liquor Control.

By Messrs. BOIES, WHITTAKER and MAXWELL. HOUSE BILL No. 313.

An Act amending "The Dental Law," approved May 1, 1933 (P. L. 216), changing the definition of the "practice of dentistry" and changing penalties relating to dental technicians.

Referred to the Committee on Professional Licensure.

By Messrs. STRAUSSER, NAUGLE and BALTHASER. HOUSE BILL No. 314.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), directing the issuance of special registration plates for suburban motor vehicles and prescribing the fee thereof.

Referred to the Committee on Motor Vehicles.

By Messrs. BURNS, NELSON, STONER and ZIMMERMAN. HOUSE BILL No. 315.

An Act amending the "Milk Sanitation Law" approved July 2, 1935 (P. L. 589) relieving the Secretary of Health and the Advisory Health Board of certain powers and duties; imposing powers and duties on the Secretary of Agriculture; establishing certain fees; * * *.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. GRAMLICH, O'NEIL, MAGEE and POLASKI. HOUSE BILL No. 316.

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149) permitting county commissioners to use liquid fuel tax funds for construction of airports.

Referred to the Committee on Counties.

By Messrs. COMER, McCORMACK, BELL and Mrs. B. Z. MILLER. HOUSE BILL No. 317.

An Act prohibiting the erection and maintenance of certain advertising devices along highways on the National System of Interstate and Defense Highways, * * *.

Referred to the Committee on Highways.

By Mr. DOWN. HOUSE BILL No. 318.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30) providing for the election of school directors in school districts of the second, third and fourth classes by nonpartisan ballots.

Referred to the Committee on Education.

By Messrs. WILLARD, DOWN, SNIDER and McCANN. HOUSE BILL No. 319.

An Act making an appropriation to the Trustees of the George Jr. Republic Association, Grove City, Pennsylvania, for construction of new buildings and repairs to, and remodeling of, existing buildings at the George Jr. Republic School in Mercer County, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. CIANFRANI, SILVERMAN and AUSTIN M. LEE. HOUSE BILL No. 320.

An Act making an appropriation to the Department of Forests and Waters for the payment of expenses incurred in continuing the development, operation and maintenance of the Independence Mall in Philadelphia.

Referred to the Committee on Appropriations.

By Messrs. MUSTO, MEHOLCHICK, SHUPNIK and BONNER. HOUSE BILL No. 321.

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making a portion of the moneys appropriated available for payment to the Department of Forests and Waters for a study and investigation of matters and problems relating to certain flood waters.

Referred to the Committee on Mines and Mineral Industries.

By Mr. IRVIS, Mrs. ANDERSON, Mr. HOLT and Mrs. MONROE. HOUSE BILL No. 322.

An Act amending the "Pennsylvania Fair Employment

Practice Act," approved October 27, 1955 (P. L. 744), prohibiting discrimination in the selling, leasing or financing of commercial housing and discrimination in places of public accommodation, resort or amusement because of race, color, religious creed, ancestry or national origin, and changing the name of the Pennsylvania Fair Employment Practice Commission to the Pennsylvania Civil Rights Commission.

Referred to the Committee on Law and Order.

By Messrs. CLARKE, STEWART, GELFAND and AUSTIN M. LEE. HOUSE BILL No. 323.

An Act amending the "Banking Code," approved May 15, 1933 (P. L. 624), extending the time in which the department may approve articles of incorporation, amendment or merger; * * * and further providing for the powers and limitations on powers of corporations authorized to engage in a banking business.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. BRETH, KAMYK, STONE and HAMILTON. HOUSE BILL No. 324.

An Act to provide for the better protection of the health, general welfare and property of the people of the Commonwealth by the control, abatement and prevention of the pollution of the air by smoke, dust, fume, gas, odor, mist, vapor, pollens and similar matter, or any combination thereof; * * * conferring rights on persons aggrieved.

Referred to the Committee on Law and Order.

By Messrs. McCANN and GIBSON. HOUSE BILL No. 325.

An Act providing for the regulation of lobbying, requiring registration of lobbyists, keeping accounts of contributions and of receipts and expenditures, reports and statements under oath by lobbyists, and persons receiving contributions or expending money to influence legislation.

Referred to the Committee on State Government.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Gibson for Mr. BRENNINGER for today's session.

Mr. Gibson for Mr. UJOBAI for today's session.

BILL FOR CONCURRENCE IN SENATE AMENDMENTS

Mr. McCANN. Mr. Speaker, I call up on page 4 of today's calendar, House Bill No. 82.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 82.

An Act amending the act of July 7, 1955 (P. L. 258), entitled "An act providing for anthracite mine drainage contingent on Federal aid and making an appropriation" extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities.

With the information that the Senate had passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the Amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 5, by inserting after the word "moneys" the words "are made available"; page 2, line 9, by striking out the words "and amendments thereto."

Section 1, page 2, line 20, by inserting at the beginning of the line the words "endangering life"; page 3, line 2, by inserting at the beginning of the line the word "such".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. McCANN. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Agnew,	Frank,	Luigard,	Rovansek,
Anderson,	Frascella,	Lutty,	Royer,
Arlene,	Fulmer,	McCann,	Rudisill,
Ashton,	Galley,	McCormack,	Sakulsky,
Auker,	Gallagher,	McDonald,	Scarcelli,
Balthaser,	Gelfand,	McKeever,	Schaaf,
Barton,	George,	McLaughlin,	Schuster,
Bell,	Gibb,	Machmer,	Schwartz,
Blair,	Gibson,	Mahan,	Sherman,
Boles,	Goldstein,	Markley,	Shupnik,
Bonner,	Goodrich,	Maxwell,	Silverman,
Boris,	Gramlich,	Meholchick,	Snare,
Bowman,	Guthrie,	Merry,	Snider,
Branca,	Hamilton,	Miller, B. Z.,	Stank,
Breth,	Haudenshield,	Miller, H. G.,	Steckel,
Buchanan,	Heavey,	Mills,	Stewart,
Burns,	Heffner,	Monroe,	Stimmel,
Capano,	Helm,	Muldowney,	Stone,
Capitolo,	Henzel,	Mullen,	Stoner,
Cianfrani,	Hocker,	Munley,	Strausser,
Cioffi,	Holliday,	Murphy, A.J., Jr.,	Stroup,
Clarke,	Holt,	Murphy, P. J.,	Sullivan,
Comer,	Horst,	Murray, H. P.	Taylor,
Cooper,	Irvis,	Murray, J. J.,	Tompkins,
Crossin,	Isaacs,	Musto,	Trusio,
Curwood,	Jenkins,	Naugle,	Varallo,
Davis,	Jim,	Needham,	Varner,
Dengler,	Johnson, A. W.,	Nelson,	Verona,
Dennison,	Johnson, R.,	O'Dell,	Wall,
Devlin,	Jump,	O'Donnell, J. A.,	Walsh,
Donahue,	Kamyk,	Odorisio,	Wargo,
Donaldson,	Kee,	Ogilvie,	Welsh,
Dougherty,	Keiser,	O'Neil,	Wescott,
Down,	Kernaghan,	Parlante,	Wheeler,
Edwards,	Kessler,	Pashley,	Whittaker,
Eilberg,	Knecht,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kooker,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Kornick,	Petrosky,	Willard,
Ewing,	Korns,	Polaski,	Willaredt,
Farabaugh,	Kubitsky,	Polen,	Wilt,
Fetterolf,	Lamb,	Prendergast,	Wood,
Filo,	Lee, A. M.,	Price,	Worley,
Fineman,	Leonard,	Pursley,	Wynd,
Floyd,	Light,	Reibman,	Yatron,
Flynn,	Limper,	Reidenbach,	Yetter,
Foerster,	Lippincott,	Renwick,	Zimmerman,
Fox,	Lopresti,	Rigby,	Andrews,
		Riley,	Speaker

NAYS—0

NOT VOTING—21

Bower,	Jones, T. H. W.,	Magee,	Seltzer,
Brenninger,	Kovolenko,	Mihm,	Stevens,
Brown,	Lee, K. B.,	Moran,	Thompson,
Dennis,	McCandless,	Murray, P. G.,	Ujobai,
Garlock,	McInroy,	O'Donnell, J. P.,	Weidner,
Jones, G. E.,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the

affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 82.

An Act amending the act of July 7, 1955 (P. L. 258), entitled "An act providing for anthracite mine drainage contingent on Federal aid and making an appropriation" extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

YORK SUBURBAN HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the hall of the House a delegation from the York Suburban High School, who are accompanied by their teachers Messrs. Hall and Seyler. They are the guests of the gentleman from York, Mr. H. H. Perry.

REPORTS FROM COMMITTEE

Mr. LAMB from the Committee on Judiciary, reported as committed, House Bill No. 75, entitled:

An Act amending the act of June 28, 1895 (P. L. 408), entitled, as amended, "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' * * * providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities, towns, * * * within this Commonwealth," providing for the audit of certain funds by the auditors or controller of certain political subdivisions.

Mr. LAMB from the Committee on Judiciary, reported as committed, House Bill No. 76, entitled:

An Act amending "The Fiscal Code" approved April 9, 1929 (P. L. 343), providing that the Department of the Auditor General shall not audit the accounts and records of organizations receiving money from the Fire Insurance Tax Fund.

Mr. ISAACS from the Committee on Judiciary, reported as committed, House Bill No. 135, entitled:

An Act providing that in actions of trespass founded upon negligence, the contributory negligence of a plantiff shall not bar recovery unless such contributory negligence is a proximate cause of his injury.

BILLS RE-REFERRED

Mr. MAXWELL from the Committee on Public Health and Sanitation, returned with the recommendation that it be re-referred to the Committee on Appropriations, House Bill No. 207, entitled:

An Act making an appropriation to the Trustees of Temple University for acquisition of land and construction of a building to be used as a Nurses' Home and Nurses' School.

The SPEAKER. The bill is re-referred to the Committee on Appropriations.

Mr. MAXWELL from the Committee on Public Health and Sanitation, returned with the recommendation that it be re-referred to the Committee on Appropriations, House Bill No. 208, entitled:

An Act making an appropriation to the Trustees of Temple University for the maintenance and operation of a Concer Institute under the auspices of the School of Medicine of Temple University and Temple University Medical Center.

The SPEAKER. The bill is re-referred to the Committee on Appropriations.

Mrs. REIBMAN from the Committee on Education, returned with the recommendation that it be re-referred to the Committee on Appropriations, House Bill No. 209, entitled:

An Act making an appropriation to the Trustees of Temple University for the acquisition of land and construction of a building for Basic Science Research.

The SPEAKER. The bill is re-referred to the Committee on Appropriations.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 167, entitled:

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103), authorizing the regulation of junk dealers, junk yards and salvage yards.

The first section was read.

On the question,

Will the House agree to the section?

Messrs. STONE, LIPPINCOTT and HAMILTON offered the following amendment:

Amend Sec. 1 (Sec. 702), page 2, line 13, by striking out "salvage," and inserting in lieu thereof "scrap."

It was agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the House agree to the section?

Messrs. STONE, LIPPINCOTT and HAMILTON offered the following amendment:

Amend Title, page 1, last line of Title, by striking out "salvage" and inserting in lieu thereof "scrap."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 191, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing that out-of-state physicians may certify that applicants for teachers' certificates are not mentally or physically disabled.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 202, entitled:

An Act amending the "Domestic Animal Disease Suppression Law" approved July 22, 1913 (P. L. 928) prohibiting the sale or use of virulent live virus except under certain circumstances.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 204, entitled:

An Act amending the act of July 15, 1919 (P. L. 976, No. 386) entitled "An act to authorize the Board of Commisisoners of Public Grounds and Buildings to acquire property * * * by proceedings in eminent domain "authorizing eminent domain acquisition of avigation easements aeriel rights-of-way and other interests in land.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 98, entitled:

An Act amending the act of June 11, 1935 (P. L. 326) entitled "An act relating to counties of the first class * * *" increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McCann,	Royer,
Anderson,	Gailey,	McCormack,	Rudisill,
Arlene,	Gallagher,	McDonald,	Sakulsky,
Ashton,	Gelfand,	McKeever,	Scarcelli,
Auker,	George,	McLaughlin,	Schaaf,
Balthaser,	Gibb,	Machmer,	Schuster,
Barton,	Gibson,	Mahan,	Schwartz,
Bell,	Goldstein,	Markley,	Sherman,
Blair,	Goodrich,	Maxwell,	Shupnik,
Boies,	Gramlich,	Meholchick,	Silverman,
Bonner,	Guthrie,	Merry,	Snare,
Boris,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Haudenshield,	Miller, H. G.,	Stank,
Branca,	Heavey,	Mills,	Steckel,
Breth,	Heffner,	Monroe,	Stevens,
Buchanan,	Helm,	Muldowney,	Stewart,
Burns,	Henzel,	Mullen,	Stimmel,
Capano,	Hocker,	Munley,	Stone,
Capitolo,	Holliday,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Holt,	Murphy, P. J.,	Strausser,
Cioffi,	Horst,	Murray, H. P.	Stroup,
Clarke,	Irvis,	Murray, J. J.,	Sullivan,
Comer,	Isaacs,	Musto,	Taylor,
Cooper,	Jenkins,	Naugle,	Tompkins,
Crossin,	Jim,	Needham,	Trusio,
Curwood,	Johnson, A. W.,	Nelson,	Varallo,
Davis,	Johnson, R.,	O'Dell,	Varner,
Dengler,	Jump,	O'Donnell, J. A.,	Verona,
Dennison,	Kamyk,	O'Donnell, J. P.,	Wall,
Devlin,	Kee,	Odorisio,	Walsh,
Donahue,	Keiser,	Ogilvie,	Wargo,
Donaldson,	Kernaghan,	O'Neil,	Welsh,
Dougherty,	Kessler,	Parlante,	Wescott,
Down,	Knecht,	Pashley,	Wheeler,
Edwards,	Kooker,	Perry, H. H.,	Whittaker,
Eilberg,	Kornick,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Korns,	Petrosky,	Williams, E. S.,
Eshleman,	Kovolenko,	Polaski,	Willard,
Ewing,	Kubitsky,	Polen,	Willaredt,
Farabaugh,	Lamb,	Prendergast,	Wilt,
Fetterolf,	Lee, A. M.,	Price,	Wood,
Filo,	Lee, K. B.,	Pursley,	Worley,
Fineman,	Leonard,	Reibman,	Wynd,
Floyd,	Light,	Reidenbach,	Yatron,
Flynn,	Limper,	Renwick,	Yetter,
Foerster,	Lippincott,	Rigby,	Zimmerman,
Fox,	Lopresti,	Riley,	Andrews,
Frank,	Luigard,	Rovansek,	Speaker
Frascella,	Lutty,		

NAYS—0

NOT VOTING—17

Bower,	Jones, G. E.,	Magee,	Seltzer,
Brenninger,	Jones, T. H. W.,	Mihm,	Thompson,
Brown,	McCandless,	Moran,	Ujobai,
Dennis,	McInroy,	Murray, P. G.,	Weidner,
Garlock,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 26, entitled as follows:

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225) protecting skunks in seventh class counties for a limited period.

On the question,

Will the House agree to the bill on third reading?

Mr. WORLEY. Mr. Speaker, Adams County is the greatest apple-producing county in this Commonwealth, and as such it is necessary that the orchards be protected from destruction by mice. The pine and meadow mice are destroying orchards unless thousands of dollars are spent on sprays. The pine mice eat the roots and the meadow mice eat around the trunk of the fruit trees somewhat like a beaver. Skunks eat both of these two kinds of mice.

This bill would close the season on skunks for two years in Adams County, and other seventh class counties, so that we will have more skunks to eat these mice on the fruit orchards and farms, and thereby save these farmers thousands of dollars in mice spray.

I have just been in contact with Dr. Guyton, Director of the Bureau of Plant Industry of the Department of Agriculture of Pennsylvania. He has given me this statement by dictation on the phone, I read it back to him. and he said that I can quote him on this on the floor of this House:

> In my opinion the good that skunks do for farmers in reduction of the population of small rodents, primarily meadow mice and pine mice, together with their feeding on the adult stage and grub stage of such harmful insects as Japanese bettles and grasshoppers, would outweigh their harmul habits.

I hope the Members of this House will support this bill for the farmers of Pennsylvania.

Mr. BRETH. Mr. Speaker, I listened with a great deal of attention and interest to the remarks of the gentleman from Adams, and I thoroughly agree with him.

There is no doubt but what there exists in certain areas of Pennsylvania, particularly the rural areas, the farm areas, this particular problem. However in discussing this bill at length in Committee, the Committee realizing the problem and the extent of it, and not having at hand the proper extent of regulation or control, agreed to report this bill out for two readings and then to send it back to Committee for further study and possible amendments.

As you will note, this bill covers only seventh class counties. What about the sixth class, fifth class, and so forth? As the Chairman of the Committee I am at a loss to know what would be good for the Commonwealth in this matter and in solving this situation. If this House will send the bill back to Committee, I assure you we will give it complete study, considering the idea of possible amendment.

BILL RECOMMITTED

Mr. BRETH. Mr. Speaker, I move that this bill be recommitted to the Committee on Game and Conservation for the purpose of further study and possible amendment.

On the question,

Will the House agree to the motion?

Mr. A. W. JOHNSON. Mr. Speaker, I would like to interrogate the gentleman from Clearfield, Mr. Breth.

The SPEAKER. Will the gentleman from Clearfield permit himself to be interrogated?

Mr. BRETH. I shall, Mr. Speaker.

Mr. A. W. JOHNSON. Mr. Speaker, on this side of the House we planned to go against your motion to recommit. We feel that the bill has merit and should be debated on the floor, and stand or fall on its merits. But the gentleman says there is a firm understanding or agreement within the Committee that the bill should be released for the purposes of several readings and for comment by the Press and others, I do not know; that might change the situation.

Is the gentleman stating on the floor of this House that there was a firm understanding that this bill would go back to Committee, when it was released by the Committee.

Mr. BRETH. Mr. Speaker, in answer to the gentleman I will say this: Some individuals in various places may regard this as a sort of joke or laughing matter. It is not. It is a problem. As I mentioned a while ago, the extent of the problem we do not know. To my mind, as the Chairman of the Committee, to pass this bill and to include only seventh class counties would be a mistake.

I think that under our Committee setup the Committee is in a much better position to study and inquire further into the merits of the bill rather to have it debated here, passed and restricted to seventh class counties.

I assure the gentleman that in the Committee there was not one dissenting vote to reporting this bill out for two readings and then to have it come back to Committee. Does that answer your question?

Mr. A. W. JOHNSON. Yes, I believe as the gentleman states if that is actually the case then it was an agreement. Thank you Mr. Breth.

In that connection I would like to interrogate the sponsor of the bill, Mr. Worley.

The SPEAKER. Will the gentleman from Adams Mr. Worley, permit himself to be interrogated?

Mr. WORLEY. I shall, Mr. Speaker.

Mr. A. W. JOHNSON. Mr. Speaker, the gentleman heard the statement of the Chairman of the Committee that there was an agreement that the bill should be released to the floor and then be recommitted after two readings. Is that your understanding of the situation?

Mr. WORLEY. I have no knowledge of such.

Mr. A. W. JOHNSON. Are you a member of the Committee?

Mr. WORLEY. I am not. It was not in the Committee on Agriculture.

Mr. A. W. JOHNSON. You have no knowledge of the agreement?

Mr. WORLEY. I have no knowledge of any agreement.

Mr. A. W. JOHNSON. That is all.

Mr. GOLDSTEIN. Mr. Speaker, will the gentleman from Clearfield, Mr. Breth, consent to be interrogated?

Mr. BRETH. I shall, Mr. Speaker.

Mr. GOLSTEIN. Mr. Speaker, when this bill was discussed with great consideration in your Committee, did you not know that there were problems affecting the fifth and sixth class counties?

Mr. BRETH. Mr. Speaker, when the bill was considered in Committee, it was recognized that this problem is not restricted to any seventh class county. However, rather than attempt to amend it in Committee or to change it in Committee without its even being reported, the Committee recognized, I imagine, that this was a problem and the best way to get opinions on a legislative problem is to get it before the public.

In this instance the public happens to be the farming areas of the state and they are not restricted to seventh class.

In this particular problem there are other angles that must be considered. For instance, there is an attitude among our sporting group, the sportsmen of the state, who do not look with favor upon this little animal. In fact, they would favor a much greater control than is now in existence. So in order that groups could render their opinions if they saw fit, the Committee decided to report this bill out for two readings and then have it returned to Committee for further study.

Mr. GOLDSTEIN. Mr. Speaker, then the gentleman's idea of committee operation is any time there is a bill that is reported for two readings, you then have the publice talk about it, and recommit it?

Mr. BRETH. Mr. Speaker, I think the gentleman is a bit afield in his statement. Certainly not. However, it has been, as long as I have been a Member of this House, a Committee's procedure to do this particular thing as we have done it.

Mr. GOLDSTEIN. I thank the gentleman from Clearfield.

One other question, apparently the only purpose for which this bill was discharged from committee was to have it recommitted after it had two readings. To me this seems to be a waste of the time of the House.

The bill as presented by the gentleman from Adams, Mr. Worley, is either a good bill or a bad bill. If it is a good bill, it should be extended to fourth, fifth, and sixth class counties and then the gentleman from Clearfield, Mr. Breth, can introduce a supplementary bill. We think that the matter should have been discussed at great length in Committee, referred to a sub-committee, and then the farmers and subsequently the sportsmen in whom Mr. Breth is so greatly interested, could have said it is either a good bill or a bad bill and not wasted our time here today.

From what I hear from Mr. Worley, the gentleman from Adams, and from the administrative officials, this seems to be a good bill although it has a bad, smelly name.

I oppose the motion to recommit.

Mr. A. W. JOHNSON. Mr. Speaker, I have always, and I am sure everybody on this side and on the other side of the House have always, lived up to an understanding within a committee.

We must uphold our committee system and in view of the agreement as stated, that this bill was going to go back to committee, I am asking the Members on this side of the House to support the motion to recommit.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

BILL PASSED OVER

There being no objection

House Bill No. 134, Printer's No. 41,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 158, entitled as follows:

An Act amending the act of July 15, 1957 (P. L. 932) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor Lancaster County for the use of the Millersville State Teachers College and making an appropriation" by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McCann,	Royer,
Anderson,	Gailey,	McCormack,	Rudisill,
Arlene,	Gallagher,	McDonald,	Sakulsky,
Ashton,	Gelfand,	McKeever,	Scarcelli,
Auker,	George,	McLaughlin,	Schaaf,
Balthaser,	Gibb,	Machmer,	Schuster,
Barton,	Gibson,	Mahan,	Schwartz,
Bell,	Goldstein,	Markley,	Sherman,
Blair,	Goodrich,	Maxwell,	Shupnik,
Boles,	Gramlich,	Meholchick,	Silverman,
Bonner,	Guthrie,	Merry,	Snare,
Boris,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Haudenshield,	Miller, H. G.,	Stank,
Branca,	Heavey,	Mills,	Steckel,
Breth,	Heffner,	Monroe,	Stevens,
Buchanan,	Helm,	Muldowney,	Stewart,
Burns,	Henzel,	Mullen,	Stimmel,
Capano,	Hocker,	Munley,	Stone,
Capitolo,	Holliday,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Holt,	Murphy, P. J.,	Strausser,
Cioffi,	Horst,	Murray, H. P.	Stroup,
Clarke,	Irvis,	Murray, J. J.,	Sullivan,
Comer,	Isaacs,	Musto,	Taylor,
Cooper,	Jenkins,	Naugle,	Tompkins,
Crossin,	Jim,	Needham,	Trusio,
Curwood,	Johnson, A. W.,	Nelson,	Varallo,
Davis,	Johnson, R.,	O'Dell,	Varner,
Dengler,	Jump,	O'Donnell, J. A.,	Verona,
Dennison,	Kamyk,	O'Donnell, J. P.,	Wall,
Devlin,	Kee,	Odorisio,	Walsh,
Donahue,	Keiser,	Ogilvie,	Wargo,
Donaldson,	Kernaghan,	O'Neil,	Welsh,
Dougherty,	Kessler,	Parlante,	Wescott,
Down,	Knecht,	Pashley,	Wheeler,
Edwards,	Kooker,	Perry, H. H.,	Whittaker,
Eilberg,	Kornick,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Korns,	Petrosky,	Williams, E. S.,
Eshleman,	Kovolenko,	Polaski,	Willard,
Ewing,	Kubitsky,	Polen,	Willaredt,
Farabaugh,	Lamb,	Prendergast,	Wilt,
Fetterolf,	Lee, A. M.,	Price,	Wood,
Filo,	Lee, K. B.,	Pursley,	Worley,
Fineman,	Leonard,	Reibman,	Wynd,
Floyd,	Light,	Reidenbach,	Yatron,
Flynn,	Limper,	Renwick,	Yetter,
Foerster,	Lippincott,	Rigby,	Zimmerman,
Fox,	Lopresti,	Riley,	Andrews,
Frank,	Luigard,	Rovansek,	Speaker
Frascella,	Lutty,		

NAYS—0

NOT VOTING—17

Bower,	Jones, G. E.,	Magee,	Seltzer,
Brenninger,	Jones, T. H. W.,	Mihm,	Thompson,
Brown,	McCandless,	Moran,	Ujobai,
Dennis,	McInroy,	Murray, P. G.,	Weidner,
Garlock,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 165, entitled as follows:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McCann,	Royer,
Anderson,	Gailey,	McCormack,	Rudisill,
Arlene,	Gallagher,	McDonald,	Sakulsky,
Ashton,	Gelfand,	McKeever,	Scarcelli,
Auker,	George,	McLaughlin,	Schaaf,
Balthaser,	Gibb,	Machmer,	Schuster,
Barton,	Gibson,	Mahan,	Schwartz,
Bell,	Goldstein,	Markley,	Sherman,
Blair,	Goodrich,	Maxwell,	Shupnik,
Boles,	Gramlich,	Meholchick,	Silverman,
Bonner,	Guthrie,	Merry,	Snare,
Boris,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Haudenshield,	Miller, H. G.,	Stank,
Branca,	Heavey,	Mills,	Steckel,
Breth,	Heffner,	Monroe,	Stevens,
Buchanan,	Helm,	Muldowney,	Stewart,
Burns,	Henzel,	Mullen,	Stimmel,
Capano,	Hocker,	Munley,	Stone,
Capitolo,	Holliday,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Holt,	Murphy, P. J.,	Strausser,
Cioffi,	Horst,	Murray, H. P.	Stroup,
Clarke,	Irvis,	Murray, J. J.,	Sullivan,
Comer,	Isaacs,	Musto,	Taylor,

Cooper,	Jenkins,	Naugle,	Tompkins,
Crossin,	Jim,	Needham,	Trusio,
Curwood,	Johnson, A. W.,	Nelson,	Varallo,
Davis,	Johnson, R.,	O'Dell,	Varner,
Dengler,	Jump,	O'Donnell, J. A.,	Verona,
Dennison,	Kamyk,	O'Donnell, J. P.,	Wall,
Devlin,	Kee,	Odorisio,	Walsh,
Donahue,	Keiser,	Ogilvie,	Wargo,
Donaldson,	Kernaghan,	O'Neil,	Welsh,
Dougherty,	Kessler,	Parlante,	Wescott,
Down,	Knecht,	Pashley,	Wheeler,
Edwards,	Kooker,	Perry, H. H.,	Whittaker,
Eilberg,	Kornick,	Perry, P. E.,	Williams, A. D., Jr.,
Eshback,	Korns,	Petrosky,	Williams, E. S.,
Eshleman,	Kovolenko,	Polaski,	Willard,
Ewing,	Kubitsky,	Polen,	Willaredt,
Farabaugh,	Lamb,	Prendergast,	Wilt,
Fetterolf,	Lee, A. M.,	Price,	Wood,
Filo,	Lee, K. B.,	Pursley,	Worley,
Fineman,	Leonard,	Reibman,	Wynd,
Floyd,	Light,	Reidenbach,	Yatron,
Flynn,	Limper,	Renwick,	Yetter,
Foerster,	Lippincott,	Rigby,	Zimmerman,
Fox,	Lopresti,	Riley,	Andrews,
Frank,	Luigard,	Rovansek,	Speaker
Frascella,	Lutty,		

NAYS—0

NOT VOTING—17

Bower,	Garlock,	McInroy,	Murray, P. G.,
Brenninger,	Jones, G. E.,	Magee,	Seltzer,
Brown,	Jones, T. H. W.,	Mihm,	Thompson,
Dennis,	McCandless,	Moran,	Ujobai,
			Weidner,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTIONS

COMMEMORATING LINCOLN'S BIRTHDAY

Mrs. ANDERSON, Mrs B. Z. MILLER, Mrs. HENZEL and Mrs. HAMILTON offered a resolution which was read by the Chief Clerk, as follows:

In the House of Representatives, February 10, 1959.

The legend of Lincoln is a true epic which proves the worth of the simple virtues. Honesty, courage, charity and patience are simple concepts, easy to understand, and possessed by every man, at least to some degree. Yet at one terrible time in our history the very life of our nation depended upon the combination of those virtues in the heart of one man.

The heart of Lincoln was great and filled with love for his nation and his people. His humor was limitless and kind, his dedication single and his ability tremendous.

He responded so nobly to the difficult task that faced him because he was in truth a noble man.

It is part of the greatness of Lincoln that more is spoken and written of him as a man than as a president. The favorite stories of every person includes at least one of Lincoln, either one of his own or one concerning him. Americans are grateful for the magnificent work of President Lincoln, but their affection is for the kind and gentle man who yet today lives in their hearts; therefore be it

Resolved, That the members of the House of Representatives today reflect upon the life of Abraham Lincoln who himself was once a state legislator, and on the anniversary of his 150th birthday on February 12th, hold forth his example as that which we would have every American emulate.

On the question,

Will the House adopt the resolution?

Mrs. ANDERSON. Mr. Speaker, I should like to pay tribute to Lincoln, not as the great President of these United States of America, but rather as a man, loved and respected by his fellow Americans through the years, because he walked humbly, acted justly, and loved his country above all else.

Today as American citizens and parents let us recall and always remember these words of Lincoln, "What is honored in a society—is cultivated there."

On the question recurring,

Will the House adopt the resolution?

It was unanimously adopted.

Mr. SAKULSKY offered a resolution which was filed with the Clerk.

ANNOUNCEMENTS

Mr. McCANN. For the information of the Members of the House regarding the next two weeks of this House:

The sessions next week will be Monday and Tuesday, Monday at 4:30 and Tuesday at 12:00 noon.

The following week, on Monday, February 23, there will be no Session. On Tuesday of that week, February 24, which is the opening day of the Session that week, the Pennsylvania Manufacturers' Dinner will be held in Philadelphia that evening and a special train will be leaving from Harrisburg to comply with the request of many. The Session on Tuesday, February 24 will be held at 11:00 a. m. I believe the train departs before 2:00 in the afternoon.

The CLERK. All highways are passable, but wet. The only road closed is Route 15 Mansfield in Tioga County, due to high water. People using this route have been directed to use Route 84 until further notice.

Mr. SPEAKER, I do not know whether the Reading Clerk had the information about the Turnpike report which I hoped he would read. Many Members have been asking about it.

The Turnpike report: The Ohio Gateway to the Blue Mountain Interchange the roadway is wet, it is cloudy and the temperature is varying from 32 to 38 degrees.

From the Blue Mountain Interchange to the Delaware Bridge the pavement is slushy and it is raining at the present time. The temperature is varying between 30 and 35 degrees in this area and many spots are freezing.

I was hoping that that report would be read on days like this, that the Turnpike weather condition report be read along with the other reports of the various sections of the State.

Mr. Speaker, again I request that all the committee announcements that have been read from the floor today be posted on the bulletin board in the hall of the House for next week's Committee meetings.

Mr. A. W. JOHNSON. Mr. Speaker, an announcement with respect to the Republican caucus:

There will not be a caucus on Monday, so we will just be here for the Session at 4:30.

COMMITTEE MEETINGS

BOROUGHS, Mr. Filo, Chairman, Room 324, Tuesday, February 17, at 10:30 a. m.

COUNTIES, Mr. Cioffi, Chairman, Room 140, Tuesday, February 17, at 10:30 a. m.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, February 17, at 9:00 a. m.

ELECTIONS AND APPORTIONMENT, Mr. Stone, Chairman, Room 323, Tuesday, February 17, at 9:00 a. m.

FISHERIES, Mr. Curwood, Chairman, Room 323, Monday, February 16, immediately after the session.

JUDICIARY, Mr. Rudisill, Chairman, Room 145, Tuesday, February 17, at 10:00 a. m.

LAW AND ORDER, Mr. Mills, Chairman, Room 522, Monday, February 16, after the session.

MUNICIPAL CORPORATIONS, Mr. Polaski, Chairman, Room 522, Monday, February 16, immediately after the session, then Law and Order.

RULES, Mr. McCann, Chairman, Room 110, Monday, February 16, at 1:30 p. m.

STATE GOVERNMENT, Mr. Schwartz, Chairman, Room 324, Monday, February 16 immediately after the session.

ADJOURNMENT

Mr. STEWART. Mr. Speaker, I move that this House do now adjourn until Monday, February 16, 1959 at 4:30 p. m.

The motion was agreed to, and (at 1:17 p. m). the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., MONDAY, FEBRUARY 16, 1959. No. 13.

SENATE

MONDAY, FEBRUARY 16, 1959.

The Senate met at 3:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, DOCTOR E. H. MILLER, Pastor of the First Methodist Church, Duquesne, offered the following prayer:

I wonder if we might pause just for a moment to remember Secretary of State Dulles in our prayers.

Our Father, those who have been chosen by the people's majority of this Commonwealth assemble themselves together between the birthdays of two of our Nation's greatest Christian statesmen. May this be a reminder to them that greatness comes out of the humility and meekness which was always to be found in these great Presidents, and in the approach to the problems of life by all truly great men.

Strong men serve in whatever capacity assigned, without boastfulness and without pride. Give, then, we pray Thee, to the Governor of this Commonwealth and to these of the governing Body of this Upper Chamber the knowledge that is commensurate with their high office, and the wisdom to know how best to use that learning. Make them keenly aware that honesty in high office is a prerequisite to solvency for all, and that which brings peace to the individual who possesses it.

Bless the endeavors of this Body that are high and ennobling, and forgive any attempts by those who, in weakness, may be tempted to serve self rather than the common good.

In the Name of Christ Jesus, our Lord, Who came not to be ministered Unto, but to minister, we pray. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. BERGER, further reading was dispensed with, and the Journal was approved.

NOMINATION BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

ASSOCIATE JUDGE IN AND FOR THE COUNTY OF ELK

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Clyde A. Jack, 235 Main Street, Ridgway, Elk County, for appointment as Associate Judge in and for the County of Elk, until the first Monday of January 1960, vice Hon. Clark K. Dixon, deceased.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE COUNCIL OF CIVIL DEFENSE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the State Council of Civil Defense, until the third Tuesday of January 1963:

Maurice K. Goddard, Secretary of Forests and Waters, State College, Centre County.

Park H. Martin, Secretary of Highways, Pittsburgh, Allegheny County.

Charles L. Wilbar, Jr., Secretary of Health, Camp Hill, Cumberland County.

Ruth Grigg Horting, Secretary of Public Welfare, Lancaster, Lancaster County.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE ATHLETIC COMMISSION

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Athletic Commission, for the term of two years, and until their successors shall have been appointed and qualified:

James H. Crowley, 1902 Green Ridge Street, Dunmore, Lackawanna County.

Alfred M. Klein, 410 Shoemaker Road, Elkins Park, Montgomery County.

Paul G. Sullivan, 4748 Wallingford Street, Pittsburgh, Allegheny County.

DAVID L. LAWRENCE.

MEMBER OF THE MILK CONTROL COMMISSION

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Simon K. Uhl, Somerset, Somerset County, for appointment as a member of the Milk Control Commission, from June 21, 1957, until May 1, 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHER'S COLLEGE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Earl R. Handler, 255 North Third Street, Indiana, Indiana County, for appointment as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Charles E. Kinsey, Armagh, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Marshall L. Shirley, Box 76, Kinzua, Warren County, for appointment as Justice of the Peace in and for the Township of Kinzua, Warren County, to serve until the first Monday of January 1960, vice Harold F. Joy, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry C. Mason, Jr., Broad Street, Leetsdale, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Leetsdale, Allengheny County, to serve until the first Monday of January 1960, vice Louis Perry, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Carl M. Ruppert, R. D. 1 Gouldsboro, P. O. Thornhurst, Lackawanna County, for appointment as Justice of the Peace in and for the Township of Clifton, Lackawanna County, to serve until the first Monday of January 1960, vice Andrew C. Major, Sr., resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Elsie H. Kettering, R. D. 2, Sarver, Butler County, for appointment as Justice of the Peace in and for the Township of Buffalo, Butler County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 98, entitled:

An Act amending the act of June 11, 1935 (P. L. 326), entitled "An act relating to counties of the first class; * * *" increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

Which was committed to the Committee on Local Government.

House Bill No. 158, entitled:

An Act amending the act of July 15, 1957 (P. L. 932), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor, Lancaster County, for the use of the Millersville State Teachers College, and making an appropriation," by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

Which was committeed to the Committee on State Government.

House Bill No. 165, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania, by providing for annual sessions of the General Assembly.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

BILLS INTRODUCED AND REFERRED

Mr. RUTH read in his place and presented to the Chair Senate Bill No. 235, etitled:

A Joint Resolution proposing an amendment to section twenty-five, article five, of the Constitution of the Commonwealth of Pennsylvania; establishing a method for the selection of judges of the appelate courts and the courts of record of First and Fifth Judicial Districts, and the adoption of the same method for other courts of records upon approval of the electors.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. SEYLER and WAGNER read in place and presented to the Chair Senate Bill No. 236, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," prohibiting the granting of teachers certificates to persons with communicable diseases or mental disorders; and providing for their granting to certain persons with major physical disabilities.

Which was committed to the Committee on Education.

Mr. EHRGOOD read in his place and presented to the Chair Senate Bill No. 237, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing boroughs to construct storm sewers and other drainage facilities.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 238, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," requiring the erection of school bus stop signs, and requiring that loading zones be approved by the Pennsylvania State Police.

Messrs. EHRGOOD, RIPP and MAHADY read in place and presented to the Chair Senate Bill No. 239, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742) entitled, as amended, "The Realty Transfer Tax Act," by redefining the term "value" to limit the tax liability on certain transfers of property acquired by an execution creditor at sheriff's sale.

Which was committed to the Committee on Judiciary General.

Mr. MAHADY read in his place and presented to the Chair Senate Bill No. 240, entitled:

An Act amending the act of May 2, 1925 (P. L. 448), entitled "The Fish Law of 1925," providing for free licenses to institutionalized orphans under the age of eighteen.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair Senate Bill No. 241, entitled:

An Act amending the act of April 10, 1867 (P. L. 62), entitled "An act for the better and more impartial selection of persons to serve as jurors, in each of the counties of this Commonwealth," requiring the selection of jurors to be made from a receptacle containing the names of all qualified electors.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 242, entitled:

An Act amending the act of May 22, 1933 (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," increasing the compensation of jurors.

Which was committed to the Committee on Judiciary General.

Mr. KROMER read in his place and presented to the Chair Senate Bill No. 243, entitled:

An Act amending the act of December 15, 1955 (P. L. 865), entitled "An act requiring rents and royalties from oil and gas leases of Commonwealth land to be placed in a special fund to be used for conservation, recreation, dams, and flood control; authorizing the Secretary of Forests and Waters to determine the need for and location of such projects and to acquire the necessary land," earmarking a certain portion of the fund for the establishment, development and construction of a State park and dam in Indiana County.

Which was committed to the Committee on Forests and Waters, Game and Fish.

He also read in his place and presented to the Chair Senate Bill No. 244, entitled:

An Act amending the act of June 1, 1933 (P. L. 1172), entitled "Borough Rural State Highway Law," adding a new route in Indiana County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 245, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding a route in Jefferson County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 246, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding a route in Indiana County.

Which was committed to the Committee on Highways.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 247, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania; authorizing the exemption from per capita taxes of United States citizens who are retired or living on pension.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also read in his place and presented to the Chair Senate Bill No. 248, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," permitting and providing for the annual renewal of operators' licenses through county treasurers acting as agents of the Secretary of Revenue; fixing the fees therefor to be collected by the county; making an appropriation and prescribing penalties.

Which was committed to the Committee on Highways.

PERMISSION TO ADDRESS SENATE

Mr. WALKER asked and obtained unanimous consent to address the Senate.

Mr. WALKER. Mr. President, for some time, we have been plagued with the evil of department heads overspending their budgets. Today, we are confronted with the problem of raising millions of dollars to pay deficiency appropriations. I think it is high time that the Legislature began to do something about this. What is the use of holding budget hearings and setting up budgets if department heads are going to exceed their budgets, and spend what they will and then come in and ask for deficiency appropriations?

Mr. President, I believe the bill I am about to introduce will correct this situation.

BILLS INTRODUCED AND REFERRED

Messrs. WALKER, KROMER, STEVENSON and BLASS read in place and presented to the Chair Senate Bill No. 249, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," providing for removal from office as an additional penalty for authorizing or making payments of public money without authority.

Which was committed to the Committee on Judiciary General.

Messrs. BERGER and WEINER read in place and presented to the Chair Senate Bill No. 250, entitled:

An Act amending the act of April 9, 1929 (P. L. 343), entitled "The Fiscal Code," providing for additional reimbursement and procedures relative thereto in the auditing of disbursements, affairs and accounts and clarifying the provisions relating to audits.

Which was committed to the Committee on Finance.

They also read in place and presented to the Chair Senate Bill No. 251, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing certain procedures and providing for audits and verification of rights to reimbursements.

Which was committed to the Committee on Finance.

Messrs. McCREESH, ROONEY and VAN SANT read in place and presented to the Chair Senate Bill No. 252, entitled:

An Act providing for group life insurance and group accidental death and dismemberment insurance for State employes; establishing the amount of insurance available, schedule of payments, rates of contribution, termination and authorizing the purchase of insurance and the regulation of the funds thereof.

Which was committed to the Committee on Insurance.

Messrs. MULLIN and KALMAN read in place and presented to the Chair Senate Bill No. 253, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742) entitled, as amended, "The Realty Transfer Tax Act," changing property value on which payment of tax is bases.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 254, entitled:

An Act amending the act of March 6, 1956 (P. L. 1228), entitled, as amended, "Selective Sales and Use Tax Act," exempting certain manufacturing operations from taxation.

Which was committed to the Committee on Finance.

Messrs. FLEMING and McGINNIS read in place and presented to the Chair Senate Mill No. 255, entitled:

An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public.

Which was committed to the Committee on Local Govment.

They also read in place and presented to the Chair Senate Bill No. 256, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public.

Which was committed to the Committee on Local Government.

Mr. FLEMING read in his place and presented to the Chair Senate Bill No. 257, entitled:

An Act creating a Pennsylvania Law Revision Commission; and defining its powers and duties.

Which was committed to the Committee on Judiciary General.

Messrs. WEINER, DiSILVESTRO and STIEFEL read in place and presented to the Chair Senate Bill No. 258, entitled:

An Act repealing sections 662, 663 and 730 of the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," relating to the imposition of penalties against railroad employes and other persons for certain activities during strikes, and against transportation employes for injuries or death resulting from their actions.

Which was committed to the Committee on Corporations.

Messrs. WEINER and MALLERY read in place and presented to the Chair Senate Bill No. 259, entitled:

An Act amending the act of April 18, 1949 (P. L. 512), entitled "Fiduciaries Act of 1949," revising and changing provisions relating to settlement of small estates on petition, family exemptions, persons entitled to letters of administration, delegation of power, distribution by guardian of incompetent personal representative or trustee, distribution of small estates bonds of guardians named in conveyance and powers, duties and liabilities of guardians appointed by court.

Which was committed to the Committee on Corporations.

Messrs. TAYLOR and BARR read in place and presented to the Chair Senate Bill No. 260, entitled:

An Act amending the act of June 19, 1931 (P. L. 589), entitled, as amended, "Barbers' License Law," defining barbering as a profession.

Which was committed to the Committee on Education.

PERSONAL PRIVILEGE

Mr. DiSILVESTRO. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The gentleman will state it.

Mr. DiSILVESTRO. Mr. President, I would like to present to the Chair, in order for it to be spread upon the Legislative Journal, an article which appeared in one of the newspapers on Lincoln's Birthday. It is entitled, "States Netted So Much From Racing."

The PRESIDENT. The article offered by the gentleman from Philadelphia, Mr. DiSilvestro, will be spread upon the Journal.

STATES NETTED $222,049,651 FROM RACING

Jersey's $23,886,610 Third Largest Take;
N. Y. Got $81,459,392

By United Press International

Legalized betting on horse racing enriched 24

states by a total of $222,049,651 in 1958, topping the previous record year by over $5,000,000.

That was the report today from the National Association of State Racing Commissioners, a bureau which first started keeping such records back in 1934 when the nations bettors enriched state treasuries by a mere $6,024,193.

The previous record year was 1957 when the "painless taxation" yielded the states $216,747,621.

$3,038,654,310 Bet

According to the association's report, a total of 43,372,670 persons bet $3,038,654,310 during 5,348 racing programs of all types during 1958, including thoroughbreds, harness, quarter horse and county fairs.

New York, of course, took the biggest share of the cut. Because of the state's 11 per cent tax on pari-mutuel betting, the state realized an $81,459,392.

California was second with a take of $27,110,235, followed by New Jersey with $23,886,610; Illinois with $17,266,924; Florida with $13,881,032; Maryland with $9,257,810; Ohio with 8,401,270; Michigan with $7,286,978; Rhode Island with $6,960,944, and Massachusetts with $5,832,664 among the top 10.

The other 14 states took their shares as follows: New Hampshire, $3,777,148; West Virginia, $3,547,050; Delaware, $3,438,300; Louisiana, $2,742,435; Kentucky, $2,277,689; Washington, $1,069,445; Maine, $959,964; Arkansas, $881,503; Arizona, $759,714; Colorado, $563,813; Oregon, $398,770; New Mexico, $120,692; South Dakota, $94,950, and Nebraska $84,319.

$11,658,374 in Breakage

The states derived their racing income from several sources with their cut of the betting pools the most important. They got $151,284,512 by taxing bets. And, by keeping oldd pennies to make payoff to the nickel or dime. They hauled in $11,658,374 more in breakage.

They picked up an additional $2,311,795 in admission taxes while track licenses realized them another $1,207,189 and occupational licenses $300,666. Miscellaneous sources, such as uncashed tickets, fines, lead pony fees, etc., yielded $1,504,994.

PERMISSION TO ADDRESS SENATE

Mr. WADE. Mr. President, on behalf of Senator Propert, Senator Kessler and Myself, I am offering a resolution but prior to doing so, I ask unanimous consent to make a statement.

The PRESIDENT. There being no objection, the gentleman may proceed.

Mr. WADE. Mr. President, one of the burning problems before the Official Family of the Commonwealth of Pennsylvania, including both the Executive and the Legislative Branches, is the matter of public education and the condition of our schools.

A few weeks ago, this matter was brought to the attention of the Senate and, according to newspaper accounts, the House of Representatives, as well. A resolution was introduced, referred to the Committee on Education and a hearing held. At that hearing, the Department of Labor and Industry was represented by the Secretary, Mr. Batt, and assistants. Secretary Batt stated before that Committee that there were 7,000 public school buildings in Pennsylvania; that they had sent their inspectors around to some 1,000 of them; and that they had issued change orders for correction for 712 out of the 1,000. One hundred and fifty of them were orders requiring substantial structural changes.

Mr. President, I do not know anything about Secretary Boehm's personal office, but last week I had an opportunity to visit in the Education Building and I happened to go into the office which is being very much overhauled and on which a great deal of money is being expended, according to a statement by one of the workmen in the building. I do not know how much of a fire hazard exists by the very deep carpet which is in that office, and I do not know how much danger there is in the marble floors and marble walls that are in that office.

I might say, at the very outset, that I am not purporting, for one minute, to end the honeymoon of cooperation between the Executive Branch and the Legislative Branch. Newspaper reports have it that Secretary Boehm, of the Department of Public Instruction, is a registered Republican and a carry-over from the last administration.

Mr. President, I should like to call to the attention of the Members of the Senate an editorial which appeared in this morning's Harrisburg Patriot. I will read the first paragraph in the hope that it will create some interest:

"We wish Gov. David L. Lawrence well indeed, and promise him all-out support, if he endeavors to come up with a couple of deeds to back up his words that it just doesn't make sense to use Pennsylvania's multi-million dollar network of public schools only five days a week for six or seven hours a day and only nine months a year."

That is the beginning paragraph of the editorial.

My statement in connection with Secretary Boehm's private office is as follows:

This Administration and the previous one pledged to the citizens of the Commonwealth economy of governmental operation. The General Assembly is properly economy-minded and presently striving desperately to find funds to finance the deficiencies of the Leader Administration and new taxation for greatly increased costs of the Lawrence Administration.

According to information from reliable sources, at this very moment of legislative dilemma, the Superintendent of Public Instruction is remodeling a room in the Education Building to install Pennsylvania's finest and most exquisite conference room, at an estimated cost of $100,000. The Superintendent reputedly sent staff members to New York, Alabama and Georgia, at State expense, to inspect conference rooms so thatthis one would have all the finest appointments. Out of the dust and dirt of construction, reports are, will come a room seating sixty people, air-conditioned, sound-proofed, rollaway maps, flashing lights, stereophonic sound, electronic gadgets for reproduction, recording and viewing.

Last year, the Superintendent reputedly spent more than another $100,000 tearing out walls, changing doors and hallways to install temporary metal and glass eye-high office desk partitions. This also included removing opaque glass from 300 doors to install clear glass. The 300 one-quarter inch, 26 x 32 glass removed were discarded.

Last fall, the Superintendent held the last of many State-wide conferences. This one, at the Harrisburg William Penn High School, called together 700 college, city and county school officials to poll them on a series of educational questions. Twenty educators struggled a month in the Department setting up the questions. While no funds were budgeted at the State or local levels for this conference, it cost indirectly at least $100,000.

This is the same Superintendent who has forced upon

county superintendents of schools excessive sums in advance payment for operation of special educational classes. In several instances, he reputedly increased county superintendents' requests from $8,000 to $80,000. The result is that local school funds have an estimated $4,000,000 of State funds in bank in excess of their needs.

This is the gentleman who has declared an established policy that after 1961 every schoolteacher must have at least five years of preparation. How can this be reconciled with the teacher shortage, beginning low wages and constant shift in the school curriculum? Also, how can this be reconciled with the local school district squeeze on funds to eliminate reputed safety hazards uncovered in the recent inspections by the Industrial Board, referred to previously?

It is also charged that this same gentleman has pursued the following policies that are at variance with economy and, perhaps, legal administration:

1. Has permitted and, perhaps, practiced the removal of noncertified teachers' names from local school district reimbursement applications to the Department of Public Instruction in order to escape the legal penalty for employment of noncertified teachers.

2. Has permitted and, perhaps, practiced the charging of unjustified items of expenditures to special education accounts at the local level in order to have such excessive accounts charged in full to State funds.

3. Has arbitrarily increased the requirements for school building regulations which has greatly increased the cost of construction and equipping of school buildings.

4. Has arbitrarily advanced school building projects in defiance of law to give preferential status to certain school districts.

5. Has charged items of expense to budgets which were clearly in violation of the legislative language and intent of the Assembly in enacting the budget.

6. Has continuously employed a personal car-chauffeur, at a salary exceeding $10,000, giving him a Bureau Director title without bureau function or staff.

7. Has mismanaged the staff of the Department of Public Instruction and the orderly procedures of administration to the point that frustration, chaos and resentment are common, and then declared that anyone using the term "chaos" or "confusion" would be immediately dismissed.

Now, Mr. President, these allegations are made in spite of figures published in a report dated January 1958, by our own Joint State Government Commission and released on January 24, 1958. Among the wealth of information in this study were certain statements, on page 20, such as the following:

". . . in 1937-39, there were 32 teachers per 1,000 pupils; while in 1953-55, there were 39 teachers per 1,000 pupils . . . "

". . . The percentage contribution of the Commonwealth increased from 15 percent in 1937-39 to 42 percent in 1943-55 . . . "

" . . . for every $10 spent per pupil during 1937-39 over $22 was spent in 1953-55. State subsidies increased to $60 per pupil in 1953-55 for each $10 in 1937-39 . . . "

Is it any wonder, gentlemen, if the rumors outlined herein are correct, with such alleged mismanagement at the summit, that it would seem to set by example a very careless policy for the able and somewhat confused school directorate all over the Commonwealth, who give so liberally of their time and effort toward managing a stable school system for our children.

SENATE RESOLUTION

SENATE COMMITTEE TO INVESTIGATE THE REDECORATION OF THE OFFICES OF CHARLES H. BOEHM, SUPERINTENDENT OF PUBLIC INSTRUCTION

Messrs. WADE, PROPERT and KESSLER offered the following resolution (Serial No. 11), which was twice read as follows:

In the Senate, February 16, 1959.

It is rumored from reliable sources that the Superintendent of Public Instruction, Dr. Charles H. Boehm, is in the process of expending approximately $100,000 to redecorate his suite of offices and that within the past twelve months he has remodeled rooms adjacent to his private office at a similar cost. If these rumors are true, it is difficult to understand why such extensive alterations and beautifications are being undertaken at a time when our public schools need every available dollar to carry on the education of our youth. The amount being expended, if properly applied, could undoubtedly prevent certain schools from being closed as fire hazards.

Such an expensive undertaking is certainly not in conformity with the purported economies to be affected by our new administration.

It is recognized that responsible officials of our Commonwealth should be provided with adequate offices, but a line should be drawn between that which is necessary for comfort and efficiency and that which constitutes luxury and reputed sheer waste of tax moneys; therefore, be it

RESOLVER, that the Presidentpro tempore of the Senate appoint a committee of five Senators to investigate the truthfulness of rumors relating to the redecoration of the offices of Charles H. Boehm, Superintendent of Public Instruction, and further fiscal policies of his administration and expenditure of appropriations without budgetary limitation and to determine whether or not such costly alterations and policies are necessary and defendable at this time; and be it further

Resolved, That the committee so appointed shall report back to the Senate its findings and recommendations as soon as possible.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. WADE. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDENT. Is there objection?

Mr. WEINER. Mr. President, I object to the immediate consideration of this resolution.

Mr. President, this is the first time I have heard of this allegation being made against the Superintendent of Public Instruction. I am very happy that Senator Wade included in his resolution the statement that this is rumor. I believe this matter should be investigated in order to find out whether it is merely rumor or fact.

I also feel badly and my faith has been somewhat shaken by hearing the Senator from Cumberland, Mr. Wade, state that the Superintendent of Public Instruction is a Republican. I always had hopes that some of them could be reconstructed. The gentleman from Cumberland is trying to tell me that they cannot be reconstructed and will continue on their merry way here in spending this money.

Mr. President, I respectfully ask that this matter be

considered by a committee, and that the resolution be referred to the appropriate committee for that purpose.

The PRESIDENT. There being objection to the immediate consideration of this resolution, the resolution is referred to the Committee on Rules.

PERMISSION TO ADDRESS SENATE

Mr. SEYLER asked and obtained unanimous consent to address the Senate.

Mr. SEYLER. Mr. President, this allegation, made by Senator Wade, is also news to me. I have no idea of estimating the validity of the rumors which he alleges he has heard. However, since Senator Wade has attacked a gentleman for whom I have a great deal of respect regardless of his politics, I would like to just say that the idea of a good conference room for the Department of Public Instruction is not at all a preposterous one, and is not one that should necessarily lead this august Body to think that this is a needless extravagence.

Mr. President, I would like to point out that during Superintendent Boehm's tenure of office, this Commonwealth has engaged in a very searching examination of the curriculum of our public schools. This is a movement which is in line with a general realization throughout the Nation that it was time that we did make such a study.

Superintendent Boehm did not decide this in a back room in the Department of Public Instruction. Instead, he brought together what seemed to me, with the exception of myself, some of the best people in the Commonwealth to discuss this problem. Many of the Members of the Senate participated in that conference. I believe the conference was one of the most worth-while conferences that has ever been held, in my time in education, in this Commonwealth. It was not just a talking session. It resulted in a great many specific actions on the part of the Department and also on the part of the State Board, which were passed on to the districts and which have resulted in real changes in the curriculum in the schools of Pennsylvania.

Educators all over the Nation look to Pennsylvania, as a result of this, as one of the States in the movement to provide a good, modern educational system for its students. This applies not only in terms of quantity, not only in terms of material things, such as school building,—all of which are greatly needed—but, more importantly, to what goes on inside of those school buildings.

I do not know how much that conference cost. I do not know whether the figures given by Senator Wade were accurate or not. However, I would say to you that the money spent for such a purpose, in setting the course of the educational program in this Commonwealth, was money which, to my mind, was very well spent. I think Superintendent Boehm is to be congratulated for having taken real leadership and for having proceeded in the manner in which he did, to consult with professionals, lay people, Members of this Legislature and, by means of using all their ideas, came up with an excellent program of education.

It would be beneath my usual code of things, Mr. President, to intimate at all that the gentleman from Cumberland had a ghost writer for his speech. I know that Senator Wade is a prolific and fluent speaker, and I do not want to intimate that that was the case. However, I will say that there are some of us in this Body who seem to recognize a rather familiar style in his ideas, as those of a person who was rather recently connected with the Department of Public Instruction. I do not know what the source of the rumors are, but I would issue this warning to anyone who goes searching for information: It is not wise to take the statements of one who is, perhaps, a disgruntled ex-employee as a basis for the most valid type of information that can be determined about a department. In all fairness, we should not proceed on such a basis; that is, to take action which we might regret later. I think that through the normal channels, the information which Senator Wade suggested he needs can be acquired. I think it should be acquired, and I also think the gentleman, himself, can obtain it. If he cannot, I am certain that the Majority Leader can prevail upon the Department of Public Instruction to furnish him with that information.

Let us not be in a position of attacking a man in a department who, to my mind, has done an excellent and outstanding job and has provided real leadership for the school districts, professional people and all who are concerned with education in this Commonwealth.

PERMISSION TO ADDRESS SENATE

Mr. BARR asked and obtained unanimous consent to address the Senate.

Mr. BARR. Mr. President, if I were a District Attorney, I would say that was quite a Bill of Particulars. Then, after Senator Wade put in his bill of particulars, he said that perhaps they were only allegations and rumors.

Mr. President, I would ask the Official Reporter of the Senate to provide me with a copy of Senator Wade's remarks. I would also ask, in another week or so, that Senator Wade co-sponsor the bills I am having prepared on cutting down the amount of space that is being allocated in these schools from 850 square feet to 750 square feet. I would like Senator Wade to be a pro-taxpayer and an anti-architect person with me, in order for us to get perhaps four or five sets of architectural specifications drawn up so that we will not have to spend all of this money for these frills that are being used in many school districts.

I hope that this, my last statement, is wrong and that the firing of the brother of the Republican House Member from Cumberland, Mr. Stoner, is not the reason for Senator Wade's speech.

SENATE RESOLUTION

CONGRATULATIONS OF THE SENATE EXTENDED TO J. EARL CARMAN, TRUCK DRIVER OF THE YEAR

Mr. CONFAIR offered the following resolution which was twice read, considered and agreed to:

In the Senate, February 16, 1959.

Very few drivers of passenger automobiles can look back over a quarter century of motoring and boast a record entirely free from accidents.

Today, with automobiles, trucks and buses in increasing number making even our more modern highways out of date almost before they are complete, and with expansion of residential, industrial and commercial activity into areas once strictly rural, the hazards of motoring are tremendoulsy increased, and the need for safe and courteous driving becomes daily more important.

It is encouraging and inspiring, therefore, to learn today of the record of a Williamsport truck driver who has, in 25 years, driven a vehicle much larger than our passenger cars, carrying the products of Pennsylvania business, in-

dustry and agriculture through a million and a quarter miles of driving in the industrial east without a chargeable accident under the stringent rules of the National Safety Council.

This driver is J. Earl Carman, of 1901 Myrtle Avenue, Williamsport, a resident of the 24th Senatorial District. Mr. Carman drives for one of Pennsylvania's largest common carriers by motor truck, Halls Motor Transit of Sunbury. Last week, he received Pennsylvania Motor Truck Association's coveted Driver of the Year award, from the hands of Governor David L. Lawrence. Mr. Carman was selected by an impartial Board of Judges from among a dozen truck drivers chosen by the same board because of heroism or long records of no-accident driving. He now becomes eligible for the American Trucking Association's National Driver of the Year award.

It seems fitting that such a record of safe driving should be recognized by the Senate of Pennsylvania as an example to all who drive cars, or trucks or buses on our Highways. Therefore, by it

Resolved, That the Senate of Pennsylvania send its congratulations and best wishes for many more years of safe driving to J. Earl Carman, Truck Driver of the Year.

POINT OF ORDER

Mr. BERGER. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman will state it.

Mr. BERGER. Mr. President, may I inquire whether Mr. Wade's resolution has been referred to committee?

The PRESIDENT. It has been referred to the Committee on Rules, Senator Berger.

PERMISSION TO ADDRESS SENATE

Mr. KESSLER asked and obtained unanimous consent to address the Senate.

Mr. KESSLER. Mr. President, regarding Senator Wade's resolution, most of us would not object to the exhibition room or meeting room which is being erected in the Department of Public Instruction today if some of the other services that the Department is to perform were not being curtailed.

I visited the Department of Public Instruction last week and saw the construction which was going on. I went to the teachers' certification room and was amazed to find about ten people there when, normally, I think they employ somewhere between twenty and thirty. I know that many teachers have been complaining because they cannot get their new certificates through the Department. The files in that room are so badly lighted that the girls who are working there can hardly see. Typewriters are so old that the lines jump and the girls have difficulty in typing a straight line.

Mr. President, if those conditions were corrected, then I think we might have money left to obtain some of the nicer things that we might like to have in the Department of Public Instruction. However, I do think that Senator Wade's resolution is in order and that probably an investigation should be made.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, I was delighted, indeed, to hear the response of the gentleman from York, Senator Seyler. I know Senator Seyler was very close to the last Administration and is still very close to the Superintendent of Public Instruction, Mr. Boehm.

Also, I appreciated very much the statement made by Senator Barr, the Democratic State Chairman, who is very close to the present Governor. We admire him for it.

I certainly hope that this austerity program, which the Governor has announced and which Senator Barr has espoused, will be carried completely and fully to its termination. I congratulate them on it.

I think every Member of this Senate appreciates that the allegations I made in the resolution and in the statement were preceded by a statement to the effect that I heard these rumors. At the completion of my speech, I said that they are allegations. I also said that I think it is the duty of this Body to immediately find out whether, at the summit of our educational program in Pennsylvania, we are spending sums like $100,000 for reconditioning and new equipment in the Superintendent's own private office and, then, another $100,000 in the three or four offices that he took over in order to make this elaborate setup. I think it is a very profound duty of this Body to find out whether or not that is correct. I am glad that Senator Barr, Senator Seyler and others agreed that that is necessary to be done at this time.

I read in the Pennsylvania Manual that the Education Building was authorized in 1929. It was completed and ready for occupancy in November 1931, which is only tyenty-seven years ago, last November. For such complete renovations and overhauling in offices which are that new, and of the most modern construction, it would certainly seem to me to be unnecessary and we should find out.

PERMISSION TO ADDRESS SENATE

Mr. MULLIN asked and obtained unanimous consent to address the Senate.

Mr. MULLIN. Mr. President, I did not know that the Senate felt it necessary or would feel it necessary to investigate rumors, especially rumors such as these. All that is necessary is a telephone call to the Department of Public Instruction where we probably could get all the information that is needed.

I think that could very easily be obtained anytime that the Members, particularly Senator Wade, would ask for it. I am sure we could have the information in very short order.

PERMISSION TO ADDRESS SENATE

Mr. SILVERT asked and obtained unanimous consent to address the Senate.

Mr. SILVERT. Mr. President, I should like to tell Senator Wade that I will never vote for any resolution or any bill which is based entirely on rumor.

PERMISSION TO ADDRESS SENATE

Mr. BERGER asked and obtained unanimous consent to address the Senate.

Mr. BERGER. Mr. President, if this concludes the remarks on this subject, I will have nothing to say. However, I want to point out that this resolution undoubtedly will receive consideration in committee and, no doubt, at some future date, it might form a subject for rather continued debate.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. ELLIOTT offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 16, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 23, 1959 at 3 o'clock P. M., E. S. T., and when the House of Representatives adjourns this week, it reconvene Tuesday, February 24, 1959, at 11 o'clock A. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth, which were laid on the table:

JUSTICE OF THE PEACE

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate G. Don Kepler, Box 1, Pine Grove Mills, Centre County, for appointment as Justice of the Peace in and for the Township of Ferguson, Centre County, to serve until the first Monday of January 1960, vice John W. Kepler, deceased.

DAVID L. LAWRENCE.

MEMBER OF THE STATE ART COMMISSION

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John J. McKee, 516 Sherman Avenue, Pittsburgh, Allegheny County, for reappointment as a member of the State Art Commission, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE COUNCIL OF CIVIL DEFENSE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the State Council of Civil Defense, until the third Tuesday of January 1963:

Maurice K. Goddard, Secretary of Forests and Waters, State College, Centre County.

Park H. Martin, Secretary of Highways, Pittsburgh, Allegheny County.

Charles L. Wilbar, Jr., Secretary of Health, Camp Hill, Cumberland County.

Ruth Grigg Horting, Secretary of Public Welfare, Lancaster, Lancaster County.

DAVID L. LAWRENCE.

MEMBER OF THE INDUSTRIAL BOARD

January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Agnes Collins, 270 Shadowlawn Avenue, Pittsburgh 16, Allegheny County, for reappointment as a member of the Industrial Board, until the third Tuesday of January 1963, and until her successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John Young, Jr., Box 74, Penn, Westmoreland County, for appointment as Justice of the Peace in and for the Borough of Penn, Westmoreland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Marshall L. Shirley, Box 76, Kinzua, Warren County, for appointment as Justice of the Peace in and for the Township of Kinzua, Warren County, to serve until the first Monday of January 1960, vice Harold F. Joy, deceased.

DAVID L. LAWRENCE.

ASSOCIATE JUDGE IN AND FOR THE COUNTY OF ELK

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Clyde A. Jack, 235 Main Street, Ridgway, Elk County, for appointment as Associate Judge in and for the County of Elk, until the first Monday of January 1960, vice Hon. Clark K. Dixon, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Carl M. Ruppert, R. D. 1, Gouldsboro, P. O. Thornhurst, Lackawanna County, for appointment as Justice of the Peace in and for the Township of Clifton, Lackawanna County, to serve until the first Monday of January 1960, vice Andrew C. Major, Sr., resigned.

DAVID L. LAWRENCE.

CALENDAR

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 60, entitled:

An Act amending the act March 10, 1949 (P. L. 30), entitled "Public School Code of 1949" authorizing the temporary investment of funds by certain school districts.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott.	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

APPROPRIATION BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 38, entitled:

A Supplement to the act approved the nineteenth day of July one thousand nine hundred fifty-seven (Appropriation Acts page 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Department of the Commonwealth . . ." by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred fifty-nine.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER. Mr. President, may we be at ease a moment?

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

Mr. BERGER. Mr. President, it was my understanding that Senator Stevenson was having amendments prepared for this bill, but now he has informed me—and I state this for the information of the Members of the Senate—that amendments are not necessary.

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The second section and title were read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

APPROPRIATION BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 39, entitled:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 41, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth . . ." deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REMAINING BILLS ON SECOND READING CALENDAR OVER IN ORDER

Mr. BERGER. Mr. President, we have a standing rule in the Senate that we will not run past 6:00 o'clock. However, we felt it necessary to pass these appropriation bills on second reading.

Due to the fact that there is nothing on the Second Reading Calendar that cannot go over in order, I, therefore, request that the following remaining bills on the Second Reading Calendar go over in their order:

Senate Bill No. 3, Printer's No. 3;
Senate Bill No. 26, Printer's No. 157;
Senate Bill No. 32, Printer's No. 158;
Senate Bill No. 44, Printer's No. 44;
Senate Bill No. 45, Printer's No. 45;
Senate Bill No. 74, Printer's No. 74;
House Bill No. 93, Printer's No. 13;
House Bill No. 95, Printer's No. 14;
House Bill No. 96, Printer's No. 15;
House Bill No. 100, Printer's No. 18;
Senate Bill No. 103, Printer's No. 231;
Senate Bill No. 120, Printer's No. 129;
House Bill No. 120, Printer's No. 19;
House Bill No. 123, Printer's No. 20;
Senate Bill No. 141, Printer's No. 150;
Senate Bill No. 149, Printer's No. 232;
Senate Bill No. 150, Printer's No. 162;
Senate Bill No. 151, Printer's No. 163;
Senate Bill No. 161, Printers No. 233;
Senate Bill No. 162, Printer's No. 174;
Senate Bill No. 170, Printer's No. 184;
Senate Bill No. 171, Printer's No. 185;
Senate Bill No. 172, Printer's No. 186;

Senate Bill No. 175, Printer's No. 189;
Senate Bill No. 180, Printer's No. 194;
Senate Bill No. 181, Printer's No. 195;
Senate Bill No. 182, Printer's No. 196;
Senate Bill No. 183, Printer's No. 197;
Senate Bill No. 184, Printers No. 198; and
Senate Bill No. 203, Printer's No. 217.

The PRESIDENT. Is there objection? The Chair hears none.

REMARKS CONCERNING ADDRESS IN COMMEMORATION OF THE BIRTHDAY OF ABRAHAM LINCOLN

Mr. STIEFEL. Mr. President, last week, I had no chance to submit a typewritten form of my speech on the occasion of the Lincoln Birthday Celebration. Therefore, I am now submitting it and I hope it will be spread upon the Legislative Journal.

Mr. President, I do owe an apology to Senator Kessler, which I wish to voice today in the presence of the Senate.

When the martyred President, Abraham Lincoln, traveled from Philadelphia to Harrisburg, he also stopped at Lancaster and delivered an impromptu speech from his train.

The PRESIDENT. The address of the gentleman from Philadelphia, Mr. Stiefel, will be spread upon the Journal.

ADDRESS DELIVERED BY THE HONORABLE ISRAEL STIEFEL BEFORE THE SENATE OF PENNSYLVANIA ON FEBRUARY 10, 1959

LINCOLN AND PENNSYLVANIA

Abraham Lincoln took pride in saying that his ancestors had come from Pennsylvania, and his friendly feeling toward our State was reciprocated by the support of Pennsylvania during the fateful years when the nation was being tested in the fires of Civil War. It was on Pennsylvania soil that Lincoln's ancestors settled before they yielded to the lure of the West—like their neighbors the Boones. Today, as we commemorate the sesquicentennial of the birth of the great martyr President, we take pride in calling attention to his Pennsylvania ancestry, to his visits to Pennsylvania, and to the support which our State gave him in preserving the Union.

Mordecai Lincoln, the great-great-grandfather of President Abraham Lincoln, came to Pennsylvania with his brother Abraham about 1720. Born in Massachusetts, the two brothers had come to New Jersey before 1714, and settled at or near Middletown, Monmouth County. In 1720 Mordecai Lincoln moved to Chester County, Pennsylvania, and about 1728 he moved to Berks County, where he was a neighbor of Squire Boone, the father of Daniel Boone. Mordecai Lincoln was a respected citizen of Berks County. In May, 1728, the Provincial government made him one of the commissioners for the defense of that area against the Indians, and he also served as a justice of the peace and inspector of roads.

Mordecai's eldest son John Lincoln, the President's great-grandfather, was born in New Jersey in 1716. He was a weaver by trade. John Lincoln sold what remained of the Lincoln lands in New Jersey, and bought more land in Berks and Lancaster counties. His son Abraham Lincoln, the President's grandfather, was born in 1744 in Berks County. The family then seemed well established in Pennsylvania, but sometime in the 1760's John Lincoln moved his family to the Shenandoah Valley of Virginia, the first of the moves which carried the Lincolns to Kentucky and Illinois.

But the Lincoln name did not disappear in Pennsylvania. Others of Mordecai's children remained, and there were still Lincoln's distant cousins, living in Pennsylvania when Abraham Lincoln was in the White House. President Lincoln remained fully conscious of his Pennsylvania heritage and connections.

Lincoln's associations with the Keystone State, however, go much deeper than this connection through his ancestors. In February, 1861, while the ship of state was drifting upon the rocks of secession and civil conflict, President-elect Lincoln set out from Springfield on his way to Washington. To reassure the people and to convince them that the breakup of the nation could and should be averted, Lincoln made a speaking tour of the loyal states, a tour which included several cities in Pennsylvania. Speaking at Pittsburgh on February 15th, he pointed out the artificial nature of the crisis, since there was nothing in his program which could justify the course which the Southerners were following. His advice was "to keep cool." "Let the people on both sides of the line keep their self-possession," and the crisis would be over. From Pittsburgh President-elect Lincoln traveled to Cleveland, Ohio, then through New York and New Jersey, and re-entered Pennsylvania on February 21st at Philadelphia, the city of the Declaration of Independence and the Constitution. On Washington's Birthday, speaking in Independence Hall, he gave new and timely meaning to the Declaration of Independence, saying that it "gave promise that in due time the weights would be lifted from the shoulders of all men, and that all should have an equal chance"—that it "gave liberty not alone to the people of this country, but to all the world, for all future time."

The same day, February 22nd, Lincoln went on to Harrisburg where he heard the great Pennsylvania War Governor, Andrew G. Curtin, pledge the support of the Commonwealth to the defense of the Union. In his reply Lincoln stressed his faith in the strength and wisdom of the American people: "I feel that, under God, in the strength of the arms and the wisdom of the heads of these masses, after all, must be my support." At six o'clock in the evening, Lincoln left a banquet given in his honor, boarded the train for Washington, and departed to fulfill his magnificent destiny as the savior of the American nation.

It was just ninety-eight years ago, on February 15th, February 21st and February 22nd, that Abraham Lincoln made these visits to Pittsburgh, Philadelphia, and Harrisburg, where he expressed great ideas which were to guide him during the years when he strove mightily to hold the nation together, always with Pennsylvania's support and backing. Those are dates to be remembered as the anniversaries of Abraham Lincoln's coming home to Pennsylvania, when he renewed his close ties with the State from which his ancestors had come.

Several times during the war years he returned to speak and to draw upon the rich store of faith and confidence in the hearts of Pennsylvanians. Everyone knows of the great occasion at Gettysburg on November 19, 1863, when the national cemetery was dedicated at the place where the greatest battle of the war had been

fought in the first days of July. He was not the principal speaker, but was invited to make a "few appropriate remarks." These remarks were an immortal and classic expression of American democratic ideals which can never become tedious through repetition.

Again while General Grant was hammering his way toward Richmond in a campaign which was taking bloody toll of human life, and while Lincoln himself faced a dubious prospect in his second campaign for the Presidency, the President came back to Pennsylvania to speak and to benefit by the rich store of patriotic faith in the hearts of her citizens. Speaking in Philadelphia on June 16, 1864, at a "Sanitary Fair" held by the prototype of the modern Red Cross, he called attention to the importance of voluntary organizations in the care of sick and wounded soldiers and said they proved that "The national spirit of patriotism is even firmer and stronger than at the commencement of the war." This last visit of Lincoln in life to Pennsylvania took place just ninety-five years ago this coming June, another date to be remembered.

The end of the war was actually not far distant; Appomattox and the end of Southern resistance came in ten months. But the joy of victory was soon changed to mourning for the martyr President, victim of an assassin's bullet. In death Abraham Lincoln passed through Pennsylvania for the last time. Late in April, 1865, the funeral train carrying his body came to Harrisburg and Philadelphia on the last journey home to Springfield, Illinois. On April 22, 1865, Lincoln's body lay in state in Independence Hall while more than 85,000 people filed past to pay their last respects. The people of Pennsylvania mourned him then as sincerely as they had welcomed him on other occasions.

Pennsylvania's support of Lincoln's work in saving the Union took very tangible form during the years of the war. On the eve of the conflict the General Assembly had passed resolutions on January 24, 1861, calling upon the Federal Government to maintain its authority and pledging "the faith and power of Pennsylvania . . . to the support of such measures, in any manner and to any extent that may be required of her." On April 18th, after the attack on Fort Sumter had begun the war, the General Assembly by an unanimous vote pledged "the faith, credit, and resources of the State, in both men and money," to the defense of the Union.

Pennsylvania was quick in keeping the promise of its elected representatives. President Lincoln had called for 75,000 volunteers on April 15th, giving Pennsylvania a quota of fourteen regiments, but the popular response in the Commonwealth was so enthusiastic that there were enough men for twenty-five regiments. Local militia companies immediately offered their aid to the Federal Government; five of these companies reached Washington on April 18th to defend the capital. These companies from Reading, Pottsville, Lewistown, and Allentown won the proud title of the "First Defenders."

During the war, Pennsylvania contributed 362,284 men for the Union Army and more than 14,000 men to the Navy, in addition to marines and to milita serving when the State was invaded. To train the Pennsylvania recruits, Camp Curtin was established on the outskirts of Harrisburg, and after the training of the original volunteers, the Federal Government took it over for the rest of the war. Three hundred thousand Union soldiers passed through Camp Curtin while the war continued, and it was also a supply depot, a hospital, and a prisoner's detention camp. There were other camps at Easton, West Chester, Philadelphia, Chambersburg, and Pittsburgh.

Pennsylvania supplied not only men, but leaders. Some of the outstanding officers of the Union Army were Pennsylvanians, including McClellan, Meade, Reynolds, Hancock, and McClure—in all, two commanders-in-chief, twelve major-generals, and forty-eight brigadier-generals. To naval leadership, the state gave Admiral David Porter, who opened the Mississippi, and three Rear-Admirals, Stewart, Dahlgren, and Godon.

Winning the war, however, was not merely a matter of military and naval engagements; it involved the problems of production, transportation, and civilian morale and leadership. Pennsylvania's contributions in these fields were of great significance. Her industrial development, engineering enterprise, and natural resources had largely helped to increase the relative strength and importance of the North before the war, and to provide better transportation facilities. Now the full industrial power of the State was devoted to the Union cause, and its recently developed railroad system, its great iron and steel industry, and its agricultural wealth were major factors in the national war effort. The famous Cramp shipyards of Philadelphia, and other shipbuilders, contributed to naval strength and the marine supply system. At Pittsburgh the Port Pitt foundry turned out a vast supply of cannon, siege mortars, and other ordnance; while in Philadelphia two firms manufactured cannon, rifles, pistols, swords, and other army supplies. Six large ironworks were established in Pittsburgh in one year, and production increased similarly throughout the State.

Today, among the many proud traditions of the Keystone State, none are remembered and cherished more highly than those associated with Abraham Lincoln, son of Kentucky and Illinois, but also—through his forefathers—a son of Pennsylvania. We remember with pride the support given him by Pennsylvanians on the battlefields, on the farms, and in the factories. We honor the recollection of his several visits to the Keystone State. Mementoes of Lincoln in Pennsylvania are numerous, from the Lincoln country of Berks County whence his ancestors came, to Gettysburg where he delivered his immortal address. Even Independence Hall, Pennsylvania's first State House and the birthplace of the Declaration of Independence and the Federal Constitution, takes an added significance from the fact that Abraham Lincoln spoke there on the eve of assuming the Presidency, and lay there in state as a martyr to the Union which had been created within its walls.

BILL INTRODUCED AND REFERRED

Mr. KESSLER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. KESSLER, BLASS and ELLIOTT read in place and presented to the Chair Senate Bill No. 261, entitled:

An Act amending the act of April 27, 1927 (P. L. 465), entitled, as amended, "Fire Safety Building Regulation

Law," providing exemptions from certain provisions of the act.

Which was committed to the Committee on Local Government.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, February 17, 1959, at 12:00 o'clock, M., Eastern Standard Time.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:13 o'clock, p. m., Eastern Standard Time, until Tuesday, February 17, 1959, at 12:00 o'clock, M., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, February 16, 1959.

The House met at 4:30 p. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Almighty God, our Father, we recognize Thy presence in all of life. From the dawn of the early morning hour to the darkness of the midnight hour, we are aware of Thy nearness.

So, in the quiet of this assembly we call upon Thy name. We invoke Thy divine blessing upon this House of Representatives. We pray that Thy Omnipotent Hand may rest upon each one of us.

In each hour of decision, O God, remind us to call upon Thee for the guidance, the help, and the strength which Thou hast to give. Fill us with Thy counsel and might; and point our feet in Thy way of righteousness.

This we ask in the name of the Lord Jesus Christ, Who gave Himself in order that we might live. In His blessed name we pray. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, February 9 and Tuesday, February 10, 1959? If not, and without objection, the Journals are approved.

BILLS INTRODUCED AND REFERRED

By Mr. A. J. MURPHY. HOUSE BILL No. 326.

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149), exempting from the tax liquid fuels used by or sold and delivered to political subdivisions for use for municipal purposes.

Referred to the Committee on Ways and Means.

By Mr. A. J. MURPHY. HOUSE BILL No. 327.

An Act amending the "Urban Redevelopment Law," approved May 24, 1945 (P. L. 991), extending the provisions of the act to include boroughs.

Referred to the Committee on Boroughs.

By Messrs. DOWN and WILLARD. HOUSE BILL No. 328.

An Act amending the act of March 22, 1907 (P. L. 31), entitled "An act to provide for the assignment of counsel in murder cases, and for the allowance of expenses and compensation in such cases," providing in certain counties for the assignment, expenses and compensation of counsel in felony cases other than murder and in misdemeanor cases.

Referred to the Committee on Judiciary.

By Messrs. DOWN and CIOFFI. HOUSE BILL No. 329.

An Act providing for leaves of absence for employes who are called to engage in temporary military training as a reserve member of the armed forces of the United States, or as a member of the Pennsylvania National Guard.

Referred to the Committee on Labor Relations.

By Mr. AUKER. HOUSE BILL No. 330.

An Act amending "The Support Law," approved June 24, 1937 (P. L. 2045), changing liability for support between parents and children in certain cases.

Referred to the Committee on Welfare.

By Mr. AUKER. HOUSE BILL No. 331.

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania excluding taxes upon the transfer of property from a decedent from requirement of uniformity.

Referred to the Committee on Judiciary.

By Mr. AUKER. HOUSE BILL No. 332.

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921 (P. L. 682), changing the provisions relating to claims and defenses with reference to certain health and accident policies.

Referred to the Committee on Insurance.

By Mr. STANK, Mrs. DONAHUE and Messrs. BALTHASER and ISAACS. HOUSE BILL No. 333.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) increasing jurisdiction of aldermen and justices of the peace in civil actions arising from use of vehicles.

Referred to the Committee on Judiciary.

By Messrs. FRANK and BONNER. HOUSE BILL No. 334.

An Act fixing the salaries of mayors and city councilmen.

Referred to the Committee on Municipal Corporations.

By Messrs. BONNER, FRANK, KEE and PRICE, Jr. HOUSE BILL No. 335.

An Act regulating and prescribing the working hours and vacation periods of police officers employed by any county, city, except Philadelphia, borough, town or township having a regular police force.

Referred to the Committee on Municipal Corporations.

By Messrs. KEE and COMER. HOUSE BILL No. 336.

An Act requiring the approval of the electorate prior to the construction, erection or purchase of public housing projects.

Referred to the Committee on Public Health and Sanitation.

By Messrs. LUTTY, COOPER, LEONARD and DONALDSON. HOUSE BILL No. 337.

An Act amending the "Banking Code," approved May 15, 1933 (P. L. 624), by permitting banks and bank and trust companies to invest to a limited extent in the shares of small business investment companies.

Referred to the Committee on Rules.

By Mr. FOX. HOUSE BILL No. 338.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103) changing provisions relating to compensation of special school police.

Referred to the Committee on Education.

By Messrs. MULDOWNEY, FRASCELLA and ARLENE. HOUSE BILL No. 339.

An Act providing for a referendum to determine the will of the electorate in regard to the conducting the daily lotteries and pools within the State and the using of the proceeds for educational purposes.

Referred to the Commtittee on Rules.

By Mr. AUKER. HOUSE BILL No. 340.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), changing the powers and duties of the Department of Welfare, the Commissioner of Mental Health and the boards of trustees of the several State mental institutions and juvenile delinquent institutions.

Referred to the Committee on Welfare.

By Messrs. WESCOTT, WHEELER, Jr., CURWOOD and STROUP. HOUSE BILL No. 341.

An Act amending the "State Highway Law," approved June 1, 1945 (P. L. 1242), requiring the department to designate or lay out detours over the shortest available route on existing public highways.

Referred to the Committee on Highways.

By Messrs. MUSTO, MEHOLCHICK, WARGO and BONNER. HOUSE BILL No. 342.

An Act creating an Anthracite Mine Law for the purpose of making a study and investigation of all laws relating to anthracite coal mines, and the preparation of a modern code relating thereto; and making an appropriation.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. J. J. MURRAY, MILLS, MAXWELL and P. J. MURPHY. HOUSE BILL No. 343.

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90), prohibiting the advertisement or labeling of alcoholic beverages as whiskey unless the contents are four years of age or older.

Referred to the Committee on Liquor Control.

By Mr. LIPPINCOTT, Mrs. VARALLO and Messrs. ISAACS and ODORISIO. HOUSE BILL No. 344.

An Act making an appropriation to the Elwyn Training School at Elwyn in the county of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school.

Referred to the Committee on Appropriations.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 345.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), authorizing the annexation of certain territory in a township, which territory is contiguous to and owned by the borough.

Referred to the Committee on Boroughs.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 346.

An Act providing for the relocation of certain utility facilities owned by political subdivisions to accommodate Federal-aid highway projects for certain powers and duties of the Secretary of Highways relating thereto, ***.

Referred to the Committee on Highways.

By Messrs. P. G. MURRAY, WILT, WHEELER and HAMILTON. HOUSE BILL No. 347.

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), providing a method of computing the pensions of certain employes.

Referred to the Committee on Cities—Third Class.

By Messrs. P. G. MURRAY, WILT, WHEELER and HAMILTON. HOUSE BILL No. 348.

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), changing the basis for pensions.

Referred to the Committee on Cities—Third Class.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 349.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), increasing the mileage allowance for county officers to meetings of their state associations.

Referred to the Committee on Counties.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 350.

An Act amending "The Borough Code,' approved May 4, 1927 (P. L. 519), increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

Referred to the Committee on Boroughs.

By Messrs. P. G. MURRAY, WILT, WHEELER and HAMILTON. HOUSE BILL No. 351.

An Act amending the "State Highway Law" of June 1, 1945 (P. L. 1242), providing for payment by the Commonwealth of damages occasioned by a change of width, lines or grades of streets designated as State highways in cities of the second class A and third class.

Referred to the Committee on Highways.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 352.

An Act amending "The First Class Township Code," approved June 24, 1931 (P. L. 1206), increasing the mileage allowance for delegates to meetings of State associations of township officers.

Referred to the Committee on Townships.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 353.

An Act amending the Act of June 15, 1951 (P. L. 586), entitled "An act regulating the suspension, removal, furloughing and reinstatement of police officers in boroughs and townships of the first class having police forces of less than three members, and in townships of the second class," excepting certain probationary appointees from suspension and removal provisions.

Referred to the Committee on Municipal Corporations.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 354.

An Act amending the "Municipal Borrowing Law" approved June 25, 1941 (P. L. 159) authorizing certain

political subdivisions to borrow money for capital expenditures for improvements and equipment without the issuance of bonds.

Referred to the Committee on Municipal Corporations.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 355.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), changing the amount of dues which may be paid by the township to the State Association of Township Supervisors.

Referred to the Committee on Rules.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 356.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), further providing for the erection of traffic signs, signals and markings by local authorities.

Referred to the Committee on Highways.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 357.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), providing that only elective township officers must be electors of the township in order to be eligible.

Referred to the Committee on Townships.

By Messrs. HAMILTON, WHEELER, WESCOTT and WILT. HOUSE BILL No. 358.

An Act amending "The First Class Township Code," approved June 24, 1931 (P. L. 1206), providing for the acquisition, maintenance and enlargement by the township of certain sewage collection or disposal systems.

Referred to the Committee on Townships.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 359.

An Act amending the "Uurban Redevelopment Law," approved May 24, 1945 (P. L. 991), extending the provisions of the act to include boroughs.

Referred to the Committee on Boroughs.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 360.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) providing a method for the collection of charges imposed by a borough for the care and removal of garbage and refuse material.

Referred to the Committee on Boroughs.

By Messrs. WESCOTT, WILT, WHEELER and HAMILTON. HOUSE BILL No. 361.

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) changing provisions concerning protests to proposed changes in zoning.

Referred to the Committee on Boroughs.

By Mr. HELM, Mrs. PASHLEY, Mrs. VARALLO and Mrs. B. Z. MILLER. HOUSE BILL No. 362.

An Act amending the "Statutory Construction Act" of May 28, 1937 (P. L. 1019), defining "drugless physician."

Referred to the Committee on Professional Licensure.

By Messrs. HAMILTON, STONE and DONALDSON. HOUSE BILL No. 363.

A Joint Resolution proposing an amendment to article three, section eighteen of the Constitution of the Commonwealth of Pennsylvania, permitting appropriations to be made to students.

Referred to the Committee on Education.

By Messrs. FARABAUGH, ROVANSEK and KORNS. HOUSE BILL No. 364.

An Act amending the act of July 21, 1941 (P. L. 425), entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses, ***" increasing the compensation of witnesses.

Referred to the Committee on Judiciary.

By Messrs. HELM, STONE and GUTHRIE. HOUSE BILL No. 365.

An Act amending the "Motor Vehicle Sales Finance Act," approved June 28, 1947 (P. L. 1110), excluding motorcycles and certain bicycles, scooters and toy automobiles from the act.

Referred to the Committee on Motor Vehicles.

By Mr. REIDENBACH, Mrs. MARKLEY, Messrs. BONNER and STRAUSSER. HOUSE BILL No. 366.

An Act amending the act of March 10, 1949, (P. L. 30) entitled "An act relating to the public school system, etc., . . ." by providing for additional increments for professional employes having thirty years of public school service.

Referred to the Committee on Education.

By Messrs. SCHWARTZ, STROUP, LIPPINCOTT and McCORMACK. HOUSE BILL No. 367.

An Act amending the act of July 21, 1941 (P. L. 425), entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses, ***" increasing the compensation of witnesses.

Referred to the Committee on Judiciary.

By Messrs. FARABAUGH, ROVANSEK and KORNS. HOUSE BILL No. 368.

An Act amending the act of May 22, 1933 (P. L. 851), entitled "An act fixing the pay and mileage of jurors and and witnesses," increasing the compensation of jurors.

Referred to the Committee on Judiciary.

By Messrs. RENWICK and MUSTO. HOUSE BILL No. 369.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing boards of school directors to arrange, with the authorities conducting private or parochial schools in their districts, to furnish transportation to pupils attending such schools ***.

Referred to the Committee on Education.

By Mrs. MUNLEY and Mrs. MARKLEY. HOUSE BILL No. 370.

An Act providing group hospitalization contracts and benefits for State employes, the cost thereof to be divided between the Commonwealth and such employes, and re-

quiring the Executive Board to enter into the necessary contracts for such purpose.

Referred to the Committee on State Government.

By Messrs. O'NEIL, SULLIVAN, WELSH and GALLAGHER. HOUSE BILL No. 371.

An Act requiring employers who pay employes by check or draft to provide certain facilities for the cashing thereof.

Referred to the Committee on Labor Relations.

By Messrs. WELSH and LUIGARD. HOUSE BILL No. 372.

An Act amending the "Liquor Code" of April 12, 1951 (P. L. 90), eliminating residence requirements for individuals, partnerships and associations and for officers, directors and stockholders of corporations that may be licensed as malt and brewed beverage manufacturers and requiring stockholders to be citizens.

Referred to the Committee on Rules.

By Messrs. J. J. MURRAY and SHUSTER. HOUSE BILL No. 373.

An Act amending the "Liquor Code" of April 12, 1951 (P. L. 90), regulating the size of containers for malt and brewed beverages.

Referred to the Committee on Liquor Control.

By Messrs. STROUP and STRAUSSER. HOUSE BILL No. 374.

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225) requiring red or yellow markings on the backs of hunters.

Referred to the Committee on Game and Conservation.

By Messrs. STROUP, STRAUSSER and SNARE. HOUSE BILL No. 375.

An Act amending the act of May 31, 1947 (P. L. 377), entitled "A supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled 'An act establishing a State employes' retirement system, * * *,'" providing for credit for time spent by an employe of the Commonwealth of Pennsylvania as an employe of the United States Government.

Referred to the Committee on State Government.

By Messrs. STROUP, STRAUSSER and SNARE. HOUSE BILL No. 376.

An Act amending the "Public School Employes Retirement Law," approved July 18, 1917 (P. L. 1043), permitting employes to make up back payments to the retirement system from the time they enter school service, and securing to such employes the full benefits of the retirement system from the time they enter school service.

Referred to the Committee on Education.

By Messrs. P. E. PERRY, GELFAND and STEWART. HOUSE BILL No. 377.

An Act amending the "Pennsylvania Turnpike Delaware River Extension Act," approved May 23, 1951 (P. L. 335), increasing the compensation of viewers.

Referred to the Committee on State Government.

By Messrs. J. J. MURRAY and SCHUSTER. HOUSE BILL No. 378.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90) requiring the aging of malt and brewed beverages before sale or marketing.

Referred to the Committee on Liquor Control.

By Messrs. GOLDSTEIN, J. J. MURRAY and WILT. HOUSE BILL No. 379.

An Act amending 'The Vehicle Code," approved May 1, 1929 (P. L. 905) making persons over sixteen years of age subject to the penal provisions of the act.

Referred to the Committee on Judiciary.

By Messrs. O'NEIL, SULLIVAN and GALLAGHER. HOUSE BILL No. 380.

An Act regulating the payment of wages or compensation for labor or services in certain private employments; * * *.

Referred to the Committee on Labor Relations.

By Messrs. BUCHANAN, STONER, DAVIS and Mrs. REIBMAN. HOUSE BILL No. 381.

A Supplement to the "State Employes' Retirement Law," approved June 27, 1923 (P. L. 858), permitting contributors to obtain credits for service while on leave under certain conditions.

Referred to the Committee on State Government.

By Messrs. McLAUGHLIN and CLARKE. HOUSE BILL No. 382.

An Act permitting the completion of baseball games in cities of the second class notwithstanding provisions to the contrary.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Mr. McLAUGHLIN (By Request). HOUSE BILL No. 383.

An Act adopting the song "My Beloved Pennsylvania," written and composed by David Lincoln Cershel, as the official song of the Commonwealth of Pennsylvania.

Referred to the Committee on State Government.

By Messrs. McKEEVER, COMER and P. J. MURPHY. HOUSE BILL No. 384.

An Act providing for the payment of salary, wages, medical and hospital expenses of full-time employes who, for one year or more, have been employed by the Commonwealth who are injured in the performance of their duty.

Referred to the Committee on State Government.

By Mr. SCHWARTZ and Mrs. MARKLEY. HOUSE BILL No. 385.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), changing the provisions relating to sick leaves for certain State employes.

Referred to the Committee on State Government.

By Messrs. FRASCELLA and HEAVEY. HOUSE BILL No. 386.

An Act amending "The Vehicle Code," approved May

1, 1929 (P. L. 905), imposing regulations upon certain persons performing the service of securing registration places for others and providing penalties.

Referred to the Committee on Motor Vehicles.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 387.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) extending the time for notifying the department for correcting names and addresses on vehicle registration cards and changing penalties.

Referred to the Committee on Motor Vehicles.

By Messrs. DEVLIN, FILO, DONALDSON and WILT. HOUSE BILL No. 388.

A Supplement to the "State Employes' Retirement Law" approved June 27, 1923 (P. L. 858) authorizing certification of periods of State employment and transfer of contingent and State annuity reserves and accumulated deductions from the State Employes Retirement System to the retirement systems of counties of the second class.

Referred to the Committee on State Government.

By Messrs. McLAUGHLIN, WALSH, DONALDSON and WILT. HOUSE BILL No. 389.

An Act amending the "Veterans Preference Act of 1957," approved July 8, 1957 (P. L. 557), excepting second class county employees from provisions relating to option retirement contribution rights.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Mr. KOVOLENKO, Mrs. ANDERSON, Messrs. P. J. O'DONNELL and FULMER. HOUSE BILL No. 390.

An Act making an appropriation to the State Veterans' Commission for the purpose of providing assistance to needy veterans and their dependents.

Referred to the Committee on Appropriations.

By Messrs. J. J. MURRAY, CURWOOD and WILT. HOUSE BILL No. 391.

An Act amending the act of May 29, 1956 (P. L. 1804), entitled "An act providing for the establishment of police pension funds or pension annuities in certain boroughs, towns and townships, ***," extending the provisions of the act to certain additional political subdivisions.

Referred to the Committee on Municipal Corporations.

By Messrs. CURWOOD, BRETH and TOMPKINS. HOUSE BILL No. 392.

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448), regulating fishing in waters impounded by the Commonwealth, political subdivisions or authorities for water supply purposes.

Referred to the Committee on Fisheries.

By Mr. STEVENS. HOUSE BILL No. 393.

An Act providing that certain county highways, bridges, viaducts and approaches thereto shall be periodically established as State highways.

Referred to the Committee on Highways.

By Messrs. AGNEW, McLAUGHLIN, WALSH and GIBB. HOUSE BILL No. 394.

An Act amending the "State Employes' Retirement Law," approved June 27, 1923 (P. L. 858), excepting employes of county health departments in counties of the second class from the act.

Referred to the Committee on State Government.

By Messrs. PETROSKY and SAKULSKY. HOUSE BILL No. 395.

An Act amending the "Banking Code," approved May 15, 1933 (P. L. 624), limiting the establishment and maintenance of branch banks.

Referred to the Committee on Banking and Building and Loan Associations.

By Mr. PETROSKY. HOUSE BILL No. 396.

An Act relating to the practice of public accountancy; providing for the licensing of public accountants, and for the revocation and suspension of such licenses subject to reinstatement or appeals; ***.

Referred to the Committee on Professional Licensure.

By Messrs. REIDENBACH, TAYLOR, POLASKI and A. M. LEE. HOUSE BILL No. 397.

An Act establishing a State Enforcement Officers Retirement System; providing for payments upon retirement, death, disability, involuntary retirement and payments of certain medical expenses from the State Employes' Retirement Fund under the administration of the State Employes' Retirement Board; providing for contributions by employes to whom the act applies; ***.

Referred to the Committee on State Government.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. FRANK, Mrs. REIBMAN, Messrs. PRENDERGAST and CROSSIN. RESOLUTION No. 23.

In the House of Representatives, February 9, 1959.

It is well recognized in government and business that many of our railroads are in financial difficulties due to loss of revenue and increased costs of operations.

In the past, a profitable source of revenue for the railroads was the passenger accommodations and service they offered to the public, and upon which the public so heavily relied for their transportation. The wide use of the private automobile and the acceptance of the airplane as a means of swift and safe travel have cut deeply into the passenger business and have forced the railroad in many instances to operate this facility at a heavy loss.

Anyone who recalls the great contribution the railroads made to the expansion and development of our country knows what a vital part they played in the growth of our Nation. Anyone who has an eye for the future can readily visualize the even more important role our railroads will fill in the days to come.

In 1958 the Lehigh Valley Railroad, after a long period of service to the people of Pennsylvania and the eastern seaboard, requested that it be relieved of providing passenger service to the area in which it operates. This will cause, even in the light of the increased use of other means of transportation, a serious problem for many people who rely upon the railroad for their means of travel.

As a public utility, the railroads have enjoyed and will continue to enjoy certain privileges and immunities. At the same time certain duties are imposed on railroads—duties as a public utility they have an obligation to fulfill. Other railroads, faced with the same situation as now confronts the Lehigh Valley Railroad, have by a study

and change in their method of operation, been able to cope with the problem of a deficit return on passenger service. A continued study and effort on the part of the Lehigh Valley Railroad should result in a solution to their financial difficulties; therefore be it

Resolved, That this House of Representatives hereby urge that the Lehigh Valley Railroad reconsider its position regarding the discontinuance of its passenger service, and make further efforts to make available to the citizens of this Commonwealth and elsewhere this needed service in transportation facilities; and be it further

Resolved, That copies of this resolution be forwarded by the Chief Clerk of the House of Representatives to the members of the Board of Directors of the Lehigh Valley Railroad.

Referred to the Committee on Rules.

By Mrs. B. Z. MILLER, Messrs. KEE, STEWART and A. M. LEE. (Concurrent) RESOLUTION No. 24.

In the House of Representatives, February 10, 1959.

Whereas, There is and has existed for many years great disparities in the populations of various wards in the City of Philadelphia, and

Whereas, The continuation of this situation is expensive, unwieldy and results in hundreds of thousands of qualified electors of both political parties being grossly over-represented or under-represented in the City Committees of their respective parties, and

Whereas, Figures on the next decennial census will be available prior to the next Session of the General Assembly in 1961, and

Whereas, Equitable, sensible ward realignment should be effected at that time in coordination with councilmanic and representative reapportionment then due; therefore be it

Resolved (the Senate concurring), That there is hereby created a ward realignment Advisory Commission to be composed of ten (10) qualified electors, citizens and residents of the City and County of Philadelphia, five (5) to be appointed by the Speaker of the House and five (5) to be appointed by the President Pro Tempore of the Senate who shall select from among their number a Chairman with authority to fix each such meetings and hearings as may be deemed meet and said Commission shall inquire into realignment of the wards in the City and County of Philadelphia and shall submit a report to the 1961 Session of the General Assembly of the Commonwealth of Pennsylvania together with their recommendations and proposed legislation, if any.

Referred to the Committee on Rules.

By Mr. DAVIS. RESOLUTION (Not Printed)

In the House of Representatives, February 10, 1959.

Miss Janet Kiehl, Marienville, R. D., Pennsylvania, has recently been crowned the State Cherry Pie Queen. Janet, a pretty seventeen year old blonde, who is a student at East Forest Joint High School, in Forest County, recently attained this signal honor in State-wide competition held in York, Pennsylvania. She thereby earned for herself the right to represent the Commonwealth of Pennsylvania in the National Cherry Pie Baking Contest to be held on February 18, 1959.

The cooking prowess and good citizenship of Miss Kiehl are indeed worthy of note and she has proven herself to be well entitled to the respect and admiration of us all; therefore be it

Resolved, That the House of Representatives hereby extends its most hearty congratulations to Miss Janet Kiehl, Marienville, R. D., Pennsylvania, upon being crowned the State Cherry Pie Baking Queen and wishes her the very best of luck in her quest to attain the National Cherry Pie Baking title; and be it further

Resolved, That a copy of this resolution be transmitted to Miss Janet Kiehl, Marienville, Pennsylvania.

Referred to the Committee on Rules.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 82

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 82, Printer's No. 32, entitled "An Act amending the act of July 7, 1955 (P. L. 258) entitled 'An act providing for anthracite mine drainage contingent on Federal aid and making an appropriation' extending the provisions of the act to cover emergency flood instances and the operation and maintenance of pumping and other mine drainage facilities."

DAVID L. LAWRENCE.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 69, 72, 76, 124, 126, 127, 128, and 145.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. GARLOCK for the week because of illness.

Mrs. Varallo for Mr. MORAN.

Mrs. Varallo for Mr. G. E. JONES for the week because of illness.

REPORTS FROM COMMITTEE

Mr. DEVLIN from the Committee on Rules, reported as committed, House Bill No. 141, entitled:

An Act imposing liability upon parents for the tortious acts of children under eighteen years of age, setting forth limitations, and providing procedure for recovery.

Mr. DOUGHERTY from the Committee on Rules, reported as committed, House Bill No. 260, entitled:

An Act creating and establishing the Legislative Budget and Finance Committee; providing for its membership; prescribing its powers, functions and duties; * * *.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 75, entitled:

An Act amending the act of June 28, 1895 (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' * * * providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns * * * within this Commonwealth" providing for the audit of certain funds by the auditors or controller of certain political subdivisions.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 76, entitled:

An Act amending "The Fiscal Code" approved April 9, 1929 (P. L. 343) providing that the Department of the Auditor General shall not audit the accounts and records of organizations receiving money from the Fire Insurance Tax Fund.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 135, entitled:

An Act providing that in actions of trespass founded upon negligence the contributory negligence of a plaintiff shall not bar recovery unless such contributory negligence is a proximate cause of his injury.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 117, entitled:

An Act amending the "State Employes' Retirement Law" of June 27, 1923 (P. L. 858) defining employes of redevelopment authorities as State employes.

And said bill having been read at length the second time, and agreed to,

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 126, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) empowering borough council to prohibit or regulate the keeping of livestock and fowl.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. LIGHT. Mr. Speaker, I move that this bill be recommitted to the Committee on Boroughs.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 163, entitled:

An Act amending the "Public Utility Law" approved May 28, 1937 (P. L. 1053) excluding buses owned by or under contract with school districts private or parochial schools for the transportation of school children and chaperons from the definition of common carrier by motor vehicle and contract carrier by motor vehicle in certain cases.

The first section was read.

On the question,

Will the House agree to the section?

Mr. A. J. MURPHY offered the following amendments:

Amend Sec. 1 (Sec. 2), page 5, lines 3 and 4, by striking out "along with chaperons."

Amend Sec. 1 (Sec. 2), page 5, line 5, by inserting after "spectators" together with chaperons who might accompany them as designated by the board of school directors not exceeding five in number.

Amend Sec. 1 (Sec. 2), page 5, line 8, by striking out "along with chaperons."

Amend Sec. 1 (Sec. 2), page 5, line 10, by inserting after "spectators" together with chaperons who might accompany them as designated by the board of school directors not exceeding five in number.

Amend Sec. 1 (Sec. 2), page 5, line 10, by striking out "along with chaperons."

Amend Sec. 1, (Sec. 2), page 7, lines 7 and 8, by striking out "along with chaperons."

Amend Sec. 1 (Sec. 2), page 7, line 9, by inserting after "spectators" together with chaperons who might accompany them as designated by the board of school districts not exceeding five in number.

Amend Sec. 1 (Sec. 2), page 7, line 12, by striking out "along with chaperons."

Amend Sec. 1 (Sec. 2), page 7, line 14, by inserting after "spectators" together with chaperons who might accompany them as designated by the board of school directors not exceeding five in number.

Amend Sec. 1 (Sec. 2), page 7, line 14, by striking out "along with chaperons."

They were agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 199, entitled:

An Act amending the "Skimmed Milk Law" approved June 29, 1923 (P. L. 929) removing certain limitations.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 201, entitled:

An Act amending "The Pennsylvania Seed Act of 1947,, approved June 5, 1947 (P. L. 426) including the words "nursery crops" in the definition of "agricultural seeds" adding and removing certain packaging and labeling requirements and granting additional powers to the department.

The first section was read.

On the question,

Will the House agree to the section?

Mr. McCANN offered the following amendment:

Amend Sec. 1 (Sec. 3), page 5, line 7 by inserting after "pesticide" "or any poisonous material".

It was agreed to.

The section was agreed to as amended.

The second section and title were searately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILLS ON SECOND READING POSTPONED

Mr. WHEELER. Mr. Speaker, I call up on page 3 of today's calendar, bills on second reading postponed, House Bill No. 124.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. WHEELER.

The House resumed the consideration on second reading of House Bill No. 124, entitled:

An Act amending "The Fourth to Eighth Class County Assessment Law" approved May 21, 1943 (P. L. 571) further regulating the assessment of persons and occupations and the use of such assessments by taxing districts.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. WHEELER. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties for the purpose of further study.

The motion was agreed to.

Mr. WHEELER. Mr. Speaker, I call up on page 3 of today's calendar, bills on second reading postponed, House Bill No. 125.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. WHEELER.

The House resumed the consideration on second reading of House Bill No. 125, entitled:

An Act amending the "Third Class County Board Assessment Law" approved June 26, 1931 (P. L. 1379) further regulating the assessment of persons and occupations and the use of such assessments by taxing districts.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. WHEELER. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties for the purpose of further study.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 134, entitled as follows:

An Act providing for the recording of specified forms of stipulations of general mortgage provisions and of short form mortgages defining the effect and construction to be given thereto.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITED

Mr. DEVLIN. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 167, entitled as follows:

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) authorizing the regulation of junk dealers junk yards and scrap yards.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Frank,	Lutty,	Reidenbach,
Anderson,	Frascella,	McCandless,	Renwick,
Arlene,	Fulmer,	McCann,	Rigby,
Ashton,	Gailey,	McCormack,	Riley,
Auker,	Gallagher,	McDonald,	Rovansek,
Balthaser,	Gelfand,	McInroy,	Royer,
Barton,	George,	McKeever,	Rudisill,
Bell,	Gibson,	McLaughlin,	Sakulsky,
Blair,	Goldstein,	Machmer,	Scarcelli,
Boles,	Goodrich,	Magee,	Schuster,
Bonner,	Gramlich,	Mahan,	Schwartz,
Boris,	Guthrie,	Markley,	Seltzer,
Bower,	Hamilton,	Maxwell,	Sherman,
Bowman,	Haudenshield,	Meholchick,	Shupnik,
Branca,	Heavey,	Merry,	Silverman,
Brenninger,	Helm,	Mihm,	Snare,
Breth,	Henzel,	Miller, B. Z.,	Snider,
Brown,	Hocker,	Miller, H. G.,	Stank,
Buchanan,	Holliday,	Mills,	Steckel,
Burns,	Holt,	Monroe,	Stevens,
Capano,	Horst,	Muldowney,	Stewart,
Capitolo,	Irvis,	Mullen,	Stimmel,
Cianfrani,	Isaacs,	Munley,	Stone,
Cioffi,	Jenkins,	Murphy, A.J., Jr.,	Stoner,
Clarke,	Jim,	Murphy, P. J.,	Strausser,
Cooper,	Johnson, A. W.,	Murray, H. P.	Stroup,
Crossin,	Johnson, R.,	Murray, J. J.,	Sullivan,
Curwood,	Jones, T. H. W.,	Murray, P. G.,	Taylor,
Davis,	Jump,	Musto,	Trusio,
Dengler,	Kamyk,	Naugle,	Ujobai,
Dennis,	Kee,	Needham,	Varallo,
Dennison,	Keiser,	Nelson,	Varner,
Devlin,	Kernaghan,	O'Dell,	Verona,
Donahue,	Kessler,	O'Donnell, J. A.,	Wall,
Donaldson,	Knecht,	O'Donnell, J. P.,	Walsh,
Dougherty,	Kooker,	Odorisio,	Wargo,
Down,	Kornick,	Ogilvie,	Wheeler,
Edwards,	Korns,	O'Neil,	Whittaker,
Eilberg,	Kovolenko,	Parlante,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Pashley,	Williams, E. S.,
Eshleman,	Lamb,	Perry, H. H.,	Willard,
Farabaugh,	Lee, A. M.,	Perry, P. E.,	Willaredt,
Fetterolf,	Lee, K. B.,	Petrosky,	Wilt,
Filo,	Leonard,	Polaski,	Worley,
Fineman,	Light,	Polen,	Wynd,
Floyd,	Limper,	Prendergast,	Yatron,
Flynn,	Lippincott,	Price,	Yetter,
Foerster,	Lopresti,	Pursley,	Zimmerman,
Fox,	Luigard,	Reibman,	Andrews, Speaker

NAYS—0

NOT VOTING—14

Comer,	Heffner,	Thompson,	Welsh,
Ewing,	Jones, G. E.,	Tompkins,	Wescott,
Garlock,	Moran,	Weidner,	Wood,
Gibb,	Schaaf,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 191, entitled as follows:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing that out-of-state physicians may certify that applicants for teachers' certificates are not mentally or physically disabled.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Frank,	Lutty,	Renwick,
Anderson,	Frascella,	McCandless,	Rigby,
Arlene,	Fulmer,	McCann,	Riley,
Ashton,	Gailey,	McDonald,	Rovansek,
Auker,	Gallagher,	McInroy,	Royer,
Balthaser,	Gelfand,	McKeever,	Rudisill,
Barton,	George,	McLaughlin,	Sakulsky,
Bell,	Gibson,	Machmer,	Scarcelli,
Blair,	Goldstein,	Magee,	Schuster,
Boles,	Goodrich,	Mahan,	Schwartz,
Bonner,	Gramlich,	Markley,	Seltzer,
Boris,	Guthrie,	Maxwell,	Sherman,
Bower,	Hamilton,	Meholchick,	Shupnik,
Bowman,	Haudenshield,	Merry,	Silverman,
Branca,	Heavey,	Mihm,	Snare,
Brenninger,	Helm,	Miller, B. Z.,	Snider,
Breth,	Henzel,	Miller, H. G.,	Stank,
Brown,	Hocker,	Mills,	Steckel,
Buchanan,	Holliday,	Monroe,	Stevens,
Burns,	Holt,	Muldowney,	Stewart,
Capano,	Horst,	Mullen,	Stimmel,
Capitolo,	Irvis,	Munley,	Stone,
Cianfrani,	Isaacs,	Murphy, A.J., Jr.,	Stoner,
Cioffi,	Jenkins,	Murphy, P. J.,	Strausser,
Clarke,	Jim,	Murray, H. P.	Stroup,
Cooper,	Johnson, A. W.,	Murray, J. J.,	Sullivan,
Crossin,	Johnson, R.,	Murray, P. G.,	Taylor,
Curwood,	Jones, T. H. W.,	Musto,	Trusio,
Davis,	Jump,	Naugle,	Ujobai,
Dengler,	Kamyk,	Needham,	Varallo,
Dennis,	Kee,	Nelson,	Varner,
Dennison,	Keiser,	O'Dell,	Verona,
Devlin,	Kernaghan,	O'Donnell, J. A.,	Wall,
Donahue,	Kessler,	O'Donnell, J. P.,	Walsh,
Donaldson,	Knecht,	Odorisio,	Wargo,
Dougherty,	Kooker,	Ogilvie,	Wheeler,
Down,	Kornick,	O'Neil,	Whittaker,
Edwards,	Korns,	Parlante,	Williams,A.D.,Jr.,
Eilberg,	Kovolenko,	Pashley,	Williams, E. S.,
Eshback,	Kubitsky,	Perry, H. H.,	Willard,
Eshleman,	Lamb,	Perry, P. E.,	Willaredt,
Farabaugh,	Lee, A. M.,	Petrosky,	Wilt,
Fetterolf,	Lee, K. B.,	Polaski,	Worley,
Filo,	Leonard,	Polen,	Wynd,
Fineman,	Light,	Prendergast,	Yatron,
Floyd,	Limper,	Price,	Yetter,
Flynn,	Lippincott,	Pursley,	Zimmerman,
Foerster,	Lopresti,	Reibman,	Andrews,
Fox,	Luigard,	Reidenbach,	Speaker

NAYS—1

McCormack,

NOT VOTING—14

Comer,	Heffner,	Thompson,	Welsh,
Ewing,	Jones, G. E.,	Tompkins,	Wescott,
Garlock,	Moran,	Weidner,	Wood,
Gibb,	Schaaf,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 202, entitled as follows:

An Act amending the "Domestic Animal Disease Suppression Law" approved July 22, 1913 (P. L. 928) prohibiting the sale or use of virulent live virus except under certain circumstances.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Frank,	Lutty,	Reidenbach,
Anderson,	Frascella,	McCandless,	Renwick,
Arlene,	Fulmer,	McCann,	Rigby,
Ashton,	Gailey,	McCormack,	Riley,
Auker,	Gallagher,	McDonald,	Rovansek,
Balthaser,	Gelfand,	McInroy,	Royer,
Barton,	George,	McKeever,	Rudisill,
Bell,	Gibson,	McLaughlin,	Sakulsky,
Blair,	Goldstein,	Machmer,	Scarcelli,
Boles,	Goodrich,	Magee,	Schuster,
Bonner,	Gramlich,	Mahan,	Schwartz,
Boris,	Guthrie,	Markley,	Seltzer,
Bower,	Hamilton,	Maxwell,	Sherman,
Bowman,	Haudenshield,	Meholchick,	Shupnik,
Branca,	Heavey,	Merry,	Silverman,
Brenninger,	Helm,	Mihm,	Snare,
Breth,	Henzel,	Miller, B. Z.,	Snider,
Brown,	Hocker,	Miller, H. G.,	Stank,
Buchanan,	Holliday,	Mills,	Steckel,
Burns,	Holt,	Monroe,	Stevens,
Capano,	Horst,	Muldowney,	Stewart,
Capitolo,	Irvis,	Mullen,	Stimmel,
Cianfrani,	Isaacs,	Munley,	Stone,
Cioffi,	Jenkins,	Murphy, A.J., Jr.,	Stoner,
Clarke,	Jim,	Murphy, P. J.,	Strausser,
Cooper,	Johnson, A. W.,	Murray, H. P.	Stroup,
Crossin,	Johnson, R.,	Murray, J. J.,	Sullivan,
Curwood,	Jones, T. H. W.,	Murray, P. G.,	Taylor,
Davis,	Jump,	Musto,	Trusio,
Dengler,	Kamyk,	Naugle,	Ujobai,
Dennis,	Kee,	Needham,	Varallo,
Dennison,	Keiser,	Nelson,	Varner,
Devlin,	Kernaghan,	O'Dell,	Verona,
Donahue,	Kessler,	O'Donnell, J. A.,	Wall,
Donaldson,	Knecht,	O'Donnell, J. P.,	Walsh,
Dougherty,	Kooker,	Odorisio,	Wargo,
Down,	Kornick,	Ogilvie,	Wheeler,
Edwards,	Korns,	O'Neil,	Whittaker,
Eilberg,	Kovolenko,	Parlante,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Pashley,	Williams, E. S.,
Eshleman,	Lamb,	Perry, H. H.,	Willard,
Farabaugh,	Lee, A. M.,	Perry, P. E.,	Willaredt,
Fetterolf,	Lee, K. B.,	Petrosky,	Wilt,
Filo,	Leonard,	Polaski,	Worley,
Fineman,	Light,	Polen,	Wynd,
Floyd,	Limper,	Prendergast,	Yatron,
Flynn,	Lippincott,	Price,	Yetter,
Foerster,	Lopresti,	Pursley,	Zimmerman,
Fox,	Luigard,	Reibman,	Andrews,
			Speaker

NAYS—0

NOT VOTING—14

Comer,	Heffner,	Thompson,	Welsh,
Ewing,	Jones, G. E.,	Tompkins,	Wescott,
Garlock,	Moran,	Weidner,	Wood,
Gibb,	Schaaf,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 204, entitled as follows:

An Act amending the act of July 15, 1919 (P. L. 976, No. 386) entitled "An act to authorize the Board of Commissioners of Public Grounds and Buildings to acquire

property * * * by proceedings in eminent domain "authorizing eminent domain acquisition of avigation easements aerial rights-of-way and other interests in land.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Frank,	Lutty,	Reidenbach,
Anderson,	Frascella,	McCandless,	Renwick,
Arlene,	Fulmer,	McCann,	Rigby,
Ashton,	Gailey,	McCormack,	Riley,
Auker,	Gallagher,	McDonald,	Rovansek,
Balthaser,	Gelfand,	McInroy,	Royer,
Barton,	George,	McKeever,	Rudisill,
Bell,	Gibson,	McLaughlin,	Sakulsky,
Blair,	Goldstein,	Machmer,	Scarcelli,
Boies,	Goodrich,	Magee,	Schuster,
Bonner,	Gramlich,	Mahan,	Schwartz,
Boris,	Guthrie,	Markley,	Seltzer,
Bower,	Hamilton,	Maxwell,	Sherman,
Bowman,	Haudenshield,	Meholchick,	Shupnik,
Branca,	Heavey,	Merry,	Silverman,
Brenninger,	Helm,	Mihm,	Snare,
Breth,	Henzel,	Miller, B. Z.,	Snider,
Brown,	Hocker,	Miller, H. G.,	Stank,
Buchanan,	Holliday,	Mills,	Steckel,
Burns,	Holt,	Monroe,	Stevens,
Capano,	Horst,	Muldowney,	Stewart,
Capitolo,	Irvis,	Mullen,	Stimmel,
Cianfrani,	Isaacs,	Munley,	Stone,
Cioffi,	Jenkins,	Murphy, A.J., Jr.,	Stoner,
Clarke,	Jim,	Murphy, P. J.,	Strausser,
Cooper,	Johnson, A. W.,	Murray, H. P.	Stroup,
Crossin,	Johnson, R.,	Murray, J. J.,	Sullivan,
Curwood,	Jones, T. H. W.,	Murray, P. G.,	Taylor,
Davis,	Jump,	Musto,	Trusio,
Dengler,	Kamyk,	Naugle,	Ujobai,
Dennis,	Kee,	Needham,	Varallo,
Dennison,	Keiser,	Nelson,	Varner,
Devlin,	Kernaghan,	O'Dell,	Verona,
Donahue,	Kessler,	O'Donnell, J. A.,	Wall,
Donaldson,	Knecht,	O'Donnell, J. P.,	Walsh,
Dougherty,	Kooker,	Odorisio,	Wargo,
Down,	Kornick,	Ogilvie,	Wheeler,
Edwards,	Korns,	O'Neil,	Whittaker,
Eilberg,	Kovolenko,	Parlante,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Pashley,	Williams, E. S.,
Eshleman,	Lamb,	Perry, H. H.,	Willard,
Farabaugh,	Lee, A. M.,	Perry, P. E.,	Willaredt,
Fetterolf,	Lee, K. B.,	Petrosky,	Wilt,
Filo,	Leonard,	Polaski,	Worley,
Fineman,	Light,	Polen,	Wynd,
Floyd,	Limper,	Prendergast,	Yatron,
Flynn,	Lippincott,	Price,	Yetter,
Foerster,	Lopresti,	Pursley,	Zimmerman,
Fox,	Luigard,	Reibman,	Andrews, Speaker

NAYS—0

NOT VOTING—14

Comer,	Heffner,	Thompson,	Welsh,
Ewing,	Jones, G. E.,	Tompkins,	Wescott,
Garlock,	Moran,	Weidner,	Wood,
Gibb,	Schaaf,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mrs. VARALLO asked and obtained unanimous consent to add 8 additional sponsors to a resolution to be introduced by her.

RESOLUTIONS

COMMEMORATING BIRTHDAY OF SUSAN B. ANTHONY

Mrs. VARALLO, Mrs. PASHLEY, Mrs. ANDERSON, Mrs. REIBMAN, Mrs. MONROE, Mrs. MARKLEY, Mrs. MUNLEY, Mrs. B. Z. MILLER, Mrs. KOOKER, Mrs. KERNAGHAN, Mrs. DONAHUE and Mrs. HENZEL offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read as follows:

In the House of Representatives, February 16, 1959.

Susan Brownell Anthony was born at Adams, Massachusetts on February 15, 1820, the daughter of Daniel and Lucy (Read) Anthony. She was educated in a school maintained by her father for his own and neighboring children. In the years 1837-38 she attended Friends' Boarding School, West Philadelphia. Upon completion of her formal schooling at the age of fifteen years, she entered the teaching profession and taught for fifteen years.

It was during her teaching career that she realized that women were in effect "second class citizens" and she resolved that women would have equal rights. In the year 1852 she abandoned the teaching profession and organized the first woman's State temperance society in America. In 1856 she became the agent for New York State of the American Anti-Slavery Society. After 1854 she devoted her life exclusively to the cause of woman's rights. During the Civil War she was organizer and secretary of the Woman's National Loyal League. From 1868 to 1870 she was proprietor of a weekly paper, "The Revolution," published in New York and edited by Mrs. Elizabeth Cody Stanton and having for its motto, "The true republic—men, their rights and nothing more; women, their rights and nothing less." She was vice-president-at-large of the National Woman Suffrage Association from the date of its inception until 1892, when she became president. In collaboration with Mrs. Elizabeth Stanton, Mrs. Matilda Gage, and Mrs. Ida Harper, she published "The History of Woman Suffrage."

Susan B. Anthony, a fighting champion of and pioneer for the rights of women until her death at Rochester, New York on March 13, 1906 never gave up hope that women would some day receive the right to vote. She worked tirelessly in eight different states campaigning for a constitutional amendment enfranchising woman. Every year commencing with the year 1869 until her death, she was granted a hearing before committees of every Congress. In 1872 she was arrested and fined one hundred dollars for casting a vote in the presidential election of 1872. She contended that the 14th Amendment of the Constitution of the United States gave her such right. Since her death in 1906, February 15th, her birthday is celebrated as Susan B. Anthony day and on August 25, 1955 a special United States postage stamp was released at Louisville, Kentucky, in her honor; therefore be it

Resolved, That the House of Representatives commemorate her as a fearless crusader of equal rights for woman whose pioneer efforts towards enfranchisement of woman, although never realized in her life time, became reality by ratification of the 19th Amendment to the Constitution of the United States.

On the question,

Will the House adopt the resolution?

Mrs. VARALLO. Mr. Speaker and Members of the House, I am really honored today to have presented to you, on behalf of myself and the other eleven lady Members of the House of Representatives, a resolution commemorating the birthday of a great pioneer whose efforts made it possible for us to be here today as Members of

the House of Representatives, Susan B. Anthony, who was born February 15, 1820.

As a pioneer she was unswerving in her desire that women should not be denied the opportuntiy to have an active part in the affairs of the administration of public life. She worked unselfishly and unceasingly toward this goal, and did not allow herself, or those who worked with her, to be swayed from their desire to live up to a motto which they adopted. You heard that motto in the resolution today. The motto was: "The true Republic. Men, their rights and nothing more; women, their rights and nothing less."

We women today who are enjoying equal rights in the thinking and the participation of state government are very fortunate we had a champion for our cause who paved the way. Where there is freedom, there is always strength, and today, the birthday of Susan B. Anthony, we pay homage to her for having paved the way for us.

Mr. Speaker and Members of the House, I ask you to adopt this resolution that I have presented today.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

HOUSE RESOLUTION No. 6

Mr. JIM. Mr. Speaker, I call up on page 4 of taday's calendar, House Resolution No. 6.

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 19, 1959.

On September 4, 1758 work was begun on a fortified camp named Fort Ligonier The fort was destined to serve a vital purpose in our history as the "Key to the West" Although severely attacked by the French and Indians one month after work on its construction started all attacks were repulsed and it was never taken by the enemy The fort served as a place of refuge for settlers through the Indian wars and along with Fort Pitt was the only stronghold that did not fall during the Pontiac wars of 1763 After serving through seven colorful and eventful years the fort was officially abandoned in 1765.

In February 1947 an architect was commissioned by the Fort Ligonier Memorial Foundation to supervise a project to establish as far as possible the exact location and layout of Fort Ligonier An accurate topographical survey was made in 1951 and the workings drawings and specifications for the reconstruction project were completed in early 1953,

Early in 1957 the Bi-Centennial Association of Ligonier became officially registered as a nonprofit organization incorporated for the purpose of recalling through proper celebration the valiant exploits of our pioneer ancestors two hundred years ago as they inscribed the name of Pennsylvania and Westmoreland County high on the pillar of eternal fame An untiring effort on the part of the association made possible the success of the celebration held from September 21 to September 27, 1958.

On Monday September 22 1958 the Honorable George M Leader Governor of the Commonwealth of Pennsylvania officially opened the Bi-Centennial Pageant entitled "Westward An Empire" which ran triumphantly throughout the week Brilliantly planned and executed exhibitions and tours brought the celebration to a most successful climax

The importance of the niche carved in the history of our country by Fort Ligonier was deeply impressed upon all when on September 26 1958 the Honorable Dwight D Eisenhower President of the United States attended the celebration and in his address referred to Legonier as a "significant outpost in frontier history" and paid reverent tribute to all of those "who kept faith with the spirit of Fort Ligonier and gave to us our land our Nation and our freedom" therefore be it

Resolved That the House of Representatives extend its sincere congratulations to the Borough of Ligonier and to the Bi-Centennial Association of Ligonier for their great work toward reflecting well-earned glory upon the State of Pennsylvania and Ligonier Valley as forerunners of freedom and be it further

Resolved That a copy of this resolution be sent to Mr. Frank D Krichbaum Burgess of the Borough of Ligonier Pennsylvania.

HOUSE RESOLUTION No. 10

Mr. GOODRICH. Mr. Speaker, I call up on page 4 of today's calendar, House Resolution No. 10.

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 27, 1959.

It is of utmost importance to the welfare of this Nation that the youth of this Commonwealth be given recognition for their outstanding achievements and be encouraged to prepare themselves for their future responsibilities and obligations as citizens of this great Nation

The Legislatures of several states have adopted resolutions designated October 31 of each year as "Youth Honor Day" which is appropriately observed in honor of the youth of this Nation

The Youth Honor Day program has been of tremendous benefit to the youth of America by providing them with the opportunity to assume the responsibility of governing the conduct of the members of their own group

Adoption of the Youth Honor day program would prove very beneficial not only to the youth but also to all the people of this Commonwealth therefore be it

Resolved (The Senate concurring) That the Governor of this Commonwealth is hereby requested to proclaim October 31 this year and annually thereafter as "Youth Honor Day" and be it further

Resolved That the Chief Clerk of the House of Representatives be directed to send a copy of this resolution to the Governor

Ordered, That the Clerk present the same to the Senate for concurrence.

Mr. J. J. MURRAY offered a resolution which was filed with the Clerk under the Rules.

COMMITTEE MEETINGS

AGRICULTURE AND DAIRY INDUSTRIES, Mr. Snider, Chairman, Room 245-246, Monday, February 16th, following today's session.

CITIES—COUNTIES, 2ND AND 2ND CLASS A, Mr. Mihm, Chairman, Room 149-B, Monday, February 16th, following today's session.

FISHERIES, Mr. Curwood, Chairman, Room 323, Monday, February 16th, following today's session.

LAW AND ORDER, Mr. Mills, Chairman, Room 522, Monday, February 16th, following today's session.

MINES AND MINERAL INDUSTRIES, Mr. Rovansek, Chairman, Room 521, Monday, February 16th, following today's session.

MUNICIPAL CORPORATIONS, Mr. Polaski, Chairman, Room 522, Monday, February 16th, following today's session.

STATE GOVERNMENT, Mr. Schwartz, Chairman, Room 324, Monday, February 16th, following today's session.

Mr. McCANN. Mr. Speaker, Room 522 has two meetings scheduled immediately following this Session. The

Law and Order Committee will meet first, for a very short meeting, and Municipal Corporations will follow immediately in the same room, room 522; Law and Order first, Municipal Corporations immediately following.

BOROUGHS, Mr. Filo, Chairman, Room 324, Tuesday, February 17th, at 10:30 a.m.

COUNTIES, Mr. Cioffi, Chairman, Room 326, Tuesday, February 17th, at 10:00 a.m.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, February 17th, at 9:00 a.m.

ELECTIONS AND APPORTIONMENT, Mr. Stone, Chairman, Room 323, Tuesday, February 17th, at 9:00 a.m.

GAME AND CONSERVATION, Mr. Breth, Chairman, Room 323, Tuesday, February 17th at 11:00 a.m.

HIGHWAYS, Mr. Comer, Chairman, Room 331, Tuesday, February 17th, at 10:30 a.m.

JUDICIARY, Mr. Rudisill, Chairman, Room 145, Tuesday, February 17th, at 10:00 a.m.

PROFESSIONAL LICENSURE, Mr. Boies, Chairman, Room 521, Tuesday, February 17th at 11:00 a.m.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, I repeat again our plans regarding next week.

We will not be in Session on Monday, February 23.

There will be a Session on Tuesday, February 24, at 11 a.m. On Wednesday, February 25, the Session will be at the regular time, 12 noon.

Committee schedules will be announced tomorrow for next week.

ADJOURNMENT

Mr. SAKULSKI. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 17, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 5:32 p, m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, FEBRUARY 17, 1959. No. 14.

SENATE

TUESDAY, FEBRUARY 17, 1959.

The Senate met at 12:00 o'clock M., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain DOCTOR E. H. MILLER, Pastor of the First Methodist Church, Duquesne, offered the following prayer:

Let us pray.

We come once more before the Governor of all men, praying that, as we bow, it shall be as those appreciative of the opportunity of another day of service for Thee and for our fellow man. May we realize that every day, however dark or dismal, is a good day and "that we should rejoice and be glad in it," if for no other reason save that you have given unto us the health and vitality to live and labor for the common good, which is always in Thy sight taken to be the greater good.

May we realize that it is not always by our accomplishments that we are measured by Thee, but by our desire to attain the finer things that we are judged. Give then unto these, Thy servants, the representatives of their neighbors back home, to envision their labors and to attain unto the highest good as we feel they would so labor were they here in our places. For Jesus' sake, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. BLASS, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

February 17, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry W. Baker, Lawrenceville, Tioga County, for appointment as a member of the Board of Trustees of Mansfield State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Mrs. Ann A. Sanford, Mansfield, whose term expired.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Roy Herbert Rice, Martindale, Lancaster County, for appointment as Justice of the Peace in and for the Township of Earl, Lancaster County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 167, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), authorizing the regulation of junk dealers, junk yards and salvage yards.

Which was committed to the Committee on Local Government.

House Bill No. 191, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing that out-of-state physicians may certify that applicants for teachers' certificates are not mentally or physically disabled.

Which was committed to the Committee on Education.

House Bill No. 202, entitled:

An Act amending the "Domestic Animal Disease Suppression Law," approved July 22, 1913 (P. L. 928), pro-

hibiting the sale or use of virulent live virus except under certain circumstances.

Which was committed to the Committee on Agriculture.

House Bill No. 204, entitled:

An Act amending the act of July 15, 1919 (P. L. 976, No. 386), entitled "An act to authorize the Board of Commissioners of Public Grounds and Buildings to acquire property . . . by proceedings in eminent domain," authorizing eminent domain acquistion of avigation easements, aerial rights-of-way and other interests in land.

Which was committed to the Committee on Military Affairs and Aeronautics.

HOUSE CONCURRENT RESOLUTION NO. 10

REFERRED TO COMMITTEE

He also presented extract from the Journal of the House of Representatives, which was read as follows and referred to the Committee on Rules:

YOUTH HONOR DAY

In the House of Representatives, January 28, 1959.

It is of utmost importance to the welfare of this Nation that the youth of this Commonwealth be given recognition for their outstanding achievements and be encouraged to prepare themselves for their future responsibilities and obligations as citizens of this great Nation.

The Legislatures of several states have adopted resolutions designating October 31 of each year as "Youth Honor Day," which is appropriately observed in honor of the youth of this Nation.

The Youth Honor Day program has been of tremendous benefit to the youth of America by providing them with the opportunity to assume the responsibility of governing the conduct of the members of their own group.

Adoption of the Youth Honor Day program would prove very beneficial, not only to the youth but also to all the people of this Commonwealth; therefore, be it

Resolved, (The Senate concurring), That the Governor of this Commonwealth is hereby requested to proclaim October 31, this year and annually thereafter, as "Youth Honor Day"; and be it further

Resolved, That the Chief Clerk of the House of Representatives he directed to send a copy of this resolution to the Governor.

GENERAL COMMUNICATIONS

The PRESIDENT laid before the Senate the following communications, which were read by the Clerk as follows:

SECRETARY OF AGRICULTURE
COMMONWEALTH OF PENNSYLVANIA
HARRISBURG, PENNSYLVANIA

W. L. HENNING
Secretary

February 4, 1959.

My dear Governor Davis:

May I express through you, to all members of the Senate, my sincere appreciation for their unanimous approval of my appointment by Governor Lawrence to a second term as Secretary of Agriculture.

Pennsylvania's agriculture faces a critical period of adjustment to new conditions, which will bring new problems. As we seek to provide those aids which farmers may obtain through legislation, members of the Senate can be assured of every possible assistance from the Department of Agriculture as well as myself.

Sincerely,

/s/ W. L. HENNING

The Honorable John Morgan Davis
Lieutenant Governor and
President of the Senate
Harrisburg, Pennsylvania

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF COMMERCE
HARRISBURG

THE SECRETARY

February 9, 1959

Members, Senate of Pennsylvania
Harrisburg, Pennsylvania
Gentlemen:

May I take this means of expressing to the Members of the Senate my sincere appreciation for your confirmation of my apointment by Governor Lawrence to serve as Secretary of Commerce of the Commonwealth.

Members of the Senate, individually and as a body, evidenced a real practical interest in and tangible support for the program administered in our Department during the past four years. The Pennsylvania Industrial Development Authority, now a demonstrated success, originated in the Senate three years ago, under the aegis of eight Republican and eight Democratic Senators as sponsors. We in the Department feel close to the Senate for all these reasons.

Pleased be assured that I personally and our staff will go all out to live up to the high responsibility Governor Lawrence and the Senate have imposed upon us.

Sincerely,

/s/William R. Davlin
WILLIAM R. DAVLIN
Secretary

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF FORESTS AND WATERS
HARRISBURG

THE SECRETARY

February 11, 1959

Honorable John Morgan Davis
President of the Senate of Pennsylvania
My dear Governor:

Will you please extend to the members of the Senate, my deep appreciation for their action in confirming my appointment as Secretary of Forests and Waters.

The position of Secretary is a challenging one and you may be assured that I shall continue to dedicate myself to the task of maintaining the activities of the Department on an efficient and progressive level.

With kindest personal regards, I am

Sincerely yours,

/s/ Maurice K. Goddard
MAURICE K. GODDARD

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PROPERTY AND SUPPLIES
HARRISBURG

Office of the Secretary

February 11, 1959

Honorable John Morgan Davis
President of the Senate
Harrisburg, Pennsylvania
Dear Judge Davis:

I wish you would express my very sincere appreciation to the members of the Senate for their participation in the unanimous vote of confirmation of my appointment as Secretary of Property and Supplies in Governor Lawrence's Cabinet. Although I had the privilege of serving as Budget Secretary and Secretary of Property and Supplies in the Administration of Governor George M. Leader, this is the first time my name had been submitted to the Senate for confirmation while the Senate was in Session.

I wish to assure you that I fully appreciate the high honor bestowed upon me to be called upon to serve our State and its people in this capacity. I have always tried to give it my very best in the past and I shall always

strive to do this in the future. It is in this way that I shall attempt to live up to the confidence the Senate has expressed in me by their vote of confirmation.

Again thanking you for conveying this message to the members of the Senate and with kindest personal regards, I remain

Very sincerely yours,
/s/Andrew M. Bradley
ANDREW M. BRADLEY
Secretary of Property and Supplies

UNITED MINE WORKERS OF AMERICA
OFFICE OF THE VICE-PRESIDENT
WASHINGTON

February 11, 1959

Dear Mr. Watson:

The fine resolution introduced by Senators Paul W. Mahady and James S. Berger, adopted by the Senate of Pennsylvania on February 4, 1959, sending to Mr. John L. Lewis greetings and best wishes for a speedy recovery, has been read to him in the hospital.

In conformity therewith, Mr. Lewis has authorized the undersigned to acknowledge with sincere appreciation all of the sentiments conveyed by the resolution. He is deeply moved by this splendid action on the part of the Senators and yourself and asked me to reciprocate your good wishes in every way.

I might add that Mr. Lewis is making a good recovery. In fact he is getting along so well that we are completely hopeful it will be but a short while until he is back at his desk.

Sincerely yours,
/s/ Thomas Kennedy

Mr. Edward B. Watson, Secretary
Senate of Pennsylvania
State Capitol
Harrisburg, Pennsylvania

The PRESIDENT. These communications will be noted in the Legislative Journal.

BILLS INTRODUCED AND REFERRED

Mr. WADE read in his place and presented to the Chair Senate Bill No. 262, entitled:

An Act amending the act of April 13, 1887 (P. L. 21), entitled "An act for the establishment of a uniform standard of time throughout the Commonwealth," prohibiting the advancing of time for the daily opening or closing of public schools.

Which was committed to the Committee on Education.

Messrs. PROPERT and KESSLER read in place and presented to the Chair Senate Bill No. 263, entitled:

An Act amending the act of June 25, 1947 (P. L. 951), entitled, as amended, "An act defining and providing for the licensing and regulation of private academic schools; . . . . . ," further defining the power of the State Board of Private Academic Schools over the academic standards of such schools.

Which was committed to the Committee on Education.

Mr. PROPERT read in his place and presented to the Chair Senate Bill No. 264, entitled:

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of establishing, constructing and maintaining a State highway in Montgomery County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 265, entitled:

An Act authorizing the Department of Highways, with the approval of the Governor, to construct a highway and to erect and maintain a bridge over the Schuylkill River, in Montgomery County, between a point in the Borough of Norristown or a township adjacent thereto, and to provide the necessary approaches and connections with State highways; empowering the county to pay certain damages, and making an appropriation therefor.

Which was committed to the Committee on Highways.

PERMISSION TO ADDRESS SENATE

Mr. MAHADY asked and obtained unanimous consent to address the Senate.

Mr. MAHADY. Mr. PRESIDENT, being from Westmoreland County, the bill which I am about to introduce relates to the only newly created third class city.

BILLS INTRODUCED AND REFERRED

Messrs. MAHADY and KOPRIVER, JR. read in place and presented to the Chair Senate Bill No. 266, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," further providing for salaries of mayor and councilmen in newly created cities.

Which was committed to the Committee on Local Government.

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 267, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," providing for the docketing and inspection of the reports and recommendations of the examiners.

Which was committed to the Committee on Law and Order.

Messrs. WEINER, DiSILVESTRO and STIEFEL read in place and presented to the Chair Senate Bill No. 268, entitled:

An Act pertaining to employers and employes of railroads; and providing for the regulation of health and safety conditions in places of railroad employment.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 269, entitled:

An Act requiring every railway car used for transportation of employes to have certain equipment; and providing penalties.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 270, entitled:

An Act requiring common carriers by railroad to man locomotives, trains and other self-propelled engines or machines with competent employes; providing for the minimum number and qualifications of men so employed and providing penalties.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 271, entitled:

An Act regulating the time of payment of wages and earnings of railroad employes.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 272, entitled:

An Act requiring common carriers by railroad to furnish flag protection to all trains occupying the main tracks; imposing duties on the Public Utility Commission; and providing penalties.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 273, entitled:

An Act authorizing the judges of the courts of common pleas to create medical clinics for the examination of persons charged with the commission of criminal offenses prior to trial, and of convicted persons prior to the impostion of sentence, and the children charged with delinquency, providing for the creation of joint medical clinics among the several counties, and imposing the costs of maintaining and operating such clinics upon the county or counties creating the same.

Which was committed to the Committee on Judiciary General.

Messrs. WALKER, BERGER and CONFAIR read in place and presented to the Chair Senate Bill No. 274, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for supplemental payments to districts operating as administrative units.

Which was committed to the Committee on Education.

Messrs. WALKER and CONFAIR read in place and presented to the Chair Senate Bill No. 275, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School of 1949," increasing the compensation of the county board of school directors for attendance at meetings.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 276, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," increasing the amount of the approved building construction cost for the construction or improvement of school buildings.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 277, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," increasing compensation and mileage rates for attendance at conventions for the election of county superintendents.

Which was committed to the Committee on Education.

Messrs. WALKER, BERGER and CONFAIR read in place and presented to the Chair Senate Bill No. 278, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," clarifying the law relating to the election of a joint board secretary and when he shall take office.

Which was committed to the Committee on Education.

Messrs. WALKER and CONFAIR read in place and presented to the Chair Senate Bill No. 279, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for reimbursement by the Commonwealth to school districts for the employment of school nurses.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 280, entitled:

An Act amending the act of March 19, 1949 (P. L. 30), entitled "Public School Code of 1949," provdiing for the establishment and operation of classes for the instruction of school directors and providing compensation for mileage with certain limitations.

Which was committed to the Committee on Education.

Messrs. McGINNIS, MALLERY, BLASS and DONOLOW read in place and presented to the Chair Senate Bill No. 281, entitled:

An Act amending the act of April 9, 1929 (P. L. 343), entitled "The Fiscal Code," repealing and deleting therefrom certain provisions relating to corporate loans.

Which was committed to the Committee on Finance.

PERMISSION TO ADDRESS SENATE

Mr. DONOLOW asked and obtained unanimous consent to address the Senate.

Mr. DONOLOW. Mr. President, two weeks ago, this Body took the step of giving Philadelphia complete home rule by passing the amendment to the City-County Consoldiation Bill, which would include the additional offices now out of the Charter of the city of Philadelphia. We, of Philadelphia, feel that this was an excellent step. However, we feel that there is one more step necessary in order to give the people of Philadelphia what they desire.

This being a government for the people, and knowing that the people of Philadelphia are interested in changing their way of living on Sundays in our city, we are interested in introducing this bill which would permit the Council of the city of Philadelphia to legislate as to the worthy activities of business, sports and the sale of liquor in the city of Philadelphia. In other words, Mr. President, we would like to be taken out of the horse and buggy legislation of the Blue Laws, and permit the people of Philadelphia to legislate in their own ways as to the way they want to live on this type of Sunday.

We, in Philadelphia, being one of the largest cities in the United States, are suffering from what most big cities are suffering from today; namely, a destruction in our center-city activities. We find our center-city and our big city becoming a ghost town. We find transportation, parking highways and streets a tremendous problem, along with suburbanitis, with which every large city is suffering.

Chestnut and Walnut Streets, in the city of Philadelphia, were two of the finest shopping streets in the United States. However, if you walk down these streets today, you will find big retail establishments moving and you will find empty and vacant premises, which at one time

were flourishing businesses. If you stand at the Delaware River Bridge, Mr. President, during the year and watch the traffic and money leaving Philadelphia and going across the river to be spent at the race tracks, we sometimes wonder what we are doing in Pennsylvania to retain that purchasing power.

I will go one step gurther, Mr. President. If you stand at the entrance of our Delaware River Bridge on a Sunday, you will see the people traveling across the rives to New Jersey or New York to spend their money. It seems unfair to the people in Philadelphia, and Pennsylvania, that those who earn their money in our city and our State should take it across the river to be spent. I venture to say, in all respect, that morally and spiritually the people of Philadelphia are no different than those in New Jersey and New York who enjoy a European Sunday.

Therefore, Mr. President, for the preservation of the city of Philadelphia and to give our people what they want, I ask that this bill be given consideration in committee and if it should be reported from committee, I hope it will give the people of Philadelphia home rule.

BILLS INTRODUCED AND REFERRED

Messrs. DONOLOW and WEINER read in place and presented to the Chair Senate Bill No. 282, entitled:

An Act amending the act of April 21, 1949 (P. L. 665), entitled "First Class City Home Rule Act," authorizing city council of any city of the first class to legislate with respect to wordly employment, sports, games, diversion or business on Sunday, and with respect to the sale of liquor and malt and brewed beverages on Sunday.

Which was committed to the Committee on Law and Order.

Messrs. MADIGAN and BERGER read in place and presented to the Chair Senate Bill No. 283, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," providing for special elections in case of tie votes in certain county-wide elections.

Which was committed to the Committee on Elections.

Messrs. KALMAN, WEINER, DONOLOW and MULLIN read in place and presented to the Chair Senate Bill No. 284 ,entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code", authorizing and regulating voting by persons absent from the Commonwealth or their counties of residence on the date of any election.

Which was committed to the Committee on Elections.

SENATE RESOLUTION

PROCLAIMING THE WEEK OF MARCH 1 to MARCH 8, 1959 AS "SAVE YOUR VISION WEEK"

Messrs, DONOLOW, SARRAF, BARR, PECHAN, BERER and WEINER offered the following resolution (Serial No. 12), which was read as follows and agreed to:

In the Senate, February 17, 1959.

Whereas, Adequate vision is a primary requirement for motorists on our highways, and

Whereas, Too many accidents are caused by motorists who later complained they failed to see the other car or the pedestrian, and

Whereas, It is important that one week during the year be set aside to educate the public on the importance of seeing clearly in order to drive, work and play safely, therefore be it

Resolved, That His Excellency, Governor David L. Lawrence, is hereby requested to proclaim the week of March 1 to March 8, 1959 as "Save Your Vision Week."

CONSIDERATION OF EXECUTIVE NOMINATIONS EXECUTIVE SESSION

A motion was made by Mr. BERGER and Mr. WEINER,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported from the Committee on Executive Nominations at yesterday's Session of February 16, 1959.

Which was agreed to.

The nominations were read as follows:

JUSTICE OF THE PEACE

February 9, 1959

To the Honorable, the Senate of the Comonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate G. Don Kepler, Box 1, Pine Grove Mills, Centre County, for appointment as Justice of the Peace in and for the Township of Ferguson, Centre County, to serve until the first Monday of January 1960, vice John W. Kepler, deceased.

DAVID L. LAWRENCE.

MEMBER OF THE STATE ART COMMISSION

Januray 27, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John J. McKee, 516 Sherman Avenue, Pittsburgh, Allegheny County, for appointment as a member of the State Art Commission, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE COUNCIL OF CIVIL DEFENSE

February 16, 1959

To the Honorable, The Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the State Council of Civil Defense, until the third Tuesday of January 1963:

Maurice K. Goddard, Secretary of Forests and Waters, State College, Centre County.

Park H. Martin, Secretary of Highways, Pittsburgh, Allegheny County.

Charles L. Wilbar, Jr., Secretary of Health, Camp Hill, Cumberland County.

Ruth Grigg Horting, Secretary of Public Welfare, Lancaster, Lancaster County.

DAVID L. LAWRENCE.

MEMBER OF THE INDUSTRIAL BOARD

January 26, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs.

Agnes Collins, 270 Shadowlawn Avenue, Pittsburgh 16, Allegheny County, for reappointment as a member of the Industrial Board, until the third Tuesday of January 1963, and until her successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 9, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John Young, Jr., Box 74, Penn, Westmoreland County, for appointment as Justice of the Peace in and for the Borough of Penn, Westmoreland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Marshall L. Shirley, Box 76, Kinzua, Warren County, for appointment as Justice of the Peace in and for the Township of Kinzua, Warren County, to serve until the first Monday of January 1960, vice Harold F. Joy, deceased.

DAVID L. LAWRENCE.

ASSOCIATE JUDGE IN AND FOR THE COUNTY OF ELK

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Clyde A. Jack, 235 Main Street, Ridgway, Elk County, for appointment as Associate Judge in and for the County of Elk, until the first Monday of January 1960, vice Hon. Clark K. Dixon, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Carl M. Ruppert, R. D. 1, Gouldsboro, P. O. Thornhurst, Lackawanna County, for appointment as Justice of the Peace in and for the Township of Clifton, Lackawanna County, to serve until the first Monday of January 1960, vice Andrew C. Major, Sr., resigned.

DAVID L. LAWRENCE.

A motion was made by Mr. BERGER and Mr. WEINER,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. BERGER. Mr. President, I move that the Executive Session do now rise.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

PERMISSION TO ADDRESS SENATE

Mr. SILVERT asked and obtained unanimous consent to address the Senate.

Mr. SILVERT. Mr. President, the four bills I am about to introduce, on behalf of myself and other Senators from Philadelphia, set forth beneficial legislation for Philadelphia.

BILLS INTRODUCED AND REFERRED

Mr. SILVERT. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. SILVERT, MULLIN, DONOLOW, WEINER and CAMIEL read in place and presented to the Chair Senate Bill No. 285, entitled:

An Act amending the act of August 24, 1951 (P. L. 1304), entitled "Local Health Administration Law," extending the provisions thereof to counties of the first class and to municipaliies located in counties of the first class.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 286, entitled:

An Act amending the act of June 12, 1951 (P. L. 533), entitled "The Mental Health Act of 1951," providing for the reimbursement of counties having paid costs of care.

Which was committed to the Committee on Public Health and Welfare.

They also read in place and presented to the Chair Senate Bill No. 287, entitled:

An Act amending the act of August 20, 1953 (P. L. 1217), entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act, . . .," providing for payments by the Commonwealth to municipalities of not less than two per centum of certain costs expended by such municipalities.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Messrs. SILVERT, MULLIN and DONOLOW read in place and presented to the Chair Senate Bill No. 288, entitled:

An Act amending the act of June 1, 1956 (P. L. 1944), entitled "An act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities, boroughs, incorporated towns and townships, for their road, street and bridge purposes; . . .," defining the formula used to determine the amount of payments to be made to the political subdivisions.

Which was committed to the Committee on Highways.

CALENDAR

THIRD READING CALENDAR

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 38, entitled:

A Supplement to the act approved the nineteenth day of July one thousand nine hundred fifty-seven (Appropriation Acts page 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Department of the Commonwealth . . ." by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred fifty-nine.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably t o the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

APPROPRIATION BILL OVER IN ORDER TEMPORARILY

Mr. BERGER. Mr. Presdient, I ask unanimous consent that House Bill No. 39, Printer's No. 7, on third reading, go over in its order temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 41, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth . . ." deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions.

And said bill having been read a length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. BERGER. Mr. Presiden, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 3, Printer's No. 3;
Senate Bill No. 26, Printer's No. 157;
Senate Bill No. 32, Printer's No. 158;
Senate Bill No. 44, Printer's No. 44; and
Senate Bill No. 45, Printer's No. 45.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 74, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945" authorizing Authorities to require owners of property connected or to be conneced with the sewer system to install water measuring devices.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. STEVENSON offered the following amendment:

Amend Sec. 1 (Sec. 4), page 3, lines 5 and 6, by striking out "require the owner thereof to install" in line 5 and all of line 6, and inserting: "install such a meter at its own cost and expense: Provided, however, That if the property is supplied with water from the facilities of a public water supply agency, the Authority shall not install such meter without the consent and approval of the public water supply agency."

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. STEVENSON offered the following amendment:

Amend Title, page 2, lines 4, 5, and 6 of Title, by striking out "to require owners of prop-" in line 4, and all of lines 5 and 6, and inserting: "in certain cases to install water meters on properties connected with the sewer system of the Authority."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 74, Printer's No. 74, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objections? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 93, entitled:

An Act amending the act of May 2, 1925 (P. L. 501) entitled "An act authorizing municipalities to impose a penalty not exceeding five per centum on all municipal assessments which are not paid within ninety days from the date of the assesment" extending the provisions of the act to townships.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 95, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" increasing the mileage allowance for delegates to meetings of the state associations of township officers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 96, Printer's No. 15, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 100, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code" empowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 103, Printer's No. 231, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 120, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," providing for the clarification of The Standard Fire Insurance Policy of the State of Pennsylvania as it relates to losses or damage caused by nuclear reaction nuclear radiation or radioactive contamination.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 120, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code" further providing for the election of councilmen upon the consolidation of boroughs.

The first section was read.

On the question,

Will the Senate agree to the section?

PARLIAMENTARY INQUIRY

Mr. SEYLER. Mr. President, I rise to a question of parlimentary inquiry.

The PRESIDENT. The gentleman will state it.

Mr. SEYLER. Mr. President, I was engaged here for a

moment and must confess that I temporarily lost track of which bill we are considering. Would you please enlighten me?

The PRESIDENT. We are considering House Bill No. 120, Printer's No. 19.

Mr. SEYLER. What disposition, Mr. President, was made of Senate Bill No. 120, Printer's No. 129?

The PRESIDENT. That bill has passed second reading and will be prepared for third reading. We are now considering the second reading of House Bill No. 120, Printer's No. 19.

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 123, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code" empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 141, Printer's No. 150, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 149, entitled:

An Act amending the act of July 15, 1957 (P. L. 901), entitled "Optional Third Class City Charter Law," changing provisions relating to selection of city charter commissioners.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 150, Printer's No. 162, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bill to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 151, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742), entitled as amended "The Realty Transfer Tax Act," authorizing the recorders of deeds to use stamping machines to be furnished by the Department of Revenue in the sale of documentary stamps.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 161, Printer's No. 233; and

Senate Bill No. 162, Printer's No. 174.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 170, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code" providing that the zoning board of adjustment must give their decision within thirty days.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PROPERT offered the following amendment:

Amend Sec. 1 (Sec. 2007) page 5, line 2 by inserting after "hearing," where it appears the first time: "If the board of adjustment does not make a decision within thirty days after the hearing, it shall be deemed that such board has decided in favor of the person or township official aggrieved or affected, who is seeking relief."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 171, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" providing that the zoning board of adjustment must give their decision within thirty days.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PROPERT offered the following amendment:

Amend Sec. 1 (Sec. 3307), page 4, line 9 by inserting after "hearing," where it appears the first time: "If the board of adjustment does not make a decision within thirty days after the hearing, it shall be deemed that such board has decided in favor of the person aggrieved or the officer of the borough affected, who is seeking relief."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 172, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206) entitled "The First Class Township Code" providing that the zoning board of adjustment must give their decision within thirty days.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PROPERT offered the following amendment:

Amend Sec. 1 (Sec. 3107), page 4, line 10 by inserting after "hearing," where it appears the first time: "If the board of adjustment does not make a decision within thirty days after the hearing, it shall be deemed that such board has decided in favor of the person aggrieved or the township officer affected, who is seeking relief."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 175, Printer's No. 189, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 180, entitled:

An Act amending the act of May 17, 1921 (P. L. 682) entitled "The Insurance Company Law of 1921" authorizing insurance companies associations and exchanges to make investments in obligations issued by Federal Intermediate Credit Banks or Banks for Cooperatives pursuant to acts of Congress.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. PROPERT offered the following amendments:

Amend Sec. 2 (Sec. 517), page 3, line 16, by inserting after "amended:" "or by Federal Home Loan Banks pursuant to the provisions of the Federal Home Loan Bank Act as heretofore or hereafter amended."

Amend Sec. 2 (Sec. 602), page 4 line 12, by inserting after "amended:" "or by Federal Home Loan Banks pursuant to the provisions of the Federal Home Loan Bank Act as heretofore or hereafter amended."

They were agreed to.

The section was agreed to as amended.

The third section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. PROPERT. Mr. President, I ask unanimous consent that Senate Bill No. 180, Printer's No. 194, on second reading, go over in its order as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 181, Printer's No. 195, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 182, entitled:

An Act amending the act of May 15, 1933 (P. L. 624) entitled as amended "Banking Code" further providing for lending and investment powers of banks and banks and trust companies and certain savings banks.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. PROPERT offered the following amendment:

Amend Sec. 2 (Sec. 1208), page 5 line 3, by inserting after "thereto:" "or under authority of the Federal Home Loan Bank Act and acts amendatory thereof and supplementary thereto."

It was agreed to.

The section was agreed to as amended.

The third section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. PROPERT. Mr. President, I ask unanimous consent that Senate Bill No. 182, Printer's No. 196, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No 183, entitled:

An Act amending the act of April 5, 1917 (P. L. 47) entitled "An act specifying additional securities in which trustees or directors of savings banks savings institutions and providing institutions chartered under general or special acts of Assembly may invest moneys deposited therein" providing for investments in debentures, bonds or other obligations issued under the authority of certain acts of Congress.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. PROPERT offered the following amendment:

Amend Sec. (Sec. 1), page 3 line 3, by inserting after "supplements:" "or by Federal Home Loan Banks under authority of the Federal Home Loan Bank Act and its amendments and supplements"

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. PROPERT. Mr. President, I ask unanimous consent that Senate Bill No. 183, Printer's No. 197, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 184, entitled:

An Act amending the title and act of June 25 1937 (P L 2123) entitled "An act to define and restrict the obligation of persons engaged on connected with or employed by certain newspapers or press associations in testifying as to the source of information procured or obtained by such persons" extending the provisions of the act to include certain persons connected with radio and television stations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 203, entitled:

An Act amending the act of April 9 1929 (P L 343) entitled "The Fiscal Code" changing the day for rendering certain reports

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE BILL NO. 39 CALLED UP

Mr. BERGER. Mr. President, I call up, from Page 1 of today's Third Reading Calendar, House Bill No. 39, Printer's No. 7, which previously went over in its order temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 39, Printer's No. 7, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, may we be at ease, awaiting communications from the House of Representatives?

The PRESIDENT. The Senate will be as ease.

(The Senate was at ease.)

BILLS SIGNED

The President (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

House Bill No. 38, Printer's No. 1; and

House Bill No 41, Printer's No. 4.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, February 16, 1959.

RESOLVED (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 23, 1959 at THREE o'clock P.M., E.S.T., and when the House of Representatives adjourns this week, it reconvene Tuesday, February 24, 1959, at ELEVEN o'clock A.M., E.S.T.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Moday, February 23, 1959, at 3:00 o'clock, p.m., Eastern Standard Time.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:44 o'clock, p. m., Eastern Standard Time, until Monday, February 23, 1959, at 3:00 o'clock p. m. Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, February 17, 1959.

The House met at 12:00 o'clock noon.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Thou great Eternal God and Father of us all, as we stand in the realization of Thy divine majesty, we give Thee thanks for the blessings of life which we are privileged to enjoy. But we come unto Thee fully aware of our own short comings and human limitations. Enable us, O God, to catch a glimpse of the vision which Thou wouldst have us accomplish. Teach us the mighty power which Thou art able to grant unto Thine own. And show us how we may become instruments of Thy divine honor and glory. Strengthen and guide us each one that we may bring to full fruition a great developmental program for all the citizens of this great Commonwealth. Through Jesus Christ, Thy Son, our Lord. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, February 16, 1959 will be postponed until printed.

The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Mr. BRENNINGER, Mrs. MARKLEY and Mr. H. H. PERRY. HOUSE BILL No. 398.

An Act amending "The Tractor Code," approved May 1, 1929 (P. L. 1005), providing for the issuance of permits for the movement of certain equipment of excessive size or weight.

Referred to the Committee on Motor Vehicles.

By Mr. GOLDSTEIN. HOUSE BILL No. 399.

An Act making an appropriation to Carnegie Institute of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. MAXWELL and MILLS. HOUSE BILL No. 400.

An Act regulating the time of payment of wages and earnings of railroad employes.

Referred to the Committee on Railroads and Railways.

By Messrs. MAXWELL and MILLS. HOUSE BILL No. 401.

An Act requiring common carriers by railroad to furnish flag protection to all trains occupying the main tracks.

Referred to the Committee on Railroads and Railways.

By Messrs. MILLS and MAXWELL. HOUSE BILL No. 402.

An Act to repeal Secs. 662, 663 and 730 of "The Penal Code," approved June 24, 1939 (P. L. 872), relating to the imposition of penalties against railroad employes and other persons for certain activities during strikes and against transportation employes for injuries or death resulting from their actions.

Referred to the Committee on Railroads and Railways.

By Messrs. ROVANSEK and KNECHT. HOUSE BILL No. 403.

An Act amending the act of March 10, 1949 (P. L. 30) entitled, "An act relating to the public school system, etc. . . ." providing for reimbursement by the Commonwealth to school districts for the employment of school nurses.

Referred to the Committee on Education.

By Messrs. DENGLER and ODORISIO. HOUSE BILL No. 404.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) providing for funeral processions.

Referred to the Committee on Motor Vehicles.

By Messrs. ROVANSEK, WARGO and Mrs. MUNLEY. HOUSE BILL No. 405.

An Act amending the "Anthracite Strip Mining Law," approved June 27, 1947 (P. L. 1095), authorizing cities, boroughs and townships to regulate and supervise the use of explosives for blasting.

Referred to the Committee on Mines and Mineral Industries.

By Mr. NEEDHAM and Mrs. MUNLEY. HOUSE BILL No. 406.

An Act relating to employers and employes of railroads; and providing for the regulation of health and safety conditions in places of railroad employment.

Referred to the Committee on Railroads and Railways.

By Mr. WALL. HOUSE BILL No. 407.

An Act requiring the Department of Highways to reimburse certain political subdivisions for additional expenses incurred as a result of the snow storm of February, 1958.

Referred to the Committee on Highways.

By Messrs. CIANFRANI and SILVERMAN. HOUSE BILL No. 408.

An Act amending "The First Class City Permanent Registration Act," approved March 30, 1937 (P. L. 115), providing that removal notices may be filed by registered electors moving within an election district or from one election district to another within the same county.

Referred to the Committee on Cities—Counties First Class.

By Mr. EILBERG, Mrs. REIBMAN and Mr. OGILVIE. HOUSE BILL No. 409.

A Joint Resolution proposing an amendment to article nine, section one of the Constitution of the Commonwealth of Pennsylvania to exempt blind, paraplegic and double or quadruple amputee veterans from the payment of personal and property taxes.

Referred to the Committee on Military Affairs.

By Messrs. McKEEVER, COMER, KEE and STEWART. HOUSE BILL No. 410.

An Act authorizing deductions from wages or salary of any Commonwealth employe for payment of certain

union dues, and the payment of such moneys to the union treasurer.

Referred to the Committee on State Government.

By Mr. STRAUSSER. HOUSE BILL No. 411.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), providing for the collection of unpaid annual assessments for lighting in the same manner as unpaid township taxes.

Referred to the Committee on Townships.

By Messrs. MIHM, GOLDSTEIN, DEVLIN and COOPER. HOUSE BILL No. 412.

An Act authorizing courts to alter, modify, suspend, reinstate, terminate, amend, or rescind any order, decree, judgment or sentence for a period of forty-five days from the date of entering of record the order, decree, judgment or sentence.

Referred to the Committee on Judiciary.

By Messrs. AUKER, H. G. MILLER, WHEELER and HAMILTON. HOUSE BILL No. 413.

An Act amending the "Fire Safety Building Regulation Law," approved April 27, 1927 (P. L. 465), regulating the closing of school because of fire hazards.

Referred to the Committee on Rules.

By Mr. DENGLER (By Request), Mrs. KERNAGHAN (By Request) and Messrs. RENWICK and YATRON. HOUSE BILL No. 414.

An Act amending "The Mental Health Act of 1951," approved June 12, 1951 (P. L. 533) adding and changing definitions and providing that the estate of persons liable for the support of patients shall not be liable subsequent to the death of said persons liable for support.

Referred to the Committee on Welfare.

By Messrs. PETROSKY and SAKULSKY. HOUSE BILL No. 415.

An Act amending the "Banking Code" approved May 15, 1933 (P. L. 624) prohibiting the Department of Banking from limiting the rate of interest which may be paid by a bank, a bank and trust company, and a savings bank.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. PETROSKY and SCHUSTER, Sr. HOUSE BILL No. 416.

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937-2897) increasing the amount of benefits and providing additional compensation because of dependents.

Referred to the Committee on Labor Relations.

By Messrs. HAMILTON, STONE and LIPPINCOTT. HOUSE BILL No. 417.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), prohibiting crossing medial strips on State highways.

Referred to the Committee on Motor Vehicles.

By Messrs. FULMER and AGNEW. HOUSE BILL No. 418.

An Act requiring persons, upon becoming subject to taxes, to register with the tax collector of the taxing district; imposing duties on the tax collector; and providing a penalty.

Referred to the Committee on Municipal Corporations.

By Messrs. HAMILTON, STONE and LIPPINCOTT. HOUSE BILL No. 419.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), further limiting the privilege of overtaking and passing.

Referred to the Committee on Motor Vehicles.

By Mr. PETROSKY. HOUSE BILL No. 420.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90) imposing duties on enforcement officers and investigators.

Referred to the Committee on Liquor Control.

By Messrs. P. J. MURPHY and BELL. HOUSE BILL No. 421.

An Act amending the "State Highway Law," approved June 1, 1945 (P. L. 1242), placing responsibility upon the department for the plowing and removal of snow from and application of antiskid material on streets designated as State highways within third class cities.

Referred to the Committee on Highways.

By Messrs. GOLDSTEIN, FRANK, SCARCELLI and T. H. W. JONES. HOUSE BILL No. 422.

An Act to prevent unfair discrimination, unfair methods of competition and destructive trade practices in the distribution of sale of petroleum products; providing civil remedies and procedure for the enforcement of this act; and providing penalties.

Referred to the Committee on Judiciary.

By Messrs. BELL and STEWART. HOUSE BILL No. 423.

An Act permitting any court of record to suspend the driving privilege of a person who pleads guilty, * * * of operating a motor vehicle or tractor while under the influence of intoxicating liquor; and providing for the termination of suspensions.

Referred to the Committee on Motor Vehicles.

By Mr. SHERMAN. HOUSE BILL No. 424.

An Act providing for scholarships for certain students to colleges and universities in the Commonwealth; * * * and establishing standards for the granting and retention of the scholarships.

Referred to the Committee on Education.

By Mr. DONALDSON. HOUSE BILL No. 425.

An Act amending the "Municipality Authorities Act of 1945," approved May 2, 1945 (P. L. 382), prohibiting Authorities from increasing indebtedness, incurring new indebtedness or issuing bonds without the consent of electors.

Referred to the Committee on Municipal Corporations.

By Mrs. DONAHUE and Messrs. MAXWELL and H. P. MURRAY. HOUSE BILL No. 426.

An Act amending "The Mental Health Act of 1951," approved June 12, 1951 (P. L. 533), changing the name of the Selinsgrove State Colony for Epileptics.

Referred to the Committee on State Government.

By Messrs. MAXWELL, MILLS and SAKULSKY.
HOUSE BILL No. 427.

An Act amending the "Dog Law of 1921," approved May 1, 1921 (P. L. 522), prescribing penalties for stealing dogs or for the purchase or receipt of dogs known to have been stolen.

Referred to the Committee on Judiciary.

By Messrs. MAXWELL, MILLS and SAKULSKY.
HOUSE BILL No. 428.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), restricting the use of highways on Sunday by certain commercial motor vehicles except those carrying perishables or operating under emergency conditions and which have been issued a special permit.

Referred to the Committee on Motor Vehicles.

By Messrs. MAXWELL, MILLS and SAKULSKY.
HOUSE BILL No. 429.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), increasing the minimum salaries of certain parttime teachers, leaders, supervisors and directors of extension recreation activities.

Referred to the Committee on Education.

By Messrs. YETTER, ESHBACK, FRANK and McINROY. HOUSE BILL No. 430.

An Act making an appropriation to the Department of Commerce for the advertisement and advancement of Pennsylvania as a resort and travel area.

Referred to the Committee on State Government.

By Messrs. YETTER, FRANK, REIDENBACH and DENNISON. HOUSE BILL No. 431.

An Act making an appropriation to the Department of Commerce for the advertisement and advancement of Pennsylvania as an industrial State.

Referred to the Committee on State Government.

By Messrs. UJOBAI, ASHTON and BROWN.
HOUSE BILL No. 432.

An Act making an appropriation to the Paoli Memorial Association for improvements and repairs of the driveways on the Paoli Parade Ground situate in Malvern Borough, Chester County.

Referred to the Committee on Appropriations.

By Messrs. SCHUSTER, TAYLOR and LUIGARD.
HOUSE BILL No. 433.

An Act requiring every railway car used for transportation of employes to have certain equipment and providing penalties.

Referred to the Committee on Public Utilities and Corporations.

By Messrs. ZIMMERMAN, HORST, WILLARD and PRICE. HOUSE BILL No. 434.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), further regulating the shooting or discharge of guns in big game season.

Referred to the Committee on Game and Conservation.

By Messrs. BUCHANAN, ROVANSEK and FARABAUGH. HOUSE BILL No. 435.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) establishing a registration fee for horse trailers.

Referred to the Committee on Motor Vehicles.

By Mr. ESHLEMAN. HOUSE BILL No. 436.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), requiring the names of candidates to be printed on the ballots or on the ballot labels on voting machines with the same size and kind of type.

Referred to the Committee on Elections and Apportionment.

By Messrs. PETROSKY and WILLAREDT.
HOUSE BILL No. 437.

An Act amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," increasing the limitation on approval of projects for reimbursement purposes.

Referred to the Committee on Education.

By Messrs. TAYLOR, SCHUSTER and LUIGARD.
HOUSE BILL No. 438.

An Act compelling common carriers by railroad to man locomotives, trains and other self-propelled engines or machines, with competent employes; providing for the minimum number and qualifications of men so employed; and providing penalties.

Referred to the Committee on Public Utilities and Corporations.

By Mr. DOWN. HOUSE BILL No. 439.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) permitting boroughs to assess the full cost of paving against abutting property owners.

Referred to the Committee on Boroughs.

By Messrs. DAVIS, GOODRICH, A. M. LEE, and BOWMAN. HOUSE BILL No. 440.

An Act amending "The Administrative Code of 1929" approved April 9, 1929, (P. L. 177), creating the office of Solicitor General and the Department of the Solicitor General and prescribing their powers and duties, removing certain powers and duties of the Attorney General and the Department of Justice.

Referred to the Committee on State Government.

By Messrs. ISAACS and HEAVEY.
HOUSE BILL No. 441.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), regulating the designation of four and six-way stop intersections.

Referred to the Committee on Motor Vehicles.

By Messrs. DEVLIN, MIHM and BELL.
HOUSE BILL No. 442.

An Act amending the "Business Corporation Law," approved May 5, 1933 (P. L. 364), prescribing what shall constitute "doing business" by foreign business corporations in this Commonwealth for the purpose of service of process upon the Secretary of the Commonwealth.

Referred to the Committee on Judiciary.

By Messrs. DAVIS and GRAMLICH.

HOUSE BILL No. 443.

An Act amending the "State Highway Law," approved June 1, 1945 (P. L. 1242), prohibiting the use of chemicals or other methods which kill the trees, grasses, shrubs or vines, with which they come in contact, along State highways.

Referred to the Committee on Highways.

By Mrs. REIBMAN. HOUSE BILL No. 444.

An Act amending the act of May 17, 1917 (P. L. 199), entitled "An act providing for leave to pay fines and costs in criminal proceedings by instalments," extending the period of time for completion of payment in certain cases.

Referred to the Committee on Judiciary.

By Mrs. REIBMAN. HOUSE BILL No. 445.

An Act amending the act of May 6, 1887 (P. L. 86), entitled "An act to authorize the commissioners of the several counties of this Commonwealth to discharge from prison all persons confined in jail, without proceedings under the insolvent laws," providing for the discharge of paroled prisoners without proceedings under the insolvency laws.

Referred to the Committee on Judiciary.

By Mrs. REIBMAN. HOUSE BILL No. 446.

An Act relating to the legitimacy of children born of void or voidable marriages.

Referred to the Committee on Judiciary.

By Mr. KOVOLENKO. HOUSE BILL No. 447.

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736) including certain elected officials of the Commonwealth within the definition of employe.

Referred to the Committee on Workmen's Compensation.

By Mrs. VARALLO and Mr. T. H. W. JONES.

HOUSE BILL No. 448.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), authorizing and regulating voting by persons absent from the Commonwealth or their counties of residence on the date of any election.

Referred to the Committee on Elections and Apportionment.

By Messrs. GOLDSTEIN and WILT.

HOUSE BILL No. 449.

An Act to regulate nominations and elections for offices of a judge of a court of record; providing for nonpartisan nominations and elections for said offices; * * * and prescribing penalties.

Referred to the Committee on Elections and Apportionment.

By Mrs. HENZEL, Mrs. REIBMAN and Mrs. DONAHUE. HOUSE BILL No. 450.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for the education and training of emotionally, mentally and physically handicapped and mentally gifted children; imposing duties on the State Council of Education, the Department of Public Instruction, certain boards of school directors, and providing for payments by the Commonwealth to certain school districts.

Referred to the Committee on Education.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 69.

An Act amending the act of May 29 1931 (P L 280) entitled "Local Delinquent Tax Return Law" regulating the time within which the county treasurer shall pay over and distribute taxes collected by him.

Referred to the Committee on Counties.

SENATE BILL No. 72.

An Act amending the act of May 1 1933 (P L 103) entitled "The Second Class Township Code" providing for the acquisition maintenance and enlargement by the township of certain sewage collection or disposal systems.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 76.

An Act amending the act of June 5 1947 (P L 458) entitled as amended "Parking Authority Law" increasing the minimum amount for which an Authority may contract or purchase without bids.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 124.

An Act amending the act of August 9 1955 (P L 323) entitled "The County Code" authorizing counties to acquire and maintain historical property and permitting county planning commissions to make recommendations in relation thereto.

Referred to the Committee on Counties.

SENATE BILL No. 125.

An Act amending the act of May 1 1933 (P L 103) entitled "The Second Class Township Code" authorizing townships to acquire and maintain historical property and permitting township planning commissions to make recommendations in relation thereto.

Referred to the Committee on Counties.

SENATE BILL No. 126.

An Act amending the act of June 24 1931 (P L 1206) entitled "The First Class Township Code" authorizing townships to acquire and maintain historical property and permitting township planning commissions to make recommendations in relation thereto.

Referred to the Committee on Counties.

SENATE BILL No. 127.

An Act amending the act of June 23 1931 (P L 932) entitled "The Third Class City Code" authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto.

Referred to the Committee on Counties.

SENATE BILL No. 128.

An Act amending the act of May 4 1927 (P L 519) entitled "The Borough Code" authorizing boroughs to acquire and maintain historical property and permitting borough planning commissions to make recommendations in relation thereto.

Referred to the Committee on Counties.

SENATE BILL No. 145.

An Act amending the act of July 7 1947 (P L 1368) entitled "Real Estate Tax Sale Law" further providing for methods of notification changing the date of tax sales limiting agreements to stay sales and increasing costs allowed relative to sales.

Referred to the Committee on Judiciary.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. J. J. MURRAY, JENKINS, GOLDSTEIN, RIGBY, FOERSTER and WILT. RESOLUTION No. 25.

In the House of Representatives, February 16, 1959.

RESOLUTION ON WORK AWARDED ENGLISH CONCERN

Whereas, The Tennessee Valley Authority (TVA) is seriously jeopardizing American Recovery from the recession by awarding sizable contracts to foreign concerns; and

Whereas, our immediate concern is the loss of a Multi-Million Dollar Turbo-Generator contract to the C. A. Parsons Company of England while the Westinghouse Electric Corporation, East Pittsburgh, Pennsylvania was the lowest Domestic Bidder; and

Whereas, the importation of this electrical apparatus will result in the loss of more than one million man-hours of work for the Westinghouse Electric Corporation employees which is comparable to work for 700 employees for one year or 350 employees for two (2) years; and

Whereas, there will also result in the loss of direct and indirect taxes in the amount of $3,255,500.00 Federal and $363,300.00 State; and

Whereas, during eleven (11) months of 1958 the Federal Government awarded $30,530,114.00 in heavy electrical apparatus contracts and foreign manufacturers were awarded 35% or $10,711,070.00; and

Whereas, we believe that in addition to the effect this policy has on our economy, it is a reckless and hazardous policy for the security of our nation as this equipment will now be dependent on a foreign company, from across the ocean, for maintenance and repair.

Whereas, the government of England stands steadfast in its policy that no equipment as referred to herein shall be purchased by English concerns from a foreign country because of national security; and

Whereas, we believe the Government should look beyond the price alone and evaluate the health of our own economy and the soundness of our national defense; therefore be it

Resolved, that the House of Representatives of the Commonwealth of Pennsylvania hereby memorialize the President of the United States and the Congress of the United States to establish a congressional committee to investigate the policies of the Tennessee Valley Authority, so that further loss of employment in the United States, at a time when employment is now of grave concern, will be avoided; and be it further

Resolved, that copies of this resolution be transmitted to the President of the United States, the Presiding Officers of each House of Congress of the United States and to each Senator and Representative from the Commonwealth of Pennsylvania in the House of Representatives.

Referred to the Committee on Rules.

By Mr. BUCHANAN. RESOLUTION No. 26.

In the House of Representatives, February 16, 1959.

New industries indicate that Indiana County has made many industrial and economic advancements through the progressive attitude of its people; however, the area is in dire need of adequate recreational facilities, a prime requisite for their continued development.

Construction of a State recreational park in Indiana County would supply the necessary recreational facilities as well as provide Indiana County, one of Pennsylvania's distressed labor areas, with a new industry during the hunting, fishing and vacation seasons. Such a project would also furnish a vital source of water for the area's growing industrial needs.

The benefit of such a State recreational park would not be entirely local. The strategic location of Indiana County in west central Pennsylvania is easily accessible to the residents of surrounding Jefferson, Cambria, Armstrong and Westmoreland Counties, and is less than fifty miles from Pittsburgh and its urban areas; therefore, be it

Resolved, That the House of Representatives urge the Secretary of Forests and Waters to construct a State recreational park, complete with a dam and adequate facilities, such as boating, fishing and swimming, for the vacationing public; and be it further

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the Secretary of Forests and Waters.

Referred to the Committee on Rules.

By Messrs. SAKULSKY, JIM, MAXWELL and MILLS. RESOLUTION (Not Printed).

In the House of Representatives, February 10, 1959.

BEST WISHES OF THE HOUSE OF REPRESENTATIVES EXTENDED TO JOHN L. LEWIS FOR HIS SPEEDY RECOVERY

Whereas, John L. Lewis has dedicated a lifetime of service to the people, and

Whereas, he is one of the outstanding figures of the century, and

Whereas, the said John L. Lewis has been confined to the hospital because of illness. In recognition of his outstanding service both to labor and to the Commonwealth, be it

Resolved, That the House of Representatives of Pennsylvania send him greetings and the wishes for a speedy and quick recovery.

Referred to the Committee on Rules.

APPOINTMENT OF PENNSYLVANIA COMMISSION ON INTERSTATE COOPERATION

In the House of Representatives, February 17, 1959.

The SPEAKER. Pursuant to the Act of March 24, 1937, (P. L. 109), as amended by the Act of March 29, 1935, (P. L. 25), and June 23, 1955, (Act No. 58), the Speaker appoints as members on the part of the House of the Pennsylvania Commission on Interstate Cooperation: Messrs. Lopresti, Chairman; Breth, Boies, Petrosky, Johnson, Wood, and Hocker.

LEAVES OF ABSENCE

Mr. Gibson for Mr. THOMPSON for today.

Mr. Gibson for Mr. GOLDSTEIN for today.

Mr. Willaredt for Mr. BRENNINGER for today because of illness.

Mr. REIDENBACH for himself for today because of official business.

REPORTS FROM COMMITTEE

Mr. FRANK from the Committee on Fisheries, reported as committed, House Bill No. 157, entitled:

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L. 448) authorizing artificial propagation licensees to kill bullfrogs and tadpoles.

Mr. KOVOLENKO from the Committee on Counties, reported as committed, House Bill No. 170, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing the appointment and prescribing the powers of county police.

Mr. DENGLER from the Committee on Education, reported as committed, House Bill No. 173, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for reimbursement for pupil transportation in second class school districts.

Mr. SHERMAN from the Committee on Judiciary, reported as committed, House Bill No. 183, entitled:

An Act amending the act of May 29, 1931 (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; * * *," providing that notice to the owner or terre tenant of lands to be sold for taxes be served by registered or certified mail.

Mr. FINEMAN from the Committee on State Government, reported as committed, House Bill No. 190, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania.

Mr. FLOYD from the Committee on Education, reported as committed, House Bill No. 195, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing Commonwealth reimbursement to school districts, on account of migratory children attending their schools and making an appropriation.

Mr. FOERSTER from the Committee on Cities-Counties Second and Second Class A, reported as committed, House Bill No. 198, entitled:

An Act reenacting and amending the act of June 27, 1955 (P. L. 288), entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification; * * *" extending the provisions of the act to cities of the second class.

Mr. RUDISILL from the Committee on State Government, reported as committed, House Bill No. 218, entitled:

An Act amending the act of December 20, 1933 (1933-34 P. L. 89), entitled "An act appropriating the moneys in The State Stores Fund," providing for additional kinds of insurance.

Mr. LIGHT from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 228, entitled:

An Act amending the "Dog Law of 1921," approved May 11, 1921 (P. L. 522), changing the method of collecting fees for killing and disposing of unlicensed dogs.

Mr. SAKULSKY from the Committee on Counties, reported as committed, House Bill No. 231, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing the appointment of solicitors by certain county officials and limiting the duties of the county solicitor.

Mr. KAMYK from the Committee on Cities-Counties Second Class and Second Class A, reported as committed, House Bill No. 237, entitled:

An Act amending the act of December 22, 1951 (P. L. 1715), entitled "An act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities * * *," providing for the payment of salaries of council members in semi-monthly installments.

Mr. FULMER from the Committee on Boroughs, reported as committed, House Bill No. 252, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), increasing the limitation on the salaries of burgesses.

Mr. T. H. W. JONES from the Committee on State Government, reported as committed, House Bill No. 276, entitled:

An Act amending the Act of April 27, 1927 (P. L. 465), entitled, as amended, "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; * * *," to exclude from its provisions certain projectionists of motion pictures under certain conditions.

Mr. RENWICK from the Committee on State Government, reported as committed, House Bill No. 310, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

Mr. McCORMACK from the Committee on Professional Licensure, reported as committed, House Bill No. 313, entitled:

An Act amending "The Dental Law," approved May 1, 1933 (P. L. 216) changing the definition of the "practice of dentistry" and changing penalties relating to dental technicians.

Mr. MACHMER from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 315, entitled:

An Act amending the "Milk Sanitation Law," approved July 2, 1935 (P. L. 589) relieving the Secretary of Health and the Advisory Health Board of certain powers and duties; imposing powers and duties on the Secretary of Agriculture; establishing certain fees; * * *.

Mr. YETTER from the Committee on Highways, reported as committed, House Bill No. 317, entitled:

An Act prohibiting the erection and maintenance of certain advertising devices along highways on the National System of Interstate and Defense Highways; * * *.

Mr. NEEDHAM from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 321, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making a portion of the moneys appropriated available for payment to the Department of Forests and Waters for a study and investigation of matters and problems relating to certain flood waters.

Mr. MUSTO from the Committee on Rules, reported as committed, House Bill No. 337, entitled:

An Act amending the "Banking Code," approved May 15, 1933 (P. L. 624), by permitting banks and bank and trust companies to invest to a limited extent in the shares of small business investment companies.

Mr. FOX from the Committee on Boroughs, reported as committed, House Bill No. 350, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

Mr. McCANN from the Committee on Rules, reported as committed, House Resolution No. 25. (Not printed)

BILLS RE-REFERRED

Mr. SCHWARTZ from the Committee on State Government, returned with the recommendation that it be re-referred to the Committee on Ways and Means, House Bill No. 37, entitled:

An Act amending the "Selective Sales and Use Tax Act" of March 6, 1956 (P. L. 1228), further exempting from the tax certain organizations.

The SPEAKER. The bill is re-referred to the Committee on Ways and Means.

Mr. SCHWARTZ from the Committee on State Government, returned with the recommendation that it be re-referred to the Committee on Elections and Apportionment, House Bill No. 154, entitled:

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), increasing the minimum compensation payable to election officers in third to eighth class counties in certain cases.

The SPEAKER. The bill is re-referred to the Committee on Elections and Apportionment.

Mr. POLASKI from the Committee on Municipal Corporations, returned with the recommendation that it be re-referred to the Committee on Elections and Apportionment, House Bill No. 184, entitled:

An Act amending "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns and Townships," approved April 29, 1937 (P. L. 487) requiring the commission to prepare for each election district a list of the names and addresses of registered electors ararnged either by streets and house numbers or alphabetically.

The SPEAKER. The bill is re-referred to the Committee on Elections and Apportionment.

Mr. RUDISILL from the Committee on Judiciary, returned with the recommendation that it be re-referred to the Committee on Elections and Apportionment, House Bill No. 243, entitled:

An Act amending the act of June 8, 1893 (P. L. 345), entitled "An act relating to Mandamus," further regulating the issuance and prosecution of writs of mandamus.

The SPEAKER. The bill is re-referred to the Committee on Elections and Apportionment.

RESOLUTION

HOUSE RESOLUTION No. 25

Mr. McCANN asked and obtained unanimous consent for the immediate consideration of House Resolution No. 25.

The resolution was read as follows:

In the House of Representatives,
February 16, 1959.

RESOLUTION ON WORK AWARDED ENGLISH CONCERN

Whereas, The Tennessee Valley Authority (TVA) is seriously jeopardizing American Recovery from the recession by awarding sizable contracts to foreign concerns; and

Whereas, our immediate concern is the loss of a Multi-Million Dollar Turbo-Generator contract to the C. A. Parsons Company of England while the Westinghouse Electric Corporation, East Pittsburgh, Pennsylvania was the lowest Domestic Bidder; and

Whereas, the importation of this electrical apparatus will result in the loss of more than one million man-hours of work for the Westinghouse Electric Corporation employees which is comparable to work for 700 employees for one (1) year or 350 employees for two (2) years; and

Whereas, there will also result in the loss of direct and indirect taxes in the amount of $3,255,500.00 Federal and $363,300.00 State; and

Whereas, during eleven (11) months of 1958 the Federal Government awarded $30,530,114.00 in heavy electrical apparatus contracts and foreign manufacturers were awarded 35% or $10,711,070.00; and

Whereas, we believe that in addition to the effect this policy has on our economy, it is a reckless and hazardous policy for the security of our nation, as this equipment will now be dependent on a foreign company, from across the ocean, for maintenance and repair.

Whereas, the government of England stands steadfast in its policy that no equipment as referred to herein shall be purchased by English concerns from a foreign country because of national security; and

Whereas, we believe the Government should look beyond the price alone and evaluate the health of our own economy and the soundness of our national defense; therefore be it

Resolved, that the House of Representatives of the Commonwealth of Pennsylvania hereby memorialize the President of the United States and the Congress of the United States to establish a congressional committee to investigate the policies of the Tennessee Valley Authority, so that further loss of employment in the United States, at a time when employment is now of grave concern, will be avoided; and be it further

Resolved, that copies of this resolution be transmitted to the President of the United States, the Presiding Officers of each House of Congress of the United States and to each Senator and Representative from the Comomnwealth of Pennsylvania in the House of Representatives.

On the question,

Will the House adopt the resolution?

Mr. McCANN. Mr. Speaker, I believe that we in Pennsylvania are certainly deeply interested in the electrical equipment which is being purchased for the TVA by the government of the United States, for we are one of the largest main suppliers of this large electrical equipment, and certainly I believe all the Members of the House are aware that Westinghouse and General Electric in the United States are great suppliers in this field.

We believe the resolution outlines very carefully the things that we are asking the President of the United States and the Congress of the United States to do in regard to any orders of this type. These contracts that amount to many millions of dollars take many man-hours of work of this country and particularly out of the Commonwealth of Pennsylvania.

We certainly hope that this resolution will be passed unanimously and that future consideration will be given very carefully to the American working man.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 16, 1959.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, February 23, 1959 at three o'clock p.m., EST, and when the House of Representatives adjourns this week, it reconvene Tuesday, February 24, 1959, at eleven o'clock a.m., EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bill for concurrence, No. 60.

PERMISSION TO ADDRESS HOUSE

Mr. AUKER asked and obtained unanimous consent to address the House.

Mr. Speaker, a bill has been introduced concerning the orders issued by the State Department of Labor and Industry, said orders concerning the alleged fire hazards existing in various schools, both public and parochial, throughout the state. It is felt that this bill gives a new approach to the entire school fire-hazard problem, and it is for that reason that I am asking the indulgence of this House to briefly review the facts surrounding the entire situation.

These preemptory orders issued to various school districts, both public and parochial, throughout the state were to the effect that after inspections were made by the field men, and alleging that fire hazards of certain natures existed in the buildings in the school district, it was reported that the buildings concerned be closed down. In some cases they were allowed ten days and in others, such as the Altoona District, only 48 hours to make the necessary corrections and repairs or else the building would be closed down. There was involved, to name a few, lack of fire escapes, fire doors, doors opening inwardly, and especially fire towers. In many instances, the minor corrections could be made, and were pledged to be made by the various school districts affected. However, the erection of a fire tower was an entirely different story, as well as various other structural repairs that were ordered to be made.

I am not criticizing the orders issued, as such in principle; nor am I criticizing the ends sought to be accomplished. Rather I recommend the Department be praised, and I commend the Department and the Administration for the prompt inspection drive made in order to make sure that no fire disaster occurs in any of our public or parochial schools, and to avoid any single life being lost or injury being incurred in case of such school fire. "All to often the door is locked after the horse has been stolen." This is certainly a very true axiom, and an axiom that has been disregarded time and time again in government circles, local, state, and federal circles. I believe every step should be taken that is possible to be taken by the state administration and by local school authorities, both public and parochial, to make sure that no fire disaster occurs in Pennsylvania, but consistent with common sense, logic and the practicability of the steps and orders being able to be put into operation.

I am criticizing the shortness of time given in such orders to make such corrections. Certainly it must receive every consideration that if at all possible, no school will be shut down and the children left without any schooling for a period of perhaps months that could affect the children's entire public school education and record and have very serious repercussions upon the lives of the children.

This brings into consideration the cost of making the temporary and permanent corrections. Where temporary repairs are made with the consent of the Department the cost is not too great. Said temporary repairs to last only of course until the permanent repairs and corrections are made, and this is where the cost factor is a very serious consideration. Let me take for an example, the Altoona School District, which was one of the first, if not the first district to receive such orders, and the orders were to make corrections in 48 hours and not in ten days as the Secretary of the Department testified before the Senate Committee. I have been reliably informed that the cost for all permanent repairs will run into thousands of dollars and perhaps even as high as $300,000; and these permanent repairs would have to be made by September 1, 1959. One can easily see the tremendous impact and problem that poses for the finances in the Altoona School District. Their budget has already been set for the current financial year and the new budget would not go into effect until July 1959. No provisions have been made in the current budget for such costly repairs. This amount is practically 1/6th or 1/7th of the entire budget of the school district for the financial year.

In addition to that, there is the question of the competitive bidding for these large permanent repairs, such as a fire tower. The competitive bidding being required by law, both for the permanent repairs and in many instances for the temporary repairs. Even if the competitive bidding was waived by the Department and all concerned, then you would have the problem of the repairs costing possibly much more than you would have had to pay if competitive bidding would have been put into operation.

In addition there is the problem of being able to get the material for such things as a permanent fire tower fabricated within the time specified, to wit: September 1, 1959. On reliable information I have been informed that it takes anywhere from four to ten months to get these steel stairways and other such materials fabricated, because theer is no set plan or form for them and each requires separate consideration.

In addition, there is also the problem of the waste of the taxpayers' money, for many of the buildings which these permanent costly repairs have been ordered to be

made are already in the plans of the Altoona School District, and I feel sure the same are in the plans of other school districts, to be replaced by new modern buildings within the next three to five years. This truly would be money down the drain in that if any other possible way can be devised to reach the same ends sought by the Department and to accomplish the safety measures desired, then certainly those methods should be used rather than those ordered by the Department. If no other way can be found to accomplish the said ends, then certainly that money would not be money down the drain. I would be the last one to say that no amount of money spent to prevent the loss of lives was money wasted, but would certainly be money well spent.

Now, who pays the bill for all these public improvements? There is only one person who pays, and that is the taxpayer, the people through their tax paying dollar. This is true of any governmental operation, whether local, state or federal. Certainly it would be a truism well said that the people of this country do not seem to have awakened to the fact that if they ask for extra government service or additional service, it is they, through their own tax paying dollar, that pay the bill; and it is certainly true that when there is a state or federal agency involved rather than on a local basis, then it is going to cost from 25 to 30 percent more to have it done, than if done on a local level. Therefore, I cannot see that the bill introduced by my honorable colleague, the Minority Floor Leader and my good friend, Mr. Johnson of McKean County, is going to solve the problem.

I firmly believe that what I have said thus far applies not only to the Altoona School District but would apply to all of the school districts, both public and parochial, that have been subject to these orders, and those other school districts that will in the future be subject to these orders from the Labor & Industry Department.

What is the end sought by these orders and what is the purpose of these inspections and orders? Answering that question it is self-evident that it is the prevention of fire disaster and especially loss of life or any injury. I believe it can be assumed as a fact that the thing that started the inspections and orders was the serious and calamitous Chicago School Fire resulting in the great loss of life of children. Whether or not it has been fully and adequately proven just what was the cause of that fire, I am not able to say. From the press it would seem there were different causes. First of all, I believe it was caused by extreme negligence on the part of someone that the fire was even started at all; second, the allowing of trash and paper to accumulate where it could be set afire; third, certain doors not being properly closed; fourth, inadequate means of exit from the second floor of the building; and fifth, the lack of an adequate fire alarm system.

Let us consider the fire cause, the starting of the fire. It is a proven fact that practically all fires are caused by human negligence, carelessness, and neglect. I am not going to dwell on the other causes except to say that every precaution should be taken to avoid any disaster where any fire may get started in any school building, either public or parochial, or any building where an assemblage of any size is being held. The point that I am trying to make, in my feeble way, is to say that if we put the stress and most force and power behind the prevention of any fire, to my way of thinking, this would be the biggest step taken in the prevention of any fire disaster.

This brings me to the points and provisions set forth in the bill that has been introduced. Under this bill, it provides as follows:

Where the Department of Labor and Industry has issued an order for the closing of any school by reason of violation of the state Fire and Panic Act, the order shall be suspended for a period of up to five years, providing that the school district furnishes adequate proof to the Department that the school is being fully patrolled as often as may be necessary, hourly or otherwise, in order to prevent any fires and discover any fires at the inception. It is suggested that if the time period of five years is too long, the Act can be amended to provide for a two year suspension of the order.

Possibly, and this is just a suggestion and not meant as criticism, that considering the seriousness of the situation existing in various school buildings throughout the state and probably various other buildings and auditoriums where assemblages, large and small, are held, that the administration order and summon a fire safety commission composed of the top experts of the state and if necessary of the country, to meet immediately and to see what steps should be taken to meet this serious situation head on and set the proper machinery in motion as quickly as possible to prevent any fires occurring. As I said, time is of the essence.

Your speaker firmly believes that a constant patrolling of all school buildings, possibly every half hour or hour, whatever may be needed, of all halls and auditoriums where there is a public assemblage, would go a long way and perhaps be the biggest step in avoiding any fire disaster.

Under this bill, such patrolling would be an absolute necessity and if the school district did not furnish adequate proof that such was being done, then that building should be closed down without any delay. Mr. Speaker and members of the House, I respectfully submit the bill as offered, not in the way of criticism but as a helpful suggestion as to how this very serious problem may be solved and avoid the children being left out of school for a period of weeks or months affecting their entire school record, and having a very serious impact upon the taxpayers of this State, who are already so heavily overburdened.

This bill was drafted, prepared, and presented at the suggestion of the Board of Directors of the Altoona School District; and from what I have been given to understand, is endorsed by other school districts. In fact since yesterday I have been authorized to say that the bill has received endorsement of the State School Directors' Association. The suggestion as to the constant patrolling of the schools was made by a long time experienced director, Paul Reynolds of the Altoona School District, who is also a retired executive of the Pennsylvania Railroad Company; and likewise was suggested by the Honorable Senator Paul Wagner on the floor of the Senate.

I believe the suggestions are very pertinent and I submit the entire matter for your very serious consideration, and certainly hope the administration will take immediate steps to take the best possible way out

of this situation, and one that will fully accomplish the ends and purposes desired, and one that will fully accomplish those purposes without any adoption of any additional tax burden upon our already overburdened taxpayers.

MINORITY LEADER ADDRESSES HOUSE

Mr. A. W. JOHNSON. Mr. Speaker, yesterday we received the much heralded report of the Tax Policy Committee. I am not going to discuss this morning the taxes recommended in that report. We will want to, of course, study the report and wait for the budget message of His Excellency, the Governor, which I understand will be forthcoming in the next two weeks.

I am, however, this morning going to talk about one of the glaring items in the report, and that is the $170 million deficit which will be the figure, according to the report, at the end of this biennium.

Those of us who were invited down to the Executive Mansion yesterday appreciated the invitation. I think the Governor is showing great deference to the General Assembly in keeping us well informed on matters of great public interest.

While at the parley we received the report, and on just about the first page we read this figure that we are asked to arrive at, the figure of $170 million for the deficit. To tell you the truth, I pretty near fell off my chair when I read that figure. I was amazed and astonished and I am sure that everybody else at that meeting was amazed at that figure. Nobody had heard of such an astronomical figure as $170 million, and I even heard this morning that it is going to run to $176 million.

Now, in observation about the whole matter, here is the way we look at it on this side of the aisle. We say that the Governor of Pennsylvania last year had a duty to the people of this state when he was campaigning for United States Senator, and I would say that our present Governor had a duty if he knew, and I feel he must have known about this deficit, to tell the people of this state exactly the condition that the state would find itself in at the end of the current biennium. I would say that had they told the people of this state that we are operating at a $170 million deficit, instead of saying that the 1957 session of the General Assembly was a do-nothing, spend-nothing legislature, had the people known what the figure would be, you certainly would not be in power in this state today. I do not believe you would have a chief executive in the front office. There would be a Republican there. Because, I am sure, the people of this state do not consider a deficit like that in a two-year period as good government. That is not good housekeeping. That is certainly nothing to brag about, and I am sure that nobody is going to brag about a $170 million deficit in a scant two-year period.

Now we might ask you folks, how come a deficit? What is it made up of? We know that it is, of course, a lag in tax collections owing to the recession. How much of it is new spending; how much of it is spending over and beyond what we appropriated? Just what is the situation that would cause this great state of ours to be in such a careless financial plight during this current biennium.

I will say that by the time this biennium ends, once you have tapped the Motor License Fund and spent the General Fund, have scraped the bottom of every barrel in the state, by May 31st there will not be a dollar left in the State Treasury.

A special session should have been called last summer when the Governor knew the facts. I said that here before. We would have addressed ourselves to the problem. Had there been new taxes needed, I am sure we would have stood up and enacted new taxes. It is too bad to have let it go.

The SPEAKER. Gentlemen, this is a deliberative body. If we once get into the habit of being discourteous on one side of the House you will have discourtesy on the other side and the House will eventually wind up as some sort of a political free-for-all. I hope there will be no derision of a speaker on the floor, regardless of who is talking.

The gentleman will proceed.

Mr. A. W. JOHNSON. We were in power then, we would have had to do it; you folks would not.

I must say I would not infringe upon the time of the House if I did not think this was a very, very important matter. I think the people of Pennsylvania should know the issues, as I stated the other day. To repeat, I think if there had been called a special session, if we had been told there was going to be x-number of dollars in the red, we would have done something about it then. I am sure that we on this side would have had the courage to have voted taxes. We passed the Sales Tax and other taxes all these years. We passed it for you in 1955 when you were in power. I think we have shown our courage along that line.

I say it is too bad that today the state faces such a huge deficit and I hope that our present Governor, even though he did not do something about it in November when he was first elected, is spending many a sleepless night worrying about it and planning how to get us out of the dilemma.

MAJORITY LEADER ADDRESSES HOUSE

Mr. McCANN. Mr. Speaker, first I would like to say that I am sure the gentleman from McKean, Mr. Johnson, could not have fallen off his seat yesterday when he was present in the Executive Mansion and listened with great interest to the entire text of he Tax Commission Study Report, for he was pinned in between two worthy Republicans who would not have let him fall down.

But I will say this. It is good to assume that you would do something. But it is a fact that the Governor who was elected to serve in the Executive Mansion has been forthright and rather clear in outlining the fiscal situation of the Commonwealth of Pennsylvania.

I think it is a matter of record, as Mr. Johnson has stated, that we will be in Joint Session on Monday, March 2, to receive the budget in this House for the 1959-1961 period. I believe the Governor very wisely has continued to work very closely with all segments of all parties in trying to help find a solution in this financial emergency situation in which the Commonwealth of Pennsylvania finds itself at the end of this biennium.

I am positive that the Appropriation Chairman of the House will present to the House a detailed report outlining the deficiencies that will appear here shortly in March, covering the amount that may appear in the report or may differ in the report.

I am no wizard nor can I gaze into any crystal ball. I too have heard different figures on deficiency totals. I am positive that none of us disagree that there is a deficiency. I am positive that we do agree that we need additional taxes for revenue for the Commonwealth. I am positive that we agree that we must provide the revenue to operate the Commonwealth, and I am confident that we will do that very thing, keeping in mind that the tax measures that will be presented here to raise the additional revenue will be those both you and I believe will be the ones that can solve the present financial emergency situation.

I know that it is easy to say that if the deficiencies had been assumed early in last year a special session would have provided additional taxation. That did not occur. There was no special session. You were in the Majority, and you certainly were right in saying that you would have provided necessary help to pass such additional tax programs. I compliment you and the Members of this House for your extended hand of cooperation in being willing to try to solve this financial emergency situation. I am convinced by the words you have expressed to me that we will be able to solve this situation.

The one thing I would like to say, for a few weeks there seemed to be a period here that some Members objected that there was not too much to do or not too much to grind on that was of deep interest. In a short period of time, the new Governor of this Commonwealth has outlined a timetable at which you were present, stating when he hoped to have the Tax Commission's report. That report was met on the exact date, February the 15th. That being a Sunday, the report was issued on Monday. He stated in January that early in March he would present the budget to the General Assembly. The date has been set: Monday, March the 2nd, the first working day of the month. Each of the timetables is being met.

Again I thank you for your extended hand of cooperation, for I shall listen with pleasure as those who seek other offices in other places will have to decide how they stand before Primary time.

RECESS

Mr. McCANN. Mr. Speaker, I ask that the House take a ten-minute recess for the purpose of a Philadelphia Democratic Caucus, in the Chief Clerk's office.

The SPEAKER. If there are no objections, the House will take a twelve-minute recess with fifteen minutes as the outside limit. The Chair hears none and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 38.

A Supplement to the act approved the nineteenth day of July one thousand nine hundred fifty-seven (Appropriation Acts p 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31 1957" by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May 31 1959.

HOUSE BILL No. 41.

An Act amending the "General Appropriation Act of 1957" approved July 19 1957 (Appropriation Acts page 60) deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions.

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 38.

A Supplement to the act approved the nineteenth day of July one thousand nine hundred fifty-seven (Appropriation Acts p 60) entitled "An act to provide for the ordinary expenses of the Eexecutive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31 1957" by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May 31 1959.

HOUSE BILL No. 41.

An Act amending the "General Appropriation Act of 1957" approved July 19 1957 (Appropriation Acts page 60) deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 141, entitled:

An Act imposing liability upon parents for the tortious acts of children under eighteen years of age setting limitations and providing procedure for recovery.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 260, entitled:

An Act creating and establishing the Legislative Budget and Finance Committee providing for its membership prescribing its powers functions and duties * * *.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 75, entitled:

An Act amending the act of June 28 1895 (P L 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' * * * providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns * * * within this Commonwealth" providing for the audit of certain funds by the auditors or controller of certain political subdivisions.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 76, entitled:

An Act amending "The Fiscal Code" approved April 9 1929 (P L 343) providing that the Department of the Auditor General shall not audit the accounts and records of organizations receiving money from the Fire Insurance Tax Fund.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 135 ,entitled:

An Act providing that in actions of trespass founded upon negligence the contributory negligence of a plaintiff shall not bar recovery unless such contributory negligence is a proximate cause of his injury.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 117, Printer's No. 28

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 163 entitled as follows:

An Act amending the "Public Utility Law" approved May 28 1937 (P L 1053) excluding buses owned by or under contract with school districts private or parochial schools for the transportation of school children and chaperons from the definition of common carrier by motor vehicle and contract carrier by motor vehicle in certain cases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Frascella,	McCann,	Royer,
Anderson,	Fulmer,	McCormack,	Rudisill,
Arlene,	Gailey,	McDonald,	Sakulsky,
Ashton,	Gallagher,	McInroy,	Scarcelli,
Auker,	Gelfand,	McKeever,	Schaaf,
Balthaser,	George,	McLaughlin,	Schuster,
Barton,	Gibson,	Machmer,	Schwartz,
Bell,	Goodrich,	Magee,	Seltzer,
Blair,	Gramlich,	Mahan,	Sherman,
Boles,	Guthrie,	Markley,	Shupnik,
Bonner,	Hamilton,	Maxwell,	Silverman,
Boris,	Haudenshield,	Meholchick,	Snare,
Bower,	Heavey,	Merry,	Snider,
Bowman,	Heffner,	Mihm,	Stank,
Branca,	Helm,	Miller, B. Z.,	Steckel,
Breth,	Henzel,	Miller, H. G.,	Stevens,
Brown,	Hocker,	Mills,	Stewart,
Buchanan,	Holliday,	Monroe,	Stimmel,
Burns,	Holt,	Muldowney,	Stone,
Capano,	Horst,	Mullen,	Stoner,
Capitolo,	Irvis,	Munley,	Strausser,
Cianfrani,	Isaacs,	Murphy, A.J., Jr.,	Stroup,
Cioffi,	Jenkins,	Murphy, P. J.,	Sullivan,
Clarke,	Jim,	Murray, H. P.	Taylor,
Comer,	Johnson, A. W.,	Murray, J. J.,	Tompkins,
Cooper,	Johnson, R.,	Musto,	Trusio,
Crossin,	Jones, T. H. W.,	Naugle,	Ujobai,
Curwood,	Jump,	Needham,	Varallo,
Davis,	Kamyk,	Nelson,	Varner,
Dengler,	Kee,	O'Dell,	Verona,
Dennis,	Keiser,	O'Donnell, J. A.,	Wall,
Dennison,	Kernaghan,	O'Donnell, J. P.,	Walsh,
Devlin,	Kessler,	Odorisio,	Wargo,
Donahue,	Knecht,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Williams, A.D., Jr.,
Edwards,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eilberg,	Kubitsky,	Perry, P. E.,	Willard,
Eshback,	Lamb,	Petrosky,	Willaredt,
Eshleman,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Renwick,	Zimmerman,
Foerster,	Luigard,	Rigby,	Andrews,
Fox,	Lutty,	Riley,	Speaker
Frank,	McCandless,	Rovansek,	

NAYS—0

NOT VOTING—12

Brenninger,	Gibb,	Moran,	Thompson,
Ewing,	Goldstein,	Murray, P. G.,	Weidner,
Garlock,	Jones, G. E.,	Reidenbach,	Whittaker,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 199 ,entitled as follows:

An Act amending the "Skimmed Milk Law" approved June 29, 1923 (P L 929) removing certain limitations.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Frascella,	McCann,	Royer,
Anderson,	Fulmer,	McCormack,	Rudisill,
Arlene,	Gailey,	McDonald,	Sakulsky,
Ashton,	Gallagher,	McInroy,	Scarcelli,
Auker,	Gelfand,	McKeever,	Schaaf,
Balthaser,	George,	McLaughlin,	Schuster,
Barton,	Gibson,	Machmer,	Schwartz,
Bell,	Goodrich,	Magee,	Seltzer,
Blair,	Gramlich,	Mahan,	Sherman,
Boles,	Guthrie,	Markley,	Shupnik,
Bonner,	Hamilton,	Maxwell,	Silverman,

Boris,	Haudenshield,	Meholchick,	Snare,
Bower,	Heavey,	Merry,	Snider,
Bowman,	Heffner,	Mihm,	Stank,
Branca,	Helm,	Miller, B. Z.,	Steckel,
Breth,	Henzel,	Miller, H. G.,	Stewart,
Brown,	Hocker,	Mills,	Stimmel,
Buchanan,	Holliday,	Monroe,	Stone,
Burns,	Holt,	Muldowney,	Stoner,
Capano,	Horst,	Mullen,	Strausser,
Capitolo,	Irvis,	Munley,	Stroup,
Cianfrani,	Isaacs,	Murphy, A.J., Jr.,	Sullivan,
Cioffi,	Jenkins,	Murphy, P. J.,	Taylor,
Clarke,	Jim,	Murray, H. P.	Tompkins,
Comer,	Johnson, A. W.,	Murray, J. J.,	Trusio,
Cooper,	Johnson, R.,	Musto,	Ujobai,
Crossin,	Jones, T. H. W.,	Naugle,	Varallo,
Curwood,	Jump,	Needham,	Varner,
Davis,	Kamyk,	Nelson,	Verona,
Dengler,	Kee,	O'Dell,	Wall,
Dennis,	Keiser,	O'Donnell, J. A.,	Walsh,
Dennison,	Kernaghan,	O'Donnell, J. P.,	Wargo,
Devlin,	Kessler,	Odorisio,	Welsh,
Donahue,	Knecht,	Ogilvie,	Wescott,
Donaldson,	Kooker,	O'Neil,	Wheeler,
Dougherty,	Kornick,	Parlante,	Williams,A.D.,Jr.,
Down,	Korns,	Pashley,	Williams, E. S.,
Edwards,	Kovolenko,	Perry, H. H.,	Willard,
Eilberg,	Kubitsky,	Perry, P. E.,	Willaredt,
Eshback,	Lamb,	Petrosky,	Wilt,
Eshleman,	Lee, A. M.,	Polaski,	Wood,
Farabaugh,	Lee, K. B.,	Polen,	Worley,
Fetterolf,	Leonard,	Prendergast,	Wynd,
Filo,	Light,	Price,	Yatron,
Fineman,	Limper,	Pursley,	Yetter,
Floyd,	Lippincott,	Reibman,	Zimmerman,
Flynn,	Lopresti,	Renwick,	Andrews,
Foerster,	Luigard,	Rigby,	Speaker
Fox,	Lutty,	Riley,	
Frank,	McCandless,	Rovansek,	

NAYS—1

Stevens,

NOT VOTING—12

Brenninger,	Gibb,	Moran,	Thompson,
Ewing,	Goldstein,	Murray, P. G.,	Weidner,
Garlock,	Jones, G. E.,	Reidenbach,	Whittaker,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 201, entitled as follows:

An Act amending "The Pennsylvania Seed Act of 1947" approved June 5, 1947 (P. L. 426) including the words "nursery crops" in the definition of "agricultural seeds" adding and removing certain packaging and labeling requirements and granting additional powers to the department.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Frascella,	McCann,	Royer,
Anderson,	Fulmer,	McCormack,	Rudisill,
Arlene,	Gailey,	McDonald,	Sakulsky,
Ashton,	Gallagher,	McInroy,	Scarcelli,
Auker,	Gelfand,	McKeever,	Schaaf,
Balthaser,	George,	McLaughlin,	Schuster,
Barton,	Gibson,	Machmer,	Schwartz,
Bell,	Goodrich,	Magee,	Seltzer,
Blair,	Gramlich,	Mahan,	Sherman,
Boies,	Guthrie,	Markley,	Shupnik,
Bonner,	Hamilton,	Maxwell,	Silverman,
Boris,	Haudenshield,	Meholchick,	Snare,
Bower,	Heavey,	Merry,	Snider,
Bowman,	Heffner,	Mihm,	Stank,
Branca,	Helm,	Miller, B. Z.,	Steckel,
Breth,	Henzel,	Miller, H. G.,	Stevens,
Brown,	Hocker,	Mills,	Stewart,
Buchanan,	Holliday,	Monroe,	Stimmel,
Burns,	Holt,	Muldowney,	Stone,
Capano,	Horst,	Mullen,	Stoner,
Capitolo,	Irvis,	Munley,	Strausser,
Cianfrani,	Isaacs,	Murphy, A.J., Jr.,	Sullivan,
Cioffi,	Jenkins,	Murphy, P. J.,	Taylor,
Clarke,	Jim,	Murray, H. P.	Tompkins,
Comer,	Johnson, A. W.,	Murray, J. J.,	Trusio,
Cooper,	Johnson, R.,	Musto,	Ujobai,
Crossin,	Jones, T. H. W.,	Naugle,	Varallo,
Curwood,	Jump,	Needham,	Varner,
Davis,	Kamyk,	Nelson,	Verona,
Dengler,	Kee,	O'Dell,	Wall,
Dennis,	Keiser,	O'Donnell, J. A.,	Walsh,
Dennison,	Kernaghan,	O'Donnell, J. P.,	Wargo,
Devlin,	Kessler,	Odorisio,	Welsh,
Donahue,	Knecht,	Ogilvie,	Wescott,
Donaldson,	Kooker,	O'Neil,	Wheeler,
Dougherty,	Kornick,	Parlante,	Williams,A.D.,Jr.,
Down,	Korns,	Pashley,	Williams, E. S.,
Edwards,	Kovolenko,	Perry, H. H.,	Willard,
Eilberg,	Kubitsky,	Perry, P. E.,	Willaredt,
Eshback,	Lamb,	Petrosky,	Wilt,
Eshleman,	Lee, A. M.,	Polaski,	Wood,
Farabaugh,	Lee, K. B.,	Polen,	Worley,
Fetterolf,	Leonard,	Prendergast,	Wynd,
Filo,	Light,	Price,	Yatron,
Fineman,	Limper,	Pursley,	Yetter,
Floyd,	Lippincott,	Reibman,	Zimmerman,
Flynn,	Lopresti,	Renwick,	Andrews,
Foerster,	Luigard,	Rigby,	Speaker
Fox,	Lutty,	Riley,	
Frank,	McCandless,	Rovansek,	

NAYS—1

Stroup,

NOT VOTING—12

Brenninger,	Gibb,	Moran,	Thompson,
Ewing,	Goldstein,	Murray, P. G.,	Weidner,
Garlock,	Jones, G. E.,	Reidenbach,	Whittaker,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

COMMEMORATING WASHINGTON'S BIRTHDAY

Messrs. McCANN and HELM offered a resolution and asked and obtained unanmious consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives,
February 17, 1959.

The contribution of one man to the establishment of our Nation far outshadows that of any other. That man is George Washington, who forever shall be remembered as the Father of the United States. This outstanding Patriot, who forsook the life of ease he could so well have followed, willingly endured extreme hardship to hold together a struggling young nation and to form the nucleus of what has become the leading nation of the world.

The steadfast courage and indomitable perserverance of George Washington, in the face of what to lesser men would have seemed insurmountable obstacles, permitted him to lead our forefathers to victory and the freedom we so greatly cherish. His accomplishments as a soldier, statesman, and as our first President have, throughout

the years, served as an inspiration to Legislators and ordinary citizens alike.

The many attributes of this outstanding patriot are indeed worthy of note on this, the 228th Anniversary of his birth; therefore be it

Resolved, That the House of Representatives pause and reflect upon the memory of George Washington and let the example which he set, serve as a source of energy for us to strive to serve unselfishly and steadfastly toward the betterment of our Commonwealth and our Nation.

ANNOUNCEMENTS

Mr. McCANN. There will be a meeting of the Committee on Game and Conservation in Room 323 immediately following the session today.

Mr. Speaker, the schedule for next week in the House of Representatives which has been outlined very clearly in the past two weeks: There will be no session on Monday. There will be a session on Tuesday beginning at 11 a. m. I would like to read the following announcement dealing with the end of the session on Tuesday.

Special cars are being provided by the Pennsylvania Railroad for legislators who will attend the annual dinner at the Bellevue-Stratford Hotel in Philadelphia. The train leaves the Harrisburg Pennsylvania station on Tuesday, February 24, at 2:23 p. m. Special buses will meet this train to transport the legislators to the hotel and return.

We will be in session on Tuesday beginning at 11 a. m., adjourning in sufficient time for the Members to take the train to Philadelphia at 2:23. The Session on Wednesday, February 25, will begin at 12 o'clock noon.

There will be a Democratic caucus in the new House Caucus room on Tuesday at 10:00 a. m. Session at 11:00 a. m.

ADJOURNMENT

Mr. ODORISIO. Mr. Speaker, I move that this House do now adjourn until Tuesday, February 24, 1959 at 11:00 a. m.

The motion was agreed to, and (at 1:55 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., MONDAY, FEBRUARY 23, 1959. No. 15.

SENATE

MONDAY, February 23, 1959.

The Senate met at 3:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. ROBERT W. ORVIS, Rector of Trinity Memorial Episcopal Church, Erie, offered the following prayer:

I have three short prayers. First, I would like to pray for the family of Nations.

Almighty God, our heavenly Father, guide, we beseech Thee, the Nations of this world into the way of justice and truth, and establish among them that peace which is the fruit of righteousness, that they may become the Kingdom of our Lord and Saviour, Jesus Christ.

Let us pray for those in authority.

O Lord God Almighty, guide, we beseech Thee, all those to whom Thou hast committed the government of this Nation, and grant to them at this time special gifts of wisdom and understanding, of counsel and strength; that upholding what is right, and following what is true, they may obey Thy holy will and fulfill Thy divine purpose, through Jesus Christ, our Lord. Amen.

Let us pray for this State and the commonwealths.

Lord of power and Giver of grace and wisdom, we commend to Thee all who are engaged in the government of this Commonwealth. Especially we pray for those in the Executive, the Judicial and the Legislative Branches, especially in this Chamber, the Members of the Senate and all who serve in any special capacity. Grant to them clean hands, pure hearts and unfailing devotion to the cause of righteousness. To Thee, merciful Lord, we commend their work, praying that it may be such as will promote Thy work in our midst, to the succor of the poor, the relief of the oppressed, the putting down of all social evils and the redress of all social wrongs. Let all they think or speak or do be for Thy glory and the good of Thy people.

These things we say and ask through Christ, Who is our Saviour and our Lord. Amen.

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Carbon, Mr. Scott, to the rostrum to preside.

The PRESIDING OFFICER (William Z. Scott) in the Chair.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. WADE, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

JUSTICE OF THE PEACE

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George E. Hodgdon, Main and Bridge Streets, Alexandria, Huntingdon County, for appointment as Justice of the Peace in and for the Borough of Alexandria, Huntingdon County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry A. Harbst, R. D. 2, McVeytown, Mifflintown County, for appointment as Justice of the Peace in and for the Township of Oliver, Mifflin County, to serve until the first Monday of January 1960, vice Herbert T. Wylde, deceased.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF BARBER EXAMINERS

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edward

P. McCormack, 1603 Quincy Avenue, Dunmore, Lackawanna County, for reappointment as a member of the State Board of Barber Examiners, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF SCOTLAND SCHOOL FOR VETERANS' CHILDREN

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William S. Rahauser, 2 New Brighton Road, Ben Avon Heights, Pittsburgh, Allegheny County, for reappointment as a member of the Board of Trustees of Scotland School for Veterans' Children, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE MINE INSPECTORS' EXAMINING BOARD FOR THE BITUMINOUS COAL MINES OF PENNSYLVANIA

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ralph C. Beerbower, Jr., 11 Crestview Drive, Uniontown, Fayette County, for appointment as a member of the Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, vice Jesse F. Core, whose term expired.

DAVID L. LAWRENCE.

MEMBERS OF THE ANTHRACITE MINE INSPECTORS' EXAMINING BOARD

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Anthracite Mine Inspectors' Examining Board, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Charles E. Brown, 604 Greenwood Avenue, Pottsville, Schuylkill County, vice George J. Clark, Pottsville, whose term expired.

Ignatzius Zielenski, 279 East Broadway, Larksville, Luzerne County. (Reappointment)

Earl Strack, 219 Winters Avenue, West Hazleton, Luzerne County. (Reappointment)

DAVID L. LAWRENCE.

JUDGE OF THE COURT OF COMMON PLEAS OF THE FIFTH JUDICIAL DISTRICT OF PENNSYLVANIA COMPOSED OF THE COUNTY OF ALLEGHENY

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert Van der Voort, 1212 Frick Building, Pittsburgh, Allegheny County, for appointment as Judge of the Court of Common Please of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, until the first Monday of January 1960, vice Hon. Anne X. Alpern, resigned.

DAVID L. LAWRENCE.

ALDERMAN

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Henry G. Dudek, 1806 Homer Street, Pittsburgh 12, Allegheny County, for appointment as Alderman in and for the Twenty-fourth Ward of the City of Pittsburgh, Allegheny County, to serve until the first Monday of January 1960, vice Andrew T. Fenrich, resigned.

DAVID L. LAWRENCE.

COMMUNICATION FROM THE GOVERNOR

He also presented communication in writing from His Excellency(the Governor of the Commonwealth, which was read as follows:

JOINT SESSION

February 23, 1959

To the Honorable, the Senate
of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the Members in Joint Session March 2, 1959.

I shall be glad to have you fix the hour to suit your convenience.

DAVID L. LAWRENCE.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 163, entitled:

An Act amending the "Public Utility Law," approved May 18, 1937 (P. L. 1053) excluding buses owned by, or under contract with, school districts, private or parochial schools for the transportation of school children and chaperons from the definition of common carrier by motor vehicle and contract by motor vehicle in certain cases.

Which was committed to the Committee on Education.

House Bill No. 199, entitled:

An Act amending the "Skimmed Milk Law" approved June 29, 1923 (P. L. 920), removing certain limitations.

Which was committed to the Committee on Agriculture.

House Bill No. 201, entitled:

An Act amending "The Pennsylvania Seed Act of 1947," approved June 5, 1947 (P. L. 426), including the words "nursery crops" in the definition of "agricultural seeds" adding and removing certain packaging and labeling re-

quirements, and granting additional powers to the department.

Which was committed to the Committee on Agriculture.

BILLS INTRODUCED AND REFERRED

Mr. KESSLER read in his place and prestented to the Chair Senate Bill No. 289, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," decreasing and providing for the discontinuance of payments by the Commonwealth on account of closed schools.

Which was committed to the Committee on Education.

He also read in his place and presented to the Chair Senate Bill No. 290, entitled:

An Act providing for a referendum to determine the will of the electorate on certain contracts between any political subdivision and Authorities.

Which was committed to the Committee on Elections.

Messrs. SEYLER and WEINER read in place and presented to the Chair Senate Bill No. 291, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "Public School Employes Retirement Law," by extending to certain members of the one one-hundred-sixtieth class the right to elect a retirement option at any time prior to retirement or death and providing a presumption of election in certain cases.

Which was committed to the Committee on Education.

Messrs. BERGER and RUTH read in place and presented to the Chair Senate Bill No. 292, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," requiring additional payments by the Commonwealth on account of building rentals in certain cases where the Commonwealth owns sixty per centum or more of the land in the district.

Which was committed to the Committee on Education.

Mr. EHRGOOD read in his place and presented to the Chair Senate Bill No. 293, entitled:

An Act amending the act of June 21, 1939 (P. L. 566), entitled "The Pennsylvania Occupational Disease Act," limiting compensation payable for occupational diseases.

Which was committed to the Committee on Labor and Industry.

He also read in his place and presented to the Chair Senate Bill No. 294, entitled:

An Act imposing liability on charitable, religious and educational organizations and institutions for their torts.

Which was committed to the Committee on Judiciary General.

Messrs. EHRGOOD, WADE, BERGER, WEINER, WALKER, RUTH and STEVENSON read in place and presented to the Chair Senate Bill No. 295, entitled:

An Act making an appropriation to the Dickinson School of Law, Carlisle, Pennsylvania.

Which was committed to the Committee on Appropriations.

Messrs. MULLIN and SILVERT read in place and presented to the Chair Senate Bill No. 296, entitled:

An Act requiring the State Treasurer and other State officials to deduct the tax imposed by any first class city upon salaries, wages and other compensation paid to officers and employes of the Commonwealth domiciled or performing services within that city, and to make a return and remit the tax so deducted to the Revenue Commissioner of such city.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 297, entitled:

An Act repealing section 650, act of June 24, 1939 (P.L. 872), entitled "The Penal Code," relating to pawnbrokers dealing with minors.

Which was committed to the Committee on Judiciary General.

SENATE CONCURRENT RESOLUTION

JOINT SESSION

Mr. WHALLEY offered the following resolution which was read, considered and agreed to:

In the Senate, February 23, 1959.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session, Monday, March 2, 1959, at four o'clock, p.m., E. S. T., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth of Pennsylvania; and to elect the Director of the Legislative Reference Bureau.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

PERMISSION TO ADDRESS SENATE

Mr. BERGER asked and obtained unanimous consent to address the Senate.

Mr. BERGER. Mr. President, the resolution which I am about to offer is being offered on behalf of Senator Weiner and all of his Democratic colleagues, and on behalf of myself and all of my Republican colleagues.

For the information of the Chair, the resolution deals with the subject of George Washington.

SENATE RESOLUTION

TRIBUTE TO GEORGE WASHINGTON

Messrs. BERGER and WEINER, on behalf of the Senate Membership, offered the following resolution (Serial No. 13), which was read, considered and agreed to:

In the Senate, February 23, 1959.

The Republic of America was born because idealistic men of vision were willing to sacrifice themselves and die for that noble concept. The one man who made the greatest contribution to the founding of our nation made also the greatest sacrifice.

George Washington did not die on the field of battle, but he did give his life to his Country. His service to his countrymen began in his youth and continued to his very last years.

Had Washington's personal desires been fulfilled, he would have lived the life of a gentleman farmer at Mount Vernon, enjoying the best of the comforts and luxuries available in his time. But his Country needed him, needed his genius, his strength, his courage, his deep faith in God and his dedication to the cause he served.

In answer to the call, he gave all that was needed in

impossible measure. The success of the war depended not only upon his military genius, but more upon his ability to hold defeated men together for another try at victory.

The war won, the infant nation survived only through his skilled hand at statecraft, and his fierce dedication to the concept of freedom.

His profound influence upon the development of our Country can never be measured, nor can it cease to inspire his successors in leadership to meet heroically what may appear to be insuperable problems, therefore be it

Resolved, That the Senate today pay tribute to the "Father of our Country," who pledged his life fortune and sacred honor to the noblest endeavor mankind has experienced and to reflect upon the debt we owe this man, a debt he considered paid by the success of his mission.

CONGRATULATIONS OF THE SENATE EXTENDED TO MINORITY FLOOR LEADER

Mr. BERGER. Mr. President, I would like to have the attention of all of the Members and Officers of the Senate, and also the visitors. I would like to make an announcement which will come as a surprise to some of us, but not to the entire Body.

Mr. President, I understand that last Wednesday evening, in the city of Philadelphia, a very pleasant, momentous and wonderful event occurred when the Minority Floor Leader's wife gave birth to a baby girl, who has been named Carol Weiner. This is Senator and Mrs. Weiner's second child.

On behalf of all the Members of the Senate, I wish to offer our heartiest congratulations to Senator Weiner. We will take the cigars at any time.

Mr. WEINER. Mr. President, I wish to thank the Majority Floor Leader, Senator Berger, for his kind remarks.

I hope this event proves to the Members of the Senate, the Officers of the Senate and all the visitors that all of us do not spend all of our time merely practicing politics.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

COMMISSIONER OF THE PENNSYLVANIA STATE POLICE

January 20, 1959.

To the Honorable, the Senate of the Commenwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Frank G. McCartney, Lansford, Carbon County, for appointment as Commissioner of the Pennsylvania State Police, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 2, 1959.

To the Honorable, the Senate of the Commenwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William Vastadore, Thomas Street, Mellon Plan, Wilmerding, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Monroeville, Allegheny County, until the first Monday of January 1960, vice James H. Wright, Jr., resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959.

To the Honorable, the Senate of the Commenwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Roy Herbert Rice, Martindale, Lancaster County, for appointment as Justice of the Peace in and for the Township of Earl, Lancaster County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

February 2, 1959.

To the Honorable, the Senate of the Commenwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Board of Veterinary Medical Examiners, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Dr. C. F. Wright, Jr., Butztown, Northampton County.

Dr. George M. Leighow, Danville, Montour County.

DAVID L. LAWRENCE.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations read by the Clerk.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. TAYLOR,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

Whereupon,

A motion was made by Mr. FLEMING and Mr. TAYLOR,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,

Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Taylor,	Scott,
Harney,	McMenamin,		Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

THIRD READING CALENDAR

APPROPRIATION BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 39, entitled:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. KELLER. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 1, page 1, lines 1 and 2, by striking out "one million eight hundred fifty THOUSAND dollars ($1,850,000)," and inserting in lieu thereof:

"two million two hundred thousand dollars ($2,200,000)"

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 93, entitled:

An Act amending the act of May 29, 1925 (P. L. 501), entitled, "An act authorizing municipalities to impose a penalty not exceeding five per centum on all municipal assessments which are not paid within ninety days from the date of the assessment" extending the provisions of the act to townships.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott,
Harney,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 95, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled, "The Second Class Township Code," increasing the mileage allowance for delegates to meetings of the state associations of township officers.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott,
Harney,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 100, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled, "The Borough Code," empowering the borough council to perform the duties and obligations of a Shade

Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott,
Harney,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, we have aproved Senate Bill No. 120 for passage. However, I am now informed by the Minority Leader that the Department says this bill is not needed in order to accomplish the purpose.

In order to determine whether or not that is corrrect,—and I have no doubt that it is—I ask unanimous consent that Senate Bill No. 120, Printer's No. 129, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 120, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" further providing for the election of councilmen upon the consolidation of boroughs.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Silvert,	Wolfe,
Fleming,	McGinnis,	Shafer,	Scott,
Harney,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 123, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206) entitled "The First Class Township Code" empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott,
Harney,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 149, entitled:

An Act amending the act of July 15, 1957 (P. L. 901) entitled "Optional Third Class City Charter Law" changing provisions relating to selection of city charter commissioners.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,

Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott,
Harney,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President. I ask unanimous consent that Senate Bill No. 151, Printer's No. 163, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 170, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" providing that the zoning board of adjustment must give their decision within thirty days.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

Shall the bill pass finally?

On the question,

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Harney,	McGinnis,	Silvert,	Scott.
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered that the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 171, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" providing that the zoning board of adjustment must give their decision within thirty days.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott,
Harney,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 172, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206) entitled "The First Class Township Code" providing that the zoning board of adjustment must give their decision within thirty days.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott.
Harney,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 184, Printer's No. 198, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 203, entitled:

An Act amending the act of April 9, 1929 (P. L. 343) entitled "The Fiscal Code," changing the day for rendering certain reports.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott,
Harney,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "ays," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 3, Printer's No. 3;
Senate Bill No. 26, Printer's No. 157;
Senate Bill No. 32, Printer's No. 158;
Senate Bill No. 44, Printer's No. 44;
Senate Bill No. 45, Printer's No. 45; and
Senate Bill No. 74, Printer's No. 279.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 96, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing for an increase in compensation of supervisors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 103, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code," providing for the creation of capital reserve funds for capital expenditures.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 141, Printer's No. 150, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 150, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code," providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 161, Printer's No. 233;
Senate Bill No. 162, Printer's No. 174; and
Senate Bill No. 175, Printer's No. 189.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 180, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," authorizing insurance companies associations and exchanges to make investments in obligations issued by Federal Intermediate Credit Banks or Banks for Cooperatives pursuant to acts of Congress.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 181, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828), entitled "Fiduciaries Investment Act of 1949," making obligations of banks for cooperatives authorized investments.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 182, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled as amended "Banking Code," further providing for lending and investment powers of banks and banks and trust companies and certain savings banks.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 183, entitled:

An Act amending the act of April 5, 1917 (P. L. 47) entitled, "An act specifying additional securities in which trustees or directors of saving banks, savings institutions and providing institutions chartered under general or special acts of Assembly, may invest moneys deposited therein," providing for investments in debentures, bonds, or other obligations issued under the authority of certain acts of Congress.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL INTRODUCED AND REFERRED

Mr. WOLFE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. WOLFE, STEVENSON, TAYLOR and CONFAIR read in place and presented to the Chair Senate Bill No. 298, entitled:

An Act making an appropriation to the Pennsylvania Fish Commission for expenses of a modern engineering survey.

Which was committed to the Committee on Appropriations.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President and Members of the Senate, the adoption of the resolution today, memorializing the birthday of George Washington, brought to my mind a story which I read in one of the metropolitan newspapers of Pittsburgh, yesterday. It concerned George Washington's problems in Washington County.

It appeared that George Washington was a large landowner in Canonsburg and Mt. Pleasant Township, in Washington County. He had some trouble with squatters in the Canonsburg area. Therefore, he left his home in Virginia and traveled to Washington County, which took about seventeen days. He contacted there a gentleman by the name of John Canon, who was the founder of Canonsburg. George Washington requested Mr. Canon to do what he could to collect the rents which were due for properties which he owned in Washington County.

According to the newspaper story, Mr. Canon was not a very efficient rent collector and he did not succeed. George Washington did everything possible in an attempt to persuade the squatters to move off his land, and he could not do it. He traveled back to Uniontown, Pennsylvania, and there he started some court proceedings in order to have these squatters evicted. Eventually, the authorities did evict the squatters. However, after George Washington had gone back to Virginia, the squatters moved back on his land.

Mr. President, I thought it would be germane to the subject here today to tell this little story because we have records in our county of Charters of Land which were owned by George Washington. I think the word "charters" is what they used in those days. As a matter of fact, some of the titles to the land are not really clear because George Washington owned most of Mt. Pleasant Township and a portion of what is now called Canonsburg Borough.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, February 24, 1959, at 10:00 o'clock, a.m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:20 o'clock, p.m., Eastern Standard Time, until Tuesday, February 24, 1959, at 10:00 o'clock, a.m., Eastern Standard Time.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

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SENATE

TUESDAY, FEBRUARY 24, 1959.

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. ROBERT W. ORVIS, Rector of Trinity Memorial Episcopal Church, Erie, offered the following prayer:

I have three short prayers. Let us pray for world peace.

Almighty God, from whom all thoughts of truth and peace proceed, kindle, we beseech Thee, in the hearts of all men the true love of peace, and guide with Thy strong and peaceful wisdom those who take counsel for the nations of the earth,that in tranquility Thy Kingdom may go forward, till the earth shall be filled with the knowledge of Thy love, through Jesus Christ, our Lord.

Let us pray for those in authority.

Lord of all power and giver of grace and wisdow, we commend to Thee all who are engaged in the government of this State, and grant to them clean hands and pure hearts and unfailing devotion to the cause of righteousness. To Thee, merciful Lord, we commend their work. Especially we pray for this Chamber, the Officers, the Members and all who help them in any way, and grant that all may promote Thy work in our midst, to the succor of the poor, the relief of the oppressed, the putting down of all social evils and the redress of all social wrongs. Let all they that think or speak or do, be for Thy glory and for the good of Thy people.

Lastly, let us pray for ourselves.

Almighty God, unto whom all hearts are open, all desires known and from whom no secrets are hid, cleanse the thoughts of our hearts by the inspiration of Thy Holy spirit, that we may perfectly love Thee and worthily magnify Thy holy name, through Christ, our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. BLASS, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE
HARRISBURG

The Governor. February 23, 1959.

Hon. Edward B. Watson,
Secretary, Senate of Pennsylvania,
Harrisburg, Pennsylvania.

Dear Senator Watson:

It was most kind of you to forward a copy of the Resolution introduced by Senators Donolow, Sarraf, Barr, Pechan, Berger and Weiner.

This office will be happy to issue a proclamation setting aside the week of March 1 to 8 for Save Your Vision Week. Copies will be made available to each of the Senators who were interested in this important proclamation.

With kind regards, I am
Very truly yours,

/s/ David L. Lawrence.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

MEMBER OF THE BOARD OF TRUSTEES OF SCOTLAND SCHOOL FOR VETERANS' CHILDREN

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William S. Rahauser, 2 New Brighton Road, Ben Avon Heights, Pittsburgh, Allegheny County, for reappointment as a member of the Board of Trustees of Scotland School for Veterans' Children, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

JUDGE OF THE COURT OF COMMON PLEAS OF THE FIFTH JUDICIAL DISTRICT OF PENNSYLVANIA, COMPOSED OF THE COUNTY OF ALLEGHENY

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert

Van der Voort, 1212 Frick Building, Pittsburgh, Allegheny County, for appointment as Judge of the Court of Common Pleas of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, until the first Monday of January 1960, vice Hon. Anne X. Alpern, resigned.

DAVID L. LAWRENCE.

ALDERMAN

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Henry G. Dudek, 1806 Homer Street, Pittsburgh 12, Allegheny County, for appointment as Alderman in and for the Twenty-fourth Ward of the City of Pittsburgh, Allegheny County, to serve until the first Monday of January 1960, vice Andrew T. Fenrich, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry A. Harbst, R. D. 2, McVeytown, Mifflin County, for appointment as Justice of the Peace in and for the Township of Oliver, Mifflin County, to serve until the first Monday of January 1960, vice Herbert T. Wylde, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry C. Mason, Jr., Broad Street, Leetsdale, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Leetsdale, Allegheny County, to serve until the first Monday of January 1960, vice Louis Perry, resigned.

DAVID L. LAWRENCE.

REPORTS FROM COMMITTEE

Mr. KOPRIVER, JR., from the Committee on Local Government, reported as committed, House Bill No. 167, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), authorizing the regulation of junk dealers, junk yards and salvage yards.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 237, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing boroughs to construct storm sewers and other drainage facilities.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 255, entitled:

An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 256, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 261, entitled:

An Act amending the act of April 27, 1927 (P. L. 465), entitled, as amended, "Fire Safety Building Regulation Law," providing exemptions from certain provisions of the act.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 266, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," further providing for salaries of mayor and councilmen in newly created cities.

BILLS INTRODUCED AND REFERRED

Messrs. MAHADY and KALMAN read in place and presented to the Chair Senate Bill No. 299, entitled:

An Act amending the act of June 1, 1945 (P. L. 1242), entitled "State Highway Law," requiring the department to file a description of the land and the interest taken in condemnation proceedings immediately upon final settlement; and providing for the indexing of the description.

Which was committed to the Committee on Highways.

Messrs. KESSLER and PROPERT read in place and presented to the Chair Senate Bill No. 300, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945," removing tax exemptions in certain cases.

Which was committed to the Committee on Local Government.

Mr. KESSLER read in his place and presented to the Chair Senate Bill No. 301, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," providing insurance for self-insurers for liabilities under the Pennsylvania Workman's Compensation Laws and the Pennsylvania Occupational Disease Laws in certain cases.

Which was committed to the Committee on Insurance.

Mr. LANE read in his place and presented to the Chair Senate Bill No. 302, entitled:

An Act amending the act of June 3, 1911 (P. L. 639), entitled, as amended, "Medical and Surgical Practice Law," further regulating the inspection and appraisal of medical schools and the rights of graduates thereof.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 303, entitled:

An Act amending the act of May 15, 1915 (P. L. 534), entitled "Motion Picture Censorship Law," authorizing the disapproval of any reel, film or view which is obscene or incites to crimes of violence, prohibiting viewing by or exhibiting disapproved films, reels or views to certain minors, imposing penalties and repealing certain sections of the act.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 304, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," providing for the creation of capital reserve funds for capital expenditures.

Which was committed to the Committee on Local Government.

Messrs. WALKER, KROMER, SHAFER and KELLER read in place and presented to the Chair Senate Bill No. 305, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," requiring the Department of Property and Supplies to install and maintain markers on all State-owned buildings.

Which was committed to the Committee on State Government.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. WHALLEY offered the following resolution, which was read, considered and agreed to:

In the Senate, February 24, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, March 2, 1959, at THREE o'clock P. M., E. S. T., and when the House of Representatives adjourns this week, it reconvene Monday, March 2, 1959, at FOUR-THIRTY o'clock P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

BILL INTRODUCED AND REFERRED

Mr. LANE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. LANE, KOPRIVER, JR., RIPP, SARRAF and FLEMING read in place and presented to the Chair Senate Bill No. 306, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," regulating rights and privileges of employes; providing for certain military reserve service by employes; providing for benefit payments to spouses of deceased retired employes; and further regulating distribution of funds received by the county retirement system from certain former State and municipal employes and their former employers.

Which was committed to the Committee on Local Government.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. WADE,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

MEMBER OF THE BOARD OF TRUSTEES OF SCOTLAND SCHOOL FOR VETERANS' CHILDREN

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William S. Rahauser, 2 New Brighton Road, Ben Avon Heights, Pittsburgh, Allegheny County, for reappointment as a member of the Board of Trustees of Scotland School for Veterans' Children, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

JUDGE OF THE COURT OF COMMON PLEAS OF THE FIFTH JUDICIAL DISTRICT OF PENNSYLVANIA, COMPOSED OF THE COUNTY OF ALLEGHENY

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert Van der Voort, 1212 Frick Building, Pittsburgh, Allegheny County, for appointment as Judge of the Court of Common Pleas of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, until the first Monday of January 1960, vice Hon. Anne X. Alpern, resigned.

DAVID L. LAWRENCE.

ALDERMAN

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Henry G. Dudek, 1806 Homer Street, Pittsburgh 12, Allegheny County, for appointment as Alderman in and for the Twenty-fourth Ward of the City of Pittsburgh, Allegheny County, to serve until the first Monday of January 1960, vice Andrew T. Fenrich, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry A. Harbst, R. D. 2, McVeytown, Mifflin County, for appointment as Justice of the Peace in and for the Township of Oliver, Mifflin County, to serve until the first Monday of January 1960, vice Herbert T. Wylde, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry C. Mason, Jr., Broad Street, Leetsdale, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Leetsdale, Allegheny County, to serve until the first Monday of January 1960, vice Louis Perry, resigned.

DAVID L. LAWRENCE.

A motion was made by Mr. FLEMING and Mr. WADE,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

APPROPRIATION BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 39, entitled:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order.

House Bill No. 96, Printer's No. 15;

Senate Bill No. 103, Printer's No. 231; and

Senate Bill No. 120, Printer's No. 129.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

On the question,

The Senate proceeded to the third reading and consideration of Senate Bill No. 150, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code," providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 151, Printer's No. 163, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 180, entitled:

An Act amending the act of May 17, 1921 (P. L. 682) entitled "The Insurance Company Law of 1921," authorizing insurance companies associations and exchanges to

make investments in obligations issued by Federal Intermediate Credit Banks or Banks for Cooperatives pursuant to acts of Congress.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 181, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828) entitled "Fiduciaries Investment Act of 1949," making obligations of banks for cooperatives authorized investments.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 182, entitled:

An Act amending the act of May 15 1933 (P L 624) entitled as amended "Banking Code" further providing for lending and investment powers of banks and banks and trust companies and certain savings banks

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 183, entitled:

An Act amending the act of April 5 1917 (P L 47) entitled "An act specifying additional securities in which trustees or directors of saving banks savings institutions and providing institutions chartered under general or special acts of Assembly may invest moneys deposited therein" providing for investments in debentures bonds or other obligations issued under the authority of certain acts of Congress.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 184, Printer's No. 198, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

REQUEST THAT BILLS ON SECOND READING CALENDAR GO OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that all bills on today's Second Reading Calendar go over in their order.

The PRESIDENT. Is there objection?

Mr. LANE. Mr. President, I wish to inform the Majority Leader that I have amendments to Senate Bill No. 141. I would like to offer amendments to this bill, have the Senate act upon them and then pass the bill over, as amended, so that we may look at it next week.

Mr. BERGER. Mr. President, if the gentleman does not mind, I would like to look those amendments over, and consider them at the next Session of the Senate. I have a copy of them here. Would that be agreeable to you, Senator Lane?

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Potter, Senator Berger.

The PRESIDENT. Will the gentleman from Potter, Mr. Berger, permit himself to be interrogated?

Mr. BERGER. I will, Mr. President.

Mr. LANE. Senator Berger, my thought was that since we are going to pass the bill over in order, if it was printed, as amended, we would then have a better picture of the setup. It is very difficult for me sometimes to picture amendments by going through the bill.

These amendments—a copy of which I sent you—are nothing more than corrective amendments, so I understand. I think we might be able to pass this bill next week if we offer the amendments today and pass the bill over in order, as amended.

I think almost everyone is interested in this particular piece of legislation.

Mr. BERGER. I think that is correct. However, the amendments are longer than two or three lines and I did not have a chance to look at them. Should we not agree on the amendments, then we would have to amend them out of the bill and, consequently, that would take more time.

I do not know the nature of these amendments, Senator Lane. If you say they are merely corrective amendments, then I have no objection to your calling up the bill and offering them.

Mr. LANE. They really are only corrective amendments.

Mr. BERGER. Very well, I have no objection.

SENATE BILL No. 141 CALLED UP

Mr. LANE. Mr. President, now I call up, from page 4 of today's Second Reading Calendar, Senate Bill No. 141, Printer's No. 150.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 141, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017) entitled "County Institution District Law," increasing the powers and duties of institution districts.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. LANE offered the following amendments:

Amend Sec. 1, page 2, line 1, by striking out "Clause (d) section" and inserting: "Section"; Amend Sec. 1, page 2, line 2, by striking out "to read" and inserting: "by adding at the end thereof a new clause to read:"; Amend Sec. 1 (Sec. 401), page 3, lines 2 to 5, by striking out all of said lines, and inserting: "(g) To contract with any individual, association, corporation, institution or governmental agency for the purpose of providing foster home care for persons accepted for care and supervision by the institution district, if in the sole discretion of the institution district such foster home care is advisable. The institution district may expend funds for foster home care for persons accepted for care and supervision by the institution district in addition to any funds paid by the Commonwealth or any individual, association, corporation, institution or governmental agency to or for such persons."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 141, Printer's No. 150, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

REMAINING BILLS ON SECOND READING CALENDAR OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the remaining bills on today's Second Reading Calendar go over in their order.

The bills were as follows:

Senate Bill No. 3, Printer's No. 3;
Senate Bill No. 26, Printer's No. 157;
Senate Bill No. 32, Printer's No. 158;
Senate Bill No. 44, Printer's No. 44;
Senate Bill No. 45, Printer's No. 45;
Senate Bill No. 74, Printer's No. 279;

Senate Bill No. 161, Printer's No. 233;
Senate Bill No. 162, Printer's No. 174; and
Senate Bill No. 175, Printer's No. 189.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committee for the first time at today's session.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 167, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), authorizing the regulation of junk dealers, junk yards and salvage yards.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 237, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing boroughs to construct storm sewers and other drainage facilities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 255, entitled:

An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 256, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 261, entitled:

An Act amending the act of April 27, 1927 (P. L. 465), entitled, as amended, "Fire Safety Building Regulation Law," providing exemptions from certain provisions of the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 266, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," further providing for salaries of mayor and councilmen in newly created cities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Mr. BERGER. Mr. President, may the Senate be at ease, awaiting communications from the House of Representatives?

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 39

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 39, entitled:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

BILL SIGNED

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the following bill:

House Bill No. 39, Printer's No. 73.

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Allegheny, Mr. Fleming, to the rostrum to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

SENATE CONCURRENT RESOLUTION

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

Mr. KESSLER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. KESSLER, on behalf of Mr. FLEMING, offered the following resolution which was read, considered and agreed to:

In the Senate, February 24, 1959.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth of Pennsylvania, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

HOUSE MESSAGES

SENATE CONCURRENT RESOLUTION RETURNED WITH AMENDMENT

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Concurrent Resolution with the information that the House has adopted the same with amendment, in which the concurrence of the Senate is requested.

The amended Senate Concurrent Resolution was read by the Clerk as follows:

JOINT SESSION

In the Senate, February 23, 1959.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session, Monday, March 2, 1959, at five o'clock, P.M., E.S.T., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth of Pennsylvania; and to elect the Director of the Legislature Reference Bureau.

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE CONCURRENT RESOLUTION

Mr. KESSLER. Mr. President, I move that the Senate do concur in the amendment made by the House to the Senate Concurrent Resolution, which was just read by the Clerk.

Mr. ELLIOTT. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, February 24, 1959.

RESOLVED (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, March 2, 1959, at THREE o'clock P. M., E. S. T., and when the House of Representatives adjourns this week, it reconvene Monday, March 2, 1959, at FOUR-THIRTY o'clock P. M., E. S. T.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

In the Senate, February 24, 1959.

RESOLVED (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth of Pennsylvania, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and House of Representatives.

ADJOURNMENT

Mr. KESSLER. Mr. President, I move that the Senate do now adjourn until Monday, March 2, 1959, at 3:00 o'clock p m., Eastern Standard Time.

Mr. ELLIOTT. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:02 o'clock p. m., Eastern Standard Time, until Monday, March 2, 1959, at 3:00 o'clock p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, FEBRUARY 24, 1959

The House met at 11:00 a. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

Reverend Roy M. Black, Pastor of the First Methodist Church, Shinglehouse, Potter County, Pennsylvania, guest Chaplain and guest of the Majority Leader, Mr. McCann, offered the following prayer:

Almighty God, Our Heavenly Father, in Whom we live and move and have our being, in Thy presence is fullness of joy. Break the spell which blinds our minds. Purify our hearts that we may see Thee. Renew our inward life through the unseen and eternal. Visit our spirits and witness with them that we are Thy children.

We thank Thee, O God, for our great country and for our forefathers who sacrificed so much that we might live in this land in abundance and freedom. We most heartily beseech Thee to grant Thy blessing upon Thy servants, The President of these United States, the Governor of this state, this General Assembly and all others who are in places of authority and responsibility. Imbue them with the spirit of wisdom, goodness, and truth; and so rule their hearts, and bless their endeavors, that law and order, justice and peace, may everywhere prevail, to the honor and glory of Thy holy name, through Jesus Christ our Lord. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday, February 16 and Tuesday, February 17, 1959? If not, and without objection, the Journals are approved.

The SPEAKER. The Chair unfortunately must attend an important conference that is scheduled for 11:00 a. m.

The Chair requests the gentleman from Allegheny, Mr. Filo, to come to the desk and preside temporarily.

The gentleman from Allegheny will preside until we reach the calendar and then the Chair requests the gentleman from Cambria, Mr. Lopresti, to preside.

MR. FILO IN THE CHAIR

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 24, 1959.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvenes Monday, March 2, 1959, at three o'clock p. m. EST., and when the House of Representatives adjourns this week, it reconvene Monday, March 2, 1959, at four-thirty o'clock p. m., EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered. That the Clerk inform the Senate accordingly.

SENATE MESSAGE

JOINT SESSION

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 23, 1959.

Resolved, (if the House of Representatives concur), That the Senate and the House of Representatives meet in Joint Session, Monday, March 2, 1959, at four o'clock, p. m., EST., in the Hall of the House of Representatives for the purpose of hearing an address by His Excellency, the Governor of the Commonwealth of Pennsylvania; and to elect the Director of the Legislative Reference Bureau.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. McCANN. Mr. Speaker, I move that the Senate Resolution be amended on line 3 by striking out the word "four" and inserting in lieu thereof the word "five."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House concur in the resolution of the Senate as amended?

It was agreed to.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS INTRODUCED AND REFERRED

By Messrs. T. H. W. JONES and RUDISILL.

HOUSE BILL No. 451.

An Act to assure and confirm the validity and effect of descriptions of real estate in certain documents by the incorporation, by reference therein of a description of the real estate previously recorded in the county where such real estate lies.

Referred to the Committee on Judiciary.

By Messrs. WARGO, NEEDHAM and Mrs. MUNLEY. HOUSE BILL No. 452.

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), prohibiting requiring conveyance or encumbrance of real property for repayment of public assistance.

Referred to the Committee on Welfare.

By Messrs. STEVENS and KUBITSKY.

HOUSE BILL No. 453.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), authorizing the burgess to designate the individuals assigned to the office of chief, captain, lieutenant or other classifications in the police department.

Referred to the Committee on Boroughs.

By Mr. NEEDHAM, Mrs. MUNLEY and Mr. WARGO. HOUSE BILL No. 454.

An Act amending the act of June 2, 1891 (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," changing inspection requirements.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. SCHAAF and POLASKI.

HOUSE BILL No. 455.

An Act amending the act of June 25, 1913 (P. L. 555) entitled "An act providing for the regulation of dams, or other structures or obstructions, as defined herein, in, along, across, or projecting into all streams * * * or forming part of the boundary of, this Commonwealth," establishing the procedure for filing an application, providing for the contents thereof, and extending the provisions of the act.

Referred to the Committee on Public Health and Sanitation.

By Messrs. RIGBY, A. W. JOHNSON, McCANN and KORNICK. HOUSE BILL No. 456.

An Act creating the State Commission on aging, and defining its powers and duties.

Referred to the Committee on State Government.

By Messrs. BONNER, A. W. JOHNSON, McCANN and JUMP. HOUSE BILL No. 457.

An Act creating an Anthracite Mine Law Study Commission for the purpose of making a study and investigation of all laws relating to anthracite coal mines and the preparation of a modern code relating thereto; and making an appropriation.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. SULLIVAN, TAYLOR and J. P. O.DONNELL. HOUSE BILL No. 458.

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), prescribing penalties for persons who defraud or attempt to defraud the Commonwealth in certain cases.

Referred to the Committee on Welfare.

By Mr. A. J. MURPHY. HOUSE BILL No. 459.

An Act amending "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns and Townships," approved April 29, 1937 (P. L. 487), changing provisions relating to cancellation of registration.

Referred to the Committee on Elections and Apportionment.

By Mr. A. J. MURPHY. HOUSE BILL No. 460.

An Act amending the act of Agust 21, 1953 (P. L. 1254), entitled "An act establishing a uniform fee for services of recorders of deeds in counties of the third, * * * and eighth classes," changing certain fees.

Referred to the Committee on Counties.

By Mr. A. J. MURPHY. HOUSE BILL No. 461.

An Act amending the act of June 1, 1956 (P. L. 1944), entitled "An act providing a permanent location of a part of the fuels and liquids fuels tax proceeds to cities, boroughs, * * * for their road, street and bridge purposes; * * *," increasing allocations and prescribing the use thereof.

Referred to Committee on Ways and Means.

By Messrs. CURWOOD, MEHOLCHICK, CROSSIN and SHUPNIK. HOUSE BILL No. 462.

An Act repealing clause (e) of section 401 of the "Unemployment Compensation Law" approved December 5, 1936 (1937 P. L. 2897) relating to the waiting period required to secure compensation.

Referred to the Committee on Labor Relations.

By Messrs. FRASCELLA, SCARCELLI, T. H. W. JONES and CAPITOLO. HOUSE BILL No. 463.

An Act amending the act of March 17, 1921 (P. L. 32), entitled "An act authorizing the erection and construction by counties of memorial halls * * *," requiring memorial halls to contain rooms for meetings of the Italian American War Veterans of the United States, Incorporated.

Referred to the Committee on Counties.

By Messrs. FRASCELLA, SCARCELLI, T. H. W. JONES and CAPITOLO. HOUSE BILL No. 464.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing appropriations to posts of the Italian American War Veterans of the United States, Incorporated, to defray the costs of Memorial Day and Armistice Day.

Referred to the Committee on Counties.

By Messrs. FRASCELLA, SCARCELLI, T. H. W. JONES and CAPITOLO. HOUSE BILL No. 465.

An Act amending the act of April 8, 1867 (P. L. 50), entitled "An act to permit disabled soldiers to peddle by producing a license therefor, without charge," prohibiting the peddling of labeled flowers of the Italian American War Veterans of the United States, Incorporated.

Referred to the Committee on Military Affairs.

By Messrs. FRASCELLA, SCARCELLI, T. H. W. JONES and CAPITOLO. HOUSE BILL No. 466.

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), authorizing appropriations to posts of the Italian American War Veterans of the United States, Incorporated, to help defray the costs of Memorial Day and Armistice Day, and authorizing such organizations to collect, prepare and file data concerning burial places of military, naval and other combat personnel with the county commissioners.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. FRASCELLA, SCARCELLI, T. H. W. JONES and CAPITOLO. HOUSE BILL No. 467.

An Act amending the act of May 3, 1923 (P. L. 134), entitled "An act making the proceedings of the conventions of the Department of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State; and providing for their publication and distribution," including the Italian American War Veterans of the United States, Incorporated, among the veterans organizations entitled to the printing of convention reports.

Referred to the Committee on Military Affairs.

By Messrs. FRASCELLA, SCARCELLI, T. H. W. JONES and CAPITOLO. HOUSE BILL No. 468.

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), further regulating membership of the board of managers of the memorial monument or memorial hall in honor of the soldiers, sailors and marines of the county and providing rooms for use of the Italian American War Veterans of the United States, Incorporated.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. FRASCELLA, SCARCELLI, T. H. W. JONES and CAPITOLO. HOUSE BILL No. 469.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), providing rooms for use of the Italian American War Veterans of the United States, Incorporated, and for its membership on the board of control.

Referred to the Committee on Counties.

By Messrs. FRASCELLA, SCARCELLI, T. H. W. JONES and CAPITOLO. HOUSE BILL No. 470.

An Act amending the act of April 18, 1929 (P. L. 609), entitled "An act providing for the location, care, and maintenance of graves of soldiers, sailors, marines, and members of the enlisted nurse corps; * * *," authorizing the Italian American War Veterans of the United States, Incorporated, to gather and file data concerning burial places of persons who have served in the military, naval or other combative forces with city commissioners in cities of the first class.

Referred to the Committee on Military Affairs.

By Messrs. FRASCELLA, SCARCELLI and CAPITOLO. HOUSE BILL No. 471.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting imitating, selling or offering to sell the labeled artificial flower of the Italian American War Veterans of the United States, Incorporated.

Referred to the Committee on Military Affairs.

By Messrs. FRASCELLA, SCARCELLI and CAPITOLO. HOUSE BILL No. 472.

An Act amending the act of June 2, 1937 (P. L. 1184), entitled as amended, "An act authorizing cities of the first and second class and second class A * * * to make appropriations to organizations of ex-service men to aid in defraying the expenses of Memorial Day, Flag Day and Armistice Day," authorizing appropriations to posts of the Italian American War Veterans of the United States, Incorporated.

Referred to the Committee on Municipal Corporations.

By Mrs. MARKLEY and Mr. SNIDER. HOUSE BILL No. 473.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), providing for special elections in case of tie votes in certain county-wide elections.

Referred to the Committee on Elections and Apportionment.

By Messrs. DAVIS, ASHTON, LIGHT and GRAMLICH. HOUSE BILL No. 474.

An Act amending the act of May 5, 1927 (P. L. 817), entitled as amended, "An act authorizing and regulating the growth, sale, and distribution of forest tree seedlings, transplants, shrubs and vines by the Department of Forests and Waters; * * *," authorizing certain farmers to remove trees and dispose of them for commercial purposes if the removal of the trees is done in observance of good forestry practices.

Referred to the Committee on Game and Conservation.

By Messrs. GOODRICH, K. B. LEE, RENWICK and Mrs. DONAHUE. HOUSE BILL No. 475.

An Act providing for payment to counties, townships, and school districts of a portion of moneys derived from the sale of timber or any forest product on State-owned land under the jurisdiction of the Department of Forests and Waters located therein.

Referred to the Committee on Ways and Means.

By Messrs. GOODRICH, K. B. LEE, RENWICK and Mrs. DONAHUE. HOUSE BILL No. 476.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), providing for additional annual charges to be paid by the Commonwealth for the benefit of counties, township roads and schools.

Referred to the Committee on Ways and Means.

By Messrs. HEFFNER, BORIS and KNECHT. HOUSE BILL No. 477.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90) providing for the issuance of special permits.

Referred to the Committee on Liquor Control.

By Messrs. RENWICK, LUTTY, PRICE and LIMPER. HOUSE BILL No. 478.

An Act selecting, designating and adopting the Great Dane as the official dog of the Commonwealth of Pennsylvania.

Referred to the Committee on Rules.

By Messrs. SAKULSKY, MAXWELL and MILLS. HOUSE BILL No. 479.

An Act amending the act of July 1, 1937 (P. L. 2681), entitled "An act relating to, and regulating the manufacture, storing, and possession of explosives; requiring permits for magazines, and prescribing permit fees; and providing penalties," prohibiting the sale or delivery of explosives to persons not complying with this act and imposing penalties.

Referred to the Committee on Public Health and Sanitation.

By Messrs. YETTER, PRENDERGAST, ESHBACK and K. B. LEE. HOUSE BILL No. 480.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring the erection of certain warning signs on State highways.

Referred to the Committee on Highways.

By Messrs. DAVIS and TOMPKINS. HOUSE BILL No. 481.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), further regulating shooting during big game season; and increasing penalties.

Referred to the Committee on Game and Conservation.

By Messrs. FINEMAN and TOMPKINS. HOUSE BILL No. 482.

An Act amending the act of May 24, 1951 (P. L. 402) entitled "An act authorizing the court in any proceeding to establish paternity, to order the parties therein to submit to blood grouping tests, * * *" providing for blood grouping tests in any proceeding involving parentage or identity of a child and providing that the results of such tests may be received in evidence if they are relevant.

Referred to the Committee on Judiciary.

By Messrs. ESHLEMAN and WOOD (By request).
HOUSE BILL No. 483.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), fixing penalties for cheating or defrauding trailer camps.

Referred to the Committee on Law and Order.

By Messrs. J. J. MURRAY, PETROSKY, P. J. MURPHY and T. H. W. JONES. HOUSE BILL No. 484.

An Act providing for a referendum to determine the will of the electorate in regard to the creation of a nonprofit authority for horse racing with legal wagering within the State, with the moneys derived therefrom to be used by the Commonwealth.

Referred to the Committee on Rules.

By Messrs. FINEMAN and SCHWARTZ.
HOUSE BILL No. 485.

An Act amending the act of April 27, 1927 (P. L. 414), entitled as amended "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals; * * *," making it unlawful to take the fingerprints or photographs of persons in custody who are charged with a violation of "The Vehicle Code," with certain exceptions.

Referred to the Committee on Judiciary.

By Messrs. HELM and MIHM. HOUSE BILL No. 486.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for annual payments by the Commonwealth to school districts and vocational school districts on account of expenses for educational television broadcasts by nonprofit educational television stations and making an appropriation.

Referred to the Committee on Education.

By Mrs. HENZEL and Mr. AGNEW.
HOUSE BILL No. 487.

An Act providing for a referendum to determine the will of the electorate on certain contracts between any political subdivision thereof and authorities subject to the "Municipality Authorities Act of 1945."

Referred to the Committee on Municipal Corporations.

By Messrs. DAVIS, GRAMLICH and MIHM.
HOUSE BILL No. 488.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), providing for payment for bear damage to field produce by the Department of Agriculture, and making an appropriation.

Referred to the Committee on Game and Conservation.

By Messrs. BOWMAN and RUDISILL.
HOUSE BILL No. 489.

An Act permitting the recording of leases, subleases and agreements to lease or sublease; permitting the recording of memoranda thereof; prescribing the minimum contents of such memoranda; * * *.

Referred to the Committee on Judiciary.

By Mrs. REIBMAN, Mrs. ANDERSON and Mr. HELM. HOUSE BILL No. 490.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), requiring that children be vaccinated before being admitted to kindergartens.

Referred to the Committee on Education.

By Mrs. REIBMAN and Messrs. MUSTO, STROUP and HELM. HOUSE BILL No. 491.

An Act amending the "Public Schol Code of 1949," approved March 10, 1949 (P. L. 30), providing for advance payments to enable schools to remain open.

Referred to the Committee on Education.

By Mrs. REIBMAN and Messrs. SHUPNICK and HELM. HOUSE BILL No. 492.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for estimated semi-annual payments.

Referred to the Committee on Education.

By Mrs. REIBMAN, Mrs. ANDERSON and Mr. HELM. HOUSE BILL No. 493.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

Referred to the Committee on Education.

By Messrs. HAMILTON, NELSON and HELM. HOUSE BILL No. 494.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), further providing for the assignment of pupils.

Referred to the Committee on Education.

By Messrs. CAPANO, MACHMER and STROUP. HOUSE BILL No. 495.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), changing provisions for discontinuing joint schools and departments.

Referred to the Committee on Education.

By Messrs. ROVANSEK, NELSON and STROUP. HOUSE BILL No. 496.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing the reimbursement payments on account of instruction in certain cases.

Referred to the Committee on Education.

By Mrs. KOOKER, Messrs. ISAACS, GALLAGHER and MACHMER. HOUSE BILL No. 497.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), making the school at Cheyney a State Teachers' College in the First State Teachers' District.

Referred to the Committee on Education.

By Messrs. ROVANSEK, NELSON and STROUP. HOUSE BILL No. 498.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing reimbursement provisions for school districts in certain cases.

Referred to the Committee on Education.

By Messrs. DOUGHERTY, FRASCELLA, GUTHRIE and Mrs. MARKLEY. HOUSE BILL No. 499.

An Act amending the "Motor Vehicle Safety Responsibility Act," approved June 1, 1945 (P. L. 1340), by changing the short title of the act.

Referred to the Committee on Motor Vehicles.

By Messrs. DOUGHERTY, FRASCELLA, GUTHRIE and Mrs. MARKLEY. HOUSE BILL No. 500.

An Act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act, and other acts relating to the ownership, possession, and use of vehicles.

Referred to the Committee on Motor Vehicles.

By Messrs. FRANK and CROSSIN. HOUSE BILL No. 501.

An Act amending the act of May 11, 1911 (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; * * *," requiring that inspectors appearing for the Commonwealth in prosecutions be furnished with a certified copy of the transcript or record.

Referred to the Committee on State Government.

By Messrs. CLARK (By Request), A. D. WILLIAMS and GELFAND. HOUSE BILL No. 502.

An Act amending the act of June 8, 1911 (P. L. 710), entitled "An act to regulate the doing of business in this Commonwealth by foreign corporations; the registration thereof and service of process thereon; * * *," prohibiting certain foreign corporations from engaging in certain financial transactions.

Referred to the Committee on Judiciary.

By Messrs. SCARELLI, STEWART, KEE and CAPITOLO. HOUSE BILL No. 503.

An Act amending "The Mental Health Act of 1951" approved June 12, 1951 (P. L. 533) providing for the reimbursement of counties having paid costs of care.

Referred to the Committee on Welfare.

By Messrs. McKEEVER, P. E. PERRY, BRANCA and RILEY. HOUSE BILL No. 504.

An Act repealing section 650 of "The Penal Code," approved June 24, 1939 (P. L. 672) relating to pawnbrokers dealing with minors.

Referred to the Committee on Law and Order.

By Messrs. FINEMAN, SHERMAN, A. M. LEE and Mrs. B. Z. MILLER. HOUSE BILL No. 505.

An Act amending the "Local Health Administration Law," approved August 24, 1951 (P. L. 1304), extending the provisions thereof to counties of the first class and to municipalities located in counties of the first class.

Referred to the Committee on Cities—Counties First Class.

By Messrs. J. P. O'DONNELL, MULDOWNEY, DOUGHERTY and EILBERG. HOUSE BILL No. 506.

An Act amending "The liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149), reducing the tax rate of fuels used in jet or turbo-jet propelled aircraft and aircraft engines.

Referred to the Committee on Ways and Means.

By Messrs. HOLT, STEWART, Mrs. B. Z. MILLER and Mr. ARLENE. HOUSE BILL No. 507.

An Act amending the act of August 20, 1953 (P. L. 1217), entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program * * *" providing for payments by the Commonwealth to municipalities of not less than two per centum of certain costs expended by such municipalities.

Referred to the Committee on Public Health and Sanitation.

By Messrs. McKEEVER, SILVERMAN, P. E. PERRY and HEAVEY. HOUSE BILL No. 508.

An Act requiring the State Treasurer and other State officials to deduct the tax imposed by any first class city upon salaries, wages and other compensation paid to officers and employes of the Commonwealth domiciled or performing services within that city, and to make a return and remit the tax so deducted to the Revenue Commissioner of such city.

Referred to the Committee on State Government.

By Mr. P. E. PERRY, Mrs. ANDERSON, Messrs. McKEEVER and SULLIVAN. HOUSE BILL No. 509.

An Act amending the act of August 5, 1932 (P. L. 45), entitled "An act empowering cities of the first and second classes to levy, assess and collect, or assessment and collection of, certain additional taxes for general revenue purposes; ***", eliminating State license fee provisions and making changes to conform to existing law.

Referred to the Committee on Municipal Corporations.

By Messrs. J. P. O'DONNELL, MULLEN, A. M. LEE and KEE. HOUSE BILL No. 510.

An Act amending the act approved June 1, 1956 (P. L. 1944), entitled "An act providing a permanent allocation of a part of the fuels and liquid fuels tax proceeds to cities, boroughs, *** for their road, street and bridge purposes; ***," defining the formula used to determine the amount of payments to be made to the political subdivisions.

Referred to the Committee on Ways and Means.

By Messrs. EILBERG, McKEEVER, P. E. PERRY and Mrs. MONROE. HOUSE BILL No. 511.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) requiring pedestrians to identify themselves when charged with summary violations.

Referred to the Committee on Motor Vehicles.

By Messrs. CURWOOD, SHUPNIK, CROSSIN and KUBITSKY. HOUSE BILL No. 512.

An Act amending the act of May 31, 1947 (P. L. 377), entitled "A supplement to the act of June 27, 1923 (P. L. 858), known as the 'State Employes' Retirement Law,'" providing for credit for itme spent by an employe of the Commonwealth of Pennsylvania as an employe of the United States Government.

Referred to the Committee on State Government.

By Messrs. BUCHANAN, YATRON, McINROY and CAPANO. HOUSE BILL No. 513.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), regulating employment of professional employes of State Teachers Colleges.

Referred to the Committee on Education.

By Mr. FINEMAN (By Request). HOUSE BILL No. 514.

An Act providing for the licensing, regulation, inspection, and supervision of day and overnight camps and im-

posing upon the Department of Health certain powers and duties.

Referred to the Committee on Public Health and Sanitation.

(By Request). By Messrs. VERONA, PRENDERGAST, BURNS and J. A. O'DONNELL.

HOUSE BILL No. 515.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) establishing the State Auctioneers' Commission as a departmental administrative commission in the Department of Public Instruction.

Referred to the Committee on Professional Licensure.

(By Request). By Messrs. VERONA, PRENDERGAST, BURNS and J. A. O'DONNELL.

HOUSE BILL No. 516.

An Act to define, license and regulate, resident and nonresident auctioneers and apprentice auctioneers, in certain political subdivisions and revising, consolidating and making the law uniform relative thereto; creating the State Auctioneers Commission; conferring certain powers and duties on the commission and on certain departments and officers of the State and local governments; providing for the keeping of records and the inspection thereof, repealing certain inconsistent laws and providing penalties.

Referred to the Committee on Professional Licensure.

By Messrs. BARTON, DENGLER, RENWICK and O'NEIL. HOUSE BILL No. 517.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) requiring the flashing of red lights before stopping school buses.

Referred to the Committee on Motor Vehicles.

By Mr. T. H. W. JONES. HOUSE BILL No. 518.

An Act authorizing the Department of Highways, with the approval of the Governor, to construct a highway and to erect and maintain a bridge over the Schuylkill River, in Montgomery County * * *.

Referred to the Committee on Highways.

By Mr. T. H. W. JONES. HOUSE BILL No. 519.

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of establishing a State highway in Montgomery County.

Referred to the Committee on Highways.

RESOLUTIONS INTRODUCED AND REFERRED

By Mrs. VARALLO, Messrs. POLASKI, P. J. MURPHY and BELL. RESOLUTION No. 27.

In the House of Representatives, February 15, 1959.

General Casimir Pulaski, the Polish-American hero of the Revolutionary War gave his life that we, in America, might today be free.

So great was his desire of passing the rest of his life in a country truly free that he offered his services to the American cause for no other compensation than freedom and when he accepted his yearly pay, he used the funds to equip his own soldiers.

General Casimir Pulaski, "Father of American Cavalry" highly distinguished himself as a volunteer in the American Light-Horse during and immediately subsequent to the Battle of Brandywine on September 11, 1777.

The route of the retreat of the Continental Army from the Battle of the Brandywine closely parallels the general route occupied by the Conchester Road and the proposed Chester Expressway in the County of Delaware.

The proposed terminus of the Chester Expressway is located near Leiperville where Washington's Continental Army assembled after its retreat from the Battle of the Brandywine during the evening of September 11-September 12, 1777.

Naming of the Conchester Road—Chester Expressway in honor of the great Polish-American patriot, General Casimir Pulaski would serve as an inspiration for generations to come because of the fierce love of liberty which motivated this great Polish-American martyr; therefore be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania request the Governor of Pennsylvania to name the Conchester Road—Chester Expressway (when constructed) as the "Pulaski Expressway."

Referred to the Committee on Rules.

By Mr. DAVIS. RESOLUTION No. 28.

In the House of Representatives, February 17, 1959.

Farmers and garden owners of Pennsylvania suffer considerable losses from the feeding and preying of birds upon growing crops, vegetable produce and domestic fowls.

Various birds under Pennsylvania statutes are unprotected predators. Nevertheless, depredations of birds continue; therefore be it

Resolved, That the Joint State Government Commission study the effects of such depredations upon the garden and farm economics of Pennsylvania, with special attention given to the features of (1) whether or not the list of predator birds should be expanded to include more common varieties of birds which feed upon vegetable gardens, (2) whether it be feasible to set up some form of fiscal, actuarially sound, insurance as added protection to farmers and garden owners against such losses, and (3) a review of tested methods for countering the feeding and preying of birds against farms and gardens; and be it further

Resolved, That the Joint State Government Commission report to the next regular session of the General Assembly its findings and recommendations with drafts of legislation necessary to carry the recommendations into effect.

Referred to the Committee on Rules.

By Messrs. RIGBY, TOMPKINS, DONALDSON and A. W. JOHNSON.

(Concurrent) RESOLUTION No. 29.

In the House of Representatives, February 17, 1959.

The cost of State government in Pennsylvania has reached such high levels that it is out of proportion to value received by and essential services rendered to the taxpayers of Pennsylvania and their families.

The taxpayer is struggling under a tax load which burdens him and saps his resources. Taxation imposed upon him for support of unnecessary, overlapping and duplicated activities and functions in Pennsylvania State government forces him to contribute to the compensation of many unnecessary State employes and large numbers of unnecessary functions and activities in State government, instead of providing for the education and other necessary activities of his children and other dependents.

The time has come to investigate and take stock of the entire organization of Pennsylvania State government, and to have it impartially investigated so as to enable the General Assembly to enact legislation which will create an efficient government, best suited to provide the now overburdened taxpayer with a full measure of value and essential services unfettered by frills for his tax dollar, and to place his tax liability within reasonable bounds.

A study of taxation alone is insufficient in itself to correct the existing definciencies in State government. The raising of tax money to suport unneeded, duplicated and

overlapping functions and activities in government is sheer waste.

A study of the system of taxation in the Commonwealth of Pennsylvania in conjunction with a study of the State government of Pennsylvania, with a view towards correcting unnecessary, overlapping and duplicated functions and activities of State government and the correction of any evils in the present tax system is a vital and necessary thing in order to properly serve the dire need of the overburdened taxpayers of this Commonwealth for a properly functioning government at the State level without burdening him further by more schemes and ways of raising new and larger taxes, and the foisting upon him of unnecessary services for which he should not be required to pay.

Such an investigation and study of an agency of the State Legislature, which can give proper regard to pertinent facts and needs, and which can factually recommend elimination of useless and wasteful activities, will be a great and needed service to the entire Commonwealth; therefore be it

Resolved, (the Senate concurring), that the Joint State Government Commission be directed to study and investigate unnecessary activities and functions as well as overlapping and duplication of activities and functions in Pennsylvania State government, and the structure of the system of State taxation, with a view to eliminating wasteful, useless and unnecessary activities, and with a view towards finding a tax basis which will eliminate as far as possible the overburdensome features of our present tax structure; and be it further

Resolved, That the Joint State Government Commission report, to the next regular session of the General Assembly, its findings and recommendations with drafts of legislation necessary to carry the recommendations into effect.

Referred to the Committee on Rules.

By Messrs. DAVIS and GRAMLICH.

RESOLUTION No. 30.

In the House of Representatives, February 17, 1959.

Crop damage by big game has reached such proportions in some areas of the Commonwealth as to cause a considerable loss of income and depletion of food for livestock of the farmers. It is true that we want to keep Pennsylvania the fine hunting ground that it is, but we must also recognize our responsibilities to the persons who suffer because of the abundance of big game; therefore, be it

Resolved, That the Joint State Government Commission study and investigate the problem of crop damage by big game, and determine an equitable and efficient means of providing reimbursement to the persons suffering such damage; and be it further

Resolved, That the Joint State Government Commission report to the next regular session of the General Assembly its findings and recommendations with drafts of legislation necessary to carry the recommendations into effect.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 60.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing the temporary investment of funds by certain school districts.

Referred to the Committee on Education.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. J. A. O'DONNELL for today because of illness.

Mrs. Varallo for Mr. G. E. JONES because of illness for the week.

Mrs. Varallo for Mr. MORAN because of illness for the week.

Mr. Gibson for Mr. STECKEL for this week.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

Mr. McCANN. Mr. Speaker, I request that House Bill No. 39 be given immediate consideration.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 39.

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

With the information that the Senate had passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the Amendments.

The Clerk read the amendments as follows:

Amend Section 1, Line 1, Page 1, by striking out the words "one million eight hundred fifty thousand dollars ($1,800,000)" and inserting in lieu thereof the words "two million two hundred thousand dollars ($2,200,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. McCANN. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

I would like to bring to the attention of the House that five Members of the House are at the opening hearing of the Mine Disaster Committee.

I ask unanimous consent that Messrs. Musto, Mehol-chick, Reidenbach, Jump, Gibb, and the Speaker, Mr. Andrews, be recorded on the roll call of the House since they are in an official meeting of a Committee of the House of Representatives.

The SPEAKER pro tempore. Will the House give its unanimous consent to record the names of the gentlemen as requested by the Majority Leader?

The Chair hears no objection. The names will be recorded.

Mr. McCANN. Mr. Speaker, for the information of the Members who may have not been present in caucus as well as other Members of the House, House Bill No. 39, as amended in the Senate, deals with an additional appropriation to the Pennsylvania Industrial Development Authority.

When it passed the House, it carried the sum of one million, eight hundred and some odd thousand dollars. A situation has arisen in which another industry of great importance can be secured for the Commonwealth of Pennsylvania, and the Senate has added an additional amount to House Bill No. 39, making it two million, two hundred and some odd thousand dollars.

Mr. Speaker, I believe, as I stated earlier, all of the Members of the House should concur in the amendment placed in the bill by the Senate.

On the question recurring,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—177

Agnew,	Fulmer,	Luigard,	Rovansek,
Anderson,	Gailey,	Lutty,	Royer,
Arlene,	Gallagher,	McCandless,	Rudisill,
Auker,	Garlock,	McCann,	Sakulsky,
Balthaser,	Gelfand,	McDonald,	Scarcelli,
Barton,	George,	McKeever,	Schaaf,
Bell,	Gibb,	McLaughlin,	Schwartz,
Blair,	Gibson,	Machmer,	Seltzer,
Boies,	Goldstein,	Mahan,	Sherman,
Boris,	Goodrich,	Markley,	Shupnik,
Bower,	Gramlich,	Maxwell,	Silverman,
Branca,	Guthrie,	Meholchick,	Snare,
Breth,	Hamilton,	Merry,	Snider,
Buchanan,	Heavey,	Mihm,	Stank,
Burns,	Heffner,	Miller, B. Z.,	Stewart,
Capano,	Helm,	Miller, H. G.,	Stimmel,
Capitolo,	Henzel,	Mills,	Stone,
Cianfrani,	Hocker,	Monroe,	Stoner,
Cioffi,	Horst,	Muldowney,	Strausser,
Clarke,	Irvis,	Mullen,	Stroup,
Comer,	Isaacs,	Murphy, A.J., Jr.,	Sullivan,
Curwood,	Jenkins,	Murphy, P. J.,	Taylor,
Davis,	Jim,	Murray, H. P.	Trusio,
Dengler,	Johnson, A. W.,	Murray, J. J.,	Varallo,
Dennis,	Johnson, R.,	Musto,	Varner,
Dennison,	Jones, T. H. W.,	Needham,	Verona,
Devlin,	Jump,	Nelson,	Wall,
Donahue,	Kamyk,	O'Donnell, J. P.,	Welsh,
Donaldson,	Kee,	Odorisio,	Wescott,
Dougherty,	Keiser,	Ogilvie,	Wheeler,
Down,	Kernaghan,	O'Neil,	Whittaker,
Edwards,	Kessler,	Parlante,	Williams,A.D.,Jr.,
Ellberg,	Knecht,	Pashley,	Williams, E. S.,
Eshback,	Kooker,	Perry, H. H.,	Willard,
Eshleman,	Kornick,	Perry, P. E.,	Wilt,
Ewing,	Korns,	Petrosky,	Wood,
Farabaugh,	Kovolenko,	Polaski,	Worley,
Fetterolf,	Kubitsky,	Polen,	Wynd,
Filo,	Lamb,	Prendergast,	Yatron,
Fineman,	Lee, A. M.,	Price,	Yetter,
Floyd,	Lee, K. B.,	Pursley,	Zimmerman,
Flynn,	Leonard,	Reibman,	Andrews,
Foerster,	Light,	Reidenbach,	Speaker
Frank,	Limper,	Renwick,	
Frascella,	Lopresti,	Riley,	

NAYS—1

O'Dell,

NOT VOTING—32

Ashton,	Haudenshield,	Moran,	Stevens,
Bonner,	Holliday,	Munley,	Thompson,
Bowman,	Holt,	Murray, P. G.,	Tompkins,
Brenninger,	Jones, G. E.,	Naugle,	Ujobai,
Brown,	Lippincott,	O'Donnell, J. A.,	Walsh,
Cooper,	McCormack,	Rigby,	Wargo,
Crossin,	McInroy,	Schuster,	Weidner,
Fox,	Magee,	Steckel,	Willaredt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Allegheny, Mr. Filo, for having so ably presided.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

Mr. LOPRESTI IN THE CHAIR.

COMMUNICATION FROM GOVERNOR

REQUEST TO ADDRESS JOINT SESSION

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 23, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the Members in joint session March 2, 1959.

I shall be glad to have you fix the hour to suit your convenience.

DAVID L. LAWRENCE.

GOVERNOR INVITED TO ADDRESS JOINT SESSION

Mr. SNIDER. Mr. Speaker, I move that His Excellency the Governor be invited to the Hall of the House of Representatives to address the General Assembly at a time fixed by Concurrent Resolution.

The motion was agreed to.

SENATE MESSAGE

COMMITTEE TO ESCORT GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 24, 1959.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor of the Commonwealth of Pennsylvania, to the Hall of the House of Representatives to address the Members of the General Assembly in Joint Session, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE APPOINTED TO ESCORT GOVERNOR

The SPEAKER pro tempore. The Speaker has appointed the following committee to escort the Governor to the Hall of the House to address the Joint Assembly, Messrs. BOIES, DOUGHERTY and WOOD.

RESOLUTION

Mr. BRETH offered a resolution which was read, considered and adopted as follows:

In the House of Representatives,
Tuesday, February 24, 1959.

Resolved, That the Speaker appoint a committee of two to escort the Members of the Senate to the Hall of the House for the purpose of atending the Joint Session of the General Assembly.

COMMITTEE APPOINTED TO ESCORT SENATE

The SPEAKER pro tempore. The Speaker has appointed as a committee to escort the Members of the Senate to the Hall of the House for the purpose of attending a Joint Session of the General Assembly, Messrs. BRETH and BOWER.

SENATE MESSAGE

AMENDED SENATE RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate resolution as follows:

In the Senate, February 23, 1959.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session, Monday, March 2, 1959, at five o'clock, P. M., EST., in the Hall of the House of Representatives for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth of Pennsylvania; and to elect the Director of the Legislative Reference Bureau.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 157, entitled:

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L. 448) authorizing artificial propagation licensees to kill bullfrogs and tadpoles.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 170, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) authorizing the appointment and prescribing the powers of county police.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 173, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for reimbursement for pupil transportation in second class school districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 183, entitled:

An Act amending the act of May 29, 1931 (P. L. 280) entitled "An act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof * * *" providing that notice to the owner or terre tenant of lands to be sold for taxes be served by registered or certified mail.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 190, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building Harrisburg Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 195, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing Commonwealth reimbursement to school districts on account of migratory children attending their schools and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 198, entitled:

An Act reenacting and amending the act of July 27, 1955 (P. L. 288) entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification * * *" extending the provisions of the act to cities of the second class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 218, entitled:

An Act amending the act of December 20, 1933 (1933-34 P. L. 89) entitled "An act appropriating the moneys in The State Stores Fund" providing for additional kinds of insurance.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 228, entitled:

An Act amending the "Dog Law of 1921" approved May 11, 1921 (P. L. 522) changing the method of collecting fees for killing and disposing of unlicensed dogs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 231, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) authorizing the appointment of solici-

tors by certain county officials and limiting the duties of the county solicitor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 237, entitled:

An Act amending the act of December 22, 1951 (P. L. 1715) entitled "An act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities * * *" providing for the payment of salaries of council members in semi-monthly installments.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 252, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) increasing the limitation on the salaries of burgesses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 276, entitled:

An Act amending the Act of April 27, 1927 (P. L. 465) entitled as amended "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance * * *" to exclude from its provisions certain projectionists of motion pictures under certain conditions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 310, entitled:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 313, entitled:

An Act amending "The Dental Law" approved May 1, 1933 (P. L. 216) changing the definition of the "practice of dentistry" and changing penalties relating to dental technicians.

And said bill having been read at length the first time, Ordered. To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 315, entitled:

An Act amending the "Milk Sanitation Law" approved July 2, 1935 (P. L. 589) relieving the Secretary of Health and the Advisory Health Board of certain powers and duties imposing powers and duties on the Secretary of Agriculture establishing certain fees * * *.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 317, entitled:

An Act prohibiting the erection and maintenance of certain advertising devices along highways on the National System of Interstate and Defense Highways * * *.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 321, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August one thousand nine hundred fifty-five" making a portion of the moneys appropriated available for payment to the Department of Forests and Waters for a study and investigation of matters and problems relating to certain flood waters.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 337, entitled:

An Act amending the "Banking Code" approved May 15, 1933 (P. L. 624) by permitting banks and bank and trust companies to invest to a limited extent in the shares of small business investment companies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 350, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 101, entiled:

An Act amending the "Second Class County Code" of July 28, 1953 (P. L. 723) increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

And said bill having been read at length the second time and agreed to,
Ordered, to be transcribed for third reading.

RECESS

Mr. A. W. JOHNSON. Mr. Speaker, I ask consent of the House for a 20 minute recess for the purpose of holding a Republican Caucus.

Mr. McCANN. Mr. Speaker, I think the House should give its unanimous consent for the Republican Members of the House to hold a brief caucus. I would like to ask them if 25 after would be sufficient.

The SPEAKER pro tempore. Will the House give its unanimous consent. The Chair hears no objection.

The Chair declares a recess for 20 minutes for the purpose of holding a Republican caucus.

AFTER RECESS

The time of recess having expired, the House was called to order.

Mr. LOPRESTI IN THE CHAIR

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 75, entitled as follows:

An Act amending the act of June 28, 1895 (P. L. 408) entitled as amended "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' * * * providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities towns * * * within this Commonwealth" providing for the audit of certain funds by the auditors or controller of certain political subdivisions.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. GOLDSTEIN. Mr. Speaker, will one of the sponsors of this bill consent to be interrogated?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Clearfield, Mr. Breth. Will the gentleman permit himself to be interrogated?

Mr. BRETH. I shall, Mr. Speaker.

Mr. GOLDSTEIN. Mr. Speaker, does the sponsor of this bill believe in economy for local government?

Mr. BRETH. Mr. Speaker, I believe in economy for all government.

Mr. GOLDSTEIN. Mr. Speaker, is it not true that under this bill the costs of the audits will be passed to the local governments?

Mr. BRETH. Not necessarily, Mr. Speaker.

Mr. GOLDSTEIN. Mr. Speaker, will the sponsor of the bill explain what this means: " . . . the expense of said auditor shall be paid by the political subdivision in which the fire department or fire company is located. What does that mean?

Mr. BRETH. Mr. Speaker, Sunday I attended a meeting of a considerable number of these Firemen's Relief Associations and the matter of payment for these audits came up. It was unanimously agreed that in the event the township or the political subdivision so desired the local association would be glad to defray the local costs of the audit.

Mr. GOLDSTEIN. Well, Mr. Speaker, if that be the intention of the local fire company, why not hold the bill over and have it amended so that the local fire company can pay this cost and make into law their promises?

Mr. BRETH. Mr. Speaker, being from a rural area, I am quite familiar with the volunteer firemen's program and also the program of the Firemen's Relief Associations, and in my particular township, the borough in which I formerly resided, and a great many other areas that I have made it a point to contact, I can say this: The feeling there is that the volunteer fireman gets little enough in the way of protection and most of the townships and boroughs would be glad to absorb such auditing costs within their current budgets.

Mr. GOLDSTEIN. Mr. Speaker, is the gentleman familiar with the fact that in Allegheny County a grand jury investigation disclosed improper use of funds by the diverse local volunteer fire departments?

Mr. BRETH. Mr. Speaker, that is an old, old chestnut that has been boiled and roasted and taken apart for a good many years.

The fact that these bills are before us is part of the reason that the volunteers have gone to this length to slay that ghost. In other words, Mr. Speaker, back over the years there have been certain rumors, certain investigations which turned up certain facts regarding the use of these funds, but as a whole, in the 17 hundred odd relief associations in the state operated by the volunteer firemen, the moneys have been well used, and used for the purposes for which they were originally intended.

Mr. GOLDSTEIN. Now, Mr. Speaker, under the provisions of this bill if the auditors who make this audit wilfully make an incorrect statement of the affairs of the volunteer fire company what penalty, if any, is provided under this act for their illegal action?

Mr. BRETH. Mr. Speaker, what penalty is provided if an auditor makes a wilful erroneous statement in any audit that he makes?

Mr. GOLDSTEIN. Mr. Speaker, I am asking what is provided for in this particular bill, because in this bill they give additional duties to an auditor and there are no penal provisions, and then, of course, he could not be punished.

Mr. BRETH. Mr. Speaker, I can not answer that question except in that event I imagine the due process of law will take care of the situation.

Mr. GOLDSTEIN. I thank the gentleman, Mr. Speaker.

Mr. Speaker, I am conversant with the wonderful work being done by volunteer fire companies in Allegheny County and throughout the Commonwealth of Pennsylvania. These gentlemen give up their time, and in many instances their lives in order to protect the community in which they reside. I agree with the gentleman from Clearfield, Mr. Breth, that of the 17 hundred companies involved the great majority are honest and want to do the right thing, but certain guideposts must be established by the Legislature in order to make certain that those individuals, few in number, will not stray from the proper path.

I call to your attention this particular bill that has certain features which are unsound. First, it passes the obligation on the cost of the audit from the local companies themselves to the various boroughs and townships. We today are burdened by taxation to the nth degree. We feel it is improper that the boroughs and the townships and the taxpayers should have this additional burden.

In addition, we do not regard an audit of local fire

companies by local auditors, many of whom are members of the department themselves, is a sound legislative and safety measure. I call to the attention of the Members of this House that you are allowing an audit to be made by the man who if he makes a wilful misstatement in his report there is no penal provision provided.

I believe the answer to this situation is this: there should be a qualification of the law in its entirety so that the rights and obligations of the people who handle the funds of the volunteer fire department as pertains to fire insurance premiums, can be properly handled.

If my recollection is correct, the Supreme Court of Pennsylvania was compelled to return certain cases to the courts of Allegheny County for study because it was uncertain as to what the obligations of the people who received these funds were and are. We feel that this bill is not in the public interest. It is a raid upon the taxpayer back home and we intend to vote against it.

In summary, I would like to say this: I intend to vote against it although I have the greatest respect for the volunteer fire departments, nothwithstanding they want to use their political influence against me hereafter.

Mr. McCANN. I believe the gentleman from Allegheny is certainly a well-versed, brilliant man in local governmental laws as well as state laws, and I believe he is aware at this time that a borough or township auditor can receive only a maximum amount of money in any given calendar year for auditor work, period. I think he is well aware that this audit, being done by either borough or township auditors duly elected as auditors of either the borough or township, falls under the same penalty provisions if they would wilfully, knowingly falsify any audit. That is law, and has been law for quite some time. I am sure the learned gentleman is well aware of that.

Passing any additional costs, is this not saving money that is now charged to perform a function or duty, and would not this bill actually guarantee to the various recipients, the relief associations of the volunteer firemen, that additional amount of money that would be deducted to audit such funds, with no additional cost to any township or borough as far as the maximum amount of money paid to duly elected auditors to perform their proper duties and functions? If this is the case, then I feel that the House should be well aware that we are both trying to save money and not pass on to any local government of any political subdivsion any additional costs.

Mr. Speaker, I certainly listened to the sound reasoning of the gentleman from Allegheny as he debated the measure before the House. I think the bill is very clearly written, and I agree with the debate of the gentleman from Clearfield, Mr. Breth, and I ask that the House do support this bill on the roll call today.

Mr. GOLDSTEIN. Mr. Speaker, I am appreciative of the laundatory remarks the Majority Leader has made about my knowledge of the law, and following that up I would like to state it is my opinion that since additional burdens are placed upon auditors they would not be subject to penal provisions, and certainly they would be entitled to additional compensation under the provisions of this bill.

As I said originally, I think this bill should be clarified and the obligations and duties of the auditors in anything else like this bill should be spelled out precisely.

The gentleman from Greene County, the Majority Leader, says it is no cost upon anybody at all. It is certainly a cost upon the taxpayer of the township in wich he lives. The history of these funds is such that they demand audit. And I think the audit should be independent, and the audit should make sure the fire insurance premium proportion which the various companies receive are properly spent.

It is my firm opinion that no penalty clauses would be attached to auditors who made a misstatement in their reports, and I disagree with his analysis of the law.

Mr. BRETH. Mr. Speaker, I just want to say a few words. I believe that every Member outside of the big cities is very familiar with this problem. I think they know how their volunteer firemen back home feel about it. I think they know that at the present time there is a terrific amount of money which shall be taken from the fund in case the audit is continued under the present setup, and I wuolud remind them that only last year, or in the last few months, has their audit been begun.

I would also remind them that I for one think many of them will agree with me in the fact that I have perfect confidence in my own citizens back home, in my own fire company and in the fact that this is a real part of local government,—these funds, these relief associations, these fire companies—and they at least deserve the opportunity to have this bill, which they practically all support, passed today. Therefore I would ask all Members of the House to vote in favor of House Bill No. 75.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—166

Agnew,	Fulmer,	McCandless,	Reidenbach,
Anderson,	Gailey,	McCann,	Renwick,
Arlene,	Gallagher,	McDonald,	Rigby,
Balthaser,	Garlock,	McInroy,	Riley,
Barton,	Gelfand,	McKeever,	Rovansek,
Bell,	George,	McLaughlin,	Rudisill,
Blair,	Gibb,	Machmer,	Sakulsky,
Boies,	Goodrich,	Mahan,	Scarcelli,
Bonner,	Guthrie,	Markley,	Schaaf,
Boris,	Hamilton,	Maxwell,	Schwartz,
Branca,	Heavey,	Meholchick,	Sherman,
Breth,	Heffner,	Merry,	Shupnik,
Buchanan,	Helm,	Mihm,	Silverman,
Burns,	Henzel,	Miller, H. G.,	Snare,
Capano,	Hocker,	Mills,	Snider,
Capitolo,	Holt,	Monroe,	Stank,
Cianfrani,	Horst,	Muldowney,	Stimmel,
Cioffi,	Irvis,	Mullen,	Stone,
Clarke,	Isaacs,	Munley,	Stoner,
Comer,	Jenkins,	Murphy, A.J., Jr.,	Strausser,
Curwood,	Jim,	Murphy, P. J.,	Stroup,
Davis,	Johnson, A. W.,	Murray, H. P.	Sullivan,
Dengler,	Johnson, R.,	Murray, J. J.,	Trusio,
Dennis,	Jones, T. H. W.,	Musto,	Varallo,
Devlin,	Jump,	Needham,	Verona,
Donahue,	Kamyk,	Nelson,	Wall,
Donaldson,	Keiser,	O'Dell,	Wargo,
Dougherty,	Kernaghan,	O'Donnell, J. P.,	Welsh,
Down,	Kessler,	Odorisio,	Wheeler,
Edwards,	Knecht,	Ogilvie,	Whittaker,
Eilberg,	Kooker,	O'Neil,	Williams,A.D.,Jr.,
Eshback,	Kornick,	Parlante,	Williams, E. S.,
Ewing,	Korns,	Pashley,	Willard,
Farabaugh,	Kovolenko,	Perry, H. H.,	Wilt,
Fetterolf,	Kubitsky,	Perry, P. E.,	Worley,
Filo,	Lamb,	Petrosky,	Wynd,
Fineman,	Lee, K. B.,	Polaski,	Yatron,
Floyd,	Leonard,	Polen,	Yetter,
Flynn,	Limper,	Prendergast,	Zimmerman,
Foerster,	Lopresti,	Price,	Andrews,
Frank,	Luigard,	Pursley,	Speaker
Frascella,	Lutty,	Reibman,	

NAYS—18

Auker,	Goldstein,	Miller, B. Z.,	Taylor,
Bower,	Gramlich,	Royer,	Varner,
Dennison,	Kee,	Seltzer,	Wescott,
Eshleman,	Lee, A. M.,	Stewart,	Wood,
Gibson,	Light,		

NOT VOTING—26

Ashton,	Haudenshield,	Murray, P. G.,	Thompson,
Bowman,	Holliday,	Naugle,	Tompkins,
Brenninger,	Jones, G. E.,	O'Donnell, J. A.,	Ujobai,
Brown,	Lippincott,	Schuster,	Walsh,
Cooper,	McCormack,	Steckel,	Weidner,
Crossin,	Magee,	Stevens,	Willaredt,
Fox,	Moran,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 76, entitled as follows:

An Act amending "The Fiscal Code" approved April 9, 1929 (P. L. 343) providing that the Department of the Auditor General shall not audit the accounts and records of organizations receiving money from the Fire Insurance Tax Fund.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—166

Agnew,	Fulmer,	McCandless,	Reidenbach,
Anderson,	Gailey,	McCann,	Renwick,
Arlene,	Gallagher,	McDonald,	Rigby,
Balthaser,	Garlock,	McInroy,	Riley,
Barton,	Gelfand,	McKeever,	Rovansek,
Bell,	George,	McLaughlin,	Rudisill,
Blair,	Gibb,	Machmer,	Sakulsky,
Boies,	Goodrich,	Mahan,	Scarcelli,
Bonner,	Guthrie,	Markley,	Schaaf,
Boris,	Hamilton,	Maxwell,	Schwartz,
Branca,	Heavey,	Meholchick,	Sherman,
Breth,	Heffner,	Merry,	Shupnik,
Buchanan,	Helm,	Mihm,	Silverman,
Burns,	Henzel,	Miller, H. G.,	Snare,
Capano,	Hocker,	Mills,	Snider,
Capitolo,	Holt,	Monroe,	Stank,
Cianfrani,	Horst,	Muldowney,	Stimmel,
Cioffi,	Irvis,	Mullen,	Stone,
Clarke,	Isaacs,	Munley,	Stoner,
Comer,	Jenkins,	Murphy, A.J., Jr.,	Strausser,
Curwood,	Jim,	Murphy, P. J.,	Stroup,
Davis,	Johnson, A. W.,	Murray, H. P.	Sullivan,
Dengler,	Johnson, R.,	Murray, J. J.,	Trusio,
Dennis,	Jones, T. H. W.,	Musto,	Varallo,
Devlin,	Jump,	Needham,	Verona,
Donahue,	Kamyk,	Nelson,	Wall,
Donaldson,	Keiser,	O'Dell,	Wargo,
Dougherty,	Kernaghan,	O'Donnell, J. P.,	Welsh,
Down,	Kessler,	Odorisio,	Wheeler,
Edwards,	Knecht,	Ogilvie,	Whittaker,
Eilberg,	Kooker,	O'Neil,	Williams, A.D., Jr.,
Eshback,	Kornick,	Parlante,	Williams, E. S.,
Ewing,	Korns,	Pashley,	Willard,
Farabaugh,	Kovolenko,	Perry, H. H.,	Wilt,
Fetterolf,	Kubitsky,	Perry, P. E.,	Worley,
Filo,	Lamb,	Petrosky,	Wynd,
Fineman,	Lee, K. B.,	Polaski,	Yatron,
Floyd,	Leonard,	Polen,	Yetter,
Flynn,	Limper,	Prendergast,	Zimmerman,
Foerster,	Lopresti,	Price,	Andrews,
Frank,	Luigard,	Pursley,	Speaker
Frascella,	Lutty,	Reibman,	

NAYS—18

Auker,	Goldstein,	Miller, B. Z.,	Taylor,
Bower,	Gramlich,	Royer,	Varner,
Dennison,	Kee,	Seltzer,	Wescott,
Eshleman,	Lee, A. M.,	Stewart,	Wood,
Gibson,	Light,		

NOT VOTING—26

Ashton,	Haudenshield,	Murray, P. G.,	Thompson,
Bowman,	Holliday,	Naugle,	Tompkins,
Brenninger,	Jones, G. E.,	O'Donnell, J. A.,	Ujobai,
Brown,	Lippincott,	Schuster,	Walsh,
Cooper,	McCormack,	Steckel,	Weidner,
Crossin,	Magee,	Stevens,	Willaredt,
Fox,	Moran,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 117 ,Printer's No. 28 and

House Bill No. 135, Printer's No. 48,

were passed over at the request of the SPEAKER pro tempore.

RESOLUTIONS

CONDOLENCE

Mrs. ANDERSON, Messrs. CIANFRANI, SHERMAN, DOUGHERTY, Mrs. MONROE, Mrs. VARALLO, Messrs. HOLT and McCANN offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, February 24, 1959.

We pause in prayer for the recovery of one of our fellow members who has been ill since the convening of the General Assembly.

The Honorable Granville E. Jones, now serving his sixth term in the House of Representatives, is sadly being missed by his many friends in Harrisburg because of absence due to being hospitalized and now confined to his home; therefore be it

Resolved, That the House of Representatives expresses its fervent hopes and prayers for Granville E. Jones' speedy recovery; and be it further

Resolved, That a copy of this resolution be transmitted to The Honorable Granville E. Jones, 2233 Christian Street, Philadelphia 46, Pennsylvania.

Mr. SILVERMAN offered a resolution which was filed with the Clerk.

Mr. BRANCA offered a resolution which was filed with the Clerk.

QUESTIONS OF PERSONAL PRIVILEGE

Mr. WARGO. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. WARGO. Mr. Speaker, previous to the recess this House had brought on a very important amendment to House Bill No. 39. Due to weather conditions I was about five or ten minutes late, so I would like the record to show that had I been here I would have offered my whole-hearted support to the amendment offered in the Senate.

Mrs. MUNLEY. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER pro tempore. The lady will state it.

Mrs. MUNLEY. Mr. Speaker, with my colleagues from Lackawanna, had I been here for the roll call on House Bill 39, on the amendments, I would have voted aye on it, but due to road conditions we were unable to be present.

Mr. HOLT. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. HOLT. Mr. Speaker, I would like to be recorded voting "Aye" on House Bill No. 39.

The SPEAKER pro tempore. The roll call having been announced, the gentleman cannot be recorded on the roll. His remarks will be noted in the Journal.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 38 and 41.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 38, Printer's No. 1, entitled "A Supplement to the act approved the nineteenth day of July one thousand nine hundred fifty-seven (Appropriation Acts page 60) entitled 'An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957' by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred fifty-nine."

DAVID L. LAWRENCE.

February 18, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 41, Printer's No. 4, entitled "An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled 'An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957' deleting certain amounts appropriated to the Department of State and declaring the Legislature's intention to restore said deletions."

DAVID L. LAWRENCE.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 93.

An Act amending the act of May 2, 1925 (P. L. 501) entitled "An act authorizing municipalities to impose a penalty not exceeding five per centum on all municipal assessments which are not paid within ninety days from the date of the assessment" extending the provisions of the act to townships.

HOUSE BILL No. 95.

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) increasing the mileage allowance for delegates to meetings of the state associations of township officers.

HOUSE BILL No. 100.

An Act to amend "The Borough Code" approved May 4, 1927 (P. L. 519) empowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created.

HOUSE BILL No. 120.

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) further providing for the election of councilmen upon the consolidation of boroughs.

HOUSE BILL No. 123.

An Act to amend "The First Class Township Code" approved June 24, 1931 (P. L. 1206) empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

With the information that the Senate has passed the same without amendment.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 149, 170, 171, 172 and 203.

ANNOUNCEMENTS

Mr. McCANN. Mr. Speaker, I would like to briefly outline some tentative plans for the operation of the House for the coming periods, so that our Members may plan accordingly.

Tomorrow, Wednesday, we go in session at 12:00 noon.

On Monday, March 2, we will have the Session of the House beginning at 4:00 p.m.

On the Democratic side of the House there will be a Democratic caucus at 2:00 p.m.

I am sure the Republican side of the House will announce its caucus time on Monday, March 2.

We will be in Session on Tuesday, March 3, beginning at 12:00 noon.

The following week, on Monday, March 9, we will go into Session tentatively at the regularly scheduled time, 4:30 p.m., and be in session March 9, 10 and 11. Tentative times are 4:30 p.m. on Monday, 12:00 o'clock on Tuesday and 10:00 o'clock on Wednesday.

The following week, which is March 16, we are scheduled Monday the 16th, Tuesday the 17th and Wednesday the 18th at the same times, 4:30 p.m., 12:00 noon, and 10:00 a.m.

The following week would be Holy Week, and if agreed to, there would not be any session during Holy Week, the week of Monday, March 23, and no session following Easter, or Easter Monday, March 30. The first day of Session would be Tuesday, March 31 and Wednesday, April 1, two days only; going back then to a full schedule.

I hope this tentative schedule may be agreed to by both the House and the Senate so we may observe Holy Week and also have Monday following Easter as a non-session day. This cannot be sent out in official notice at this time, but will be sent by both the Republican Floor Leader and Democratic Floor Leader as the schedule, as soon as it is agreed upon.

The SPEAKER pro tempore. Has the Minority Leader any further business to present to the House?

Mr. A. W. JOHNSON. Mr. Speaker, just to announce that we will have a Republican caucus next Monday, starting however at 3:00 p.m., rather than 2:00 p.m.

COMMITTEE MEETINGS

BANKING AND BUILDING AND LOAN ASSOCIATIONS, Mr. Muldowney, Chairman, Room 149-B, Monday, March 2, following session.

CITIES-COUNTIES, SECOND CLASS AND SECOND CLASS A, Mr. Mihm, Chairman, Room 149-B, Tuesday, February 24, following session.

CITIES-THIRD CLASS, Mr. Walsh, Chairman, Room 145, Wednesday, February 25, 11:00 a.m.

COUNTIES, Mr. Cioffi, Chairman, Room 140, Wednesday, February 25, 9:00 a.m.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Wednesday, February 25, 9:00 a.m.

JUDICIARY, Mr. Rudisill, Chairman, Room 145, Wednesday, February 25, 10:00 a.m.

LABOR RELATIONS, Mr. Wargo, Chairman, Room 140, Wednesday, February 25, 10:00 a.m.

LAW AND ORDER, Mr. Mills, Chairman, Room 522, Wednesday, February 25, 11:00 a.m.

MOTOR VEHICLES, Mr. Dougherty, Chairman, Room 521, Tuesday, March 3, 10:00 a.m.

MUNICIPAL CORPORATIONS, Mr. Polaski, Chairman, Room 522, Wednesday, February 25, 10:00 a.m.

PROFESSIONAL LICENSURE, Mr. Boies, Chairman, Room 521, Wednesday, February 25, 11:00 a.m.

STATE GOVERNMENT, Mr. Schwartz, Chairman, Room 324, Wednesday, February 25, 11:00 a.m.

WAYS AND MEANS, Mr. Wheeler, Chairman, Room 326, Wednesday, February 25, 10:00 a.m.

ADJOURNMENT

Mr. SCHAAF. Mr. Speaker, I move that this House do now adjourn until Wednesday, February 25, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 1:25 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., WEDNESDAY, FEBRUARY 25, 1959. No. 17.

HOUSE OF REPRESENTATIVES

WEDNESDAY, February 25, 1959.

The House met at 12:00 o'clock noon.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

Reverend Roy M. Black, Pastor of the First Methodist Church, Shinglehouse, Potter County, guest Chaplain and guest of the Majority Leader, Mr. McCann, offered the following prayer:

Our Heavenly Father, we adore Thee, Whose name is love, Whose nature is compassion, Whose presence is joy, Whose word is truth, Whose spirit is goodness, Whose holiness is beauty, Whose will is peace, Whose service is perfect freedom, and in knowledge of Whom standeth our eternal life. Grant us in all doubts and uncertainties, the grace to ask what Thou wouldst have us to do, that the spirit of wisdom may save us from all false choices, and that in Thy light we may see light and in Thy straight path may not stumble. Bless, we pray Thee, each Member of this assembly, bless their lives, their hearts, their homes, and the great people whom they represent. May, in all things, Thy will be done to Thy name's honor and glory through Jesus Christ our Lord. Amen.

The SPEAKER. The Chair requests the gentleman from Allegheny, Mr. Boies, to preside during today's session.

Mr. BOIES IN THE CHAIR

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. If there is no objection, the approval of the Journal for Tuesday, February 24, 1959 will be postponed until printed.

The Chair hears none.

THE AMERICAN ASSOCIATION OF UNIVERSITY WOMEN WELCOMED

The SPEAKER pro tempore. The Chair welcomes to the Hall of the House the Board of the Pennsylvania Division of the American Association of University Women who are on a two-day conference in Harrisburg. The local representatives are Mrs. Richard Graves, President, and Miss Ann Meikle.

BILLS INTRODUCED AND REFERRED

By Mr. WORLEY (By Request). HOUSE BILL No. 520.

An Act amending the "Dog Law of 1921," approved May 11, 1921 (P. L. 522), providing that proceedings under the act be brought before the nearest available magistrate, alderman or justice of the peace.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. DEVLIN, LUTTY and BELL.
HOUSE BILL No. 521.

An Act authorizing the use of certified mail in lieu of registered mail.

Referred to the Committee on Judiciary.

By Mr. PETROSKY. HOUSE BILL No. 522.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90) prohibiting the admission of certain types of evidence obtained by enforcement officers or investigators.

Referred to the Committee on Judiciary.

By Messrs. GAILEY, MAHAN and NELSON.
HOUSE BILL No. 523.

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571) increasing the compensation of assessors and providing for mileage.

Referred to the Committee on Counties.

By Messrs. GAILEY and MAHAN.
HOUSE BILL No. 524.

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571) providing that the chief assessor shall assist the assessor in the performance of certain duties.

Referred to the Committee on Counties.

By Mr. AUKER. HOUSE BILL No. 525.

An Act abolishing the excise taxes on the capital stock, * * * and upon increases in capital employed in Pennsylvania by foreign corporations, limited partnerships * * * and repealing certain acts requiring the payment by such entities of a bonus.

Referred to the Committee on Ways and Means.

By Mr. AUKER. HOUSE BILL No. 526.

An Act abolishing the corporate loans tax and repealing acts imposing such tax and related acts and parts of acts.

Referred to the Committee on Ways and Means.

By Mr. AUKER. HOUSE BILL No. 527.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the com-

pensation and fixing minimum subsistence allowances of the members of the State Police Force.

Referred to the Committee on State Government.

By Mr. AUKER. HOUSE BILL No. 528.

An Act amending the act of June 17, 1913 (P. L. 507) entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; * * *," including as taxable certain loans heretofore exempt.

Referred to the Committee on Ways and Means.

By Mr. MULLEN. HOUSE BILL No. 529.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743), fixing the time for which dockets, books, records and papers of magistrates' courts shall be kept.

Referred to the Committee on Judiciary.

By Messrs. EILBERG, FINEMAN and SCHWARTZ. HOUSE BILL No. 530.

An Act authorizing the commencement of trespass actions in the county in which the plaintiff resides in certain cases; and providing for service of process in such cases.

Referred to the Committee on Judiciary.

By Mr. DONALDSON. HOUSE BILL No. 531.

An Act prohibiting the sale to the general public of convict made wares.

Referred to the Committee on Law and Order.

By Messrs. KNECHT and BORIS. HOUSE BILL No. 532.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) changing provisions relating to annexation of territory in townships of the second class in certain cases.

Referred to the Committee on Boroughs.

By Messrs. EILBERG and SHERMAN. HOUSE BILL No. 533.

An Act amending the act of July 19, 1951 (P. L. 1130), entitled "An act concerning contributions among joint tortfeasors and release of tortfeasors; * * *," changing the effect of releases.

Referred to the Committee on Judiciary.

By Messrs. ANDREWS, FARABAUGH, LOPRESTI and ROVANSEK. HOUSE BILL No. 534.

An Act making an appropriation to the Department of Property and Supplies for payment to the Borough of Ebensburg for defraying the Commonwealth's share of expenses and charges, in connection with capital improvements to the Ebensburg State School.

Referred to the Committee on Appropriations.

By Messrs. J. J. MURRAY and JENKINS. HOUSE BILL No. 535.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for compensation for school directors.

Referred to the Committee on Education.

By Messrs. MULDOWNEY, P. J. MURPHY and FRASCELLA. HOUSE BILL No. 536.

An Act requiring ambulances and registered nurses on certain construction projects and prescribing penalties.

Referred to the Committee on Public Health and Sanitation.

By Messrs. VARNER and DENNISON. HOUSE BILL No. 537.

An Act amending the "State Employes' Retirement Law," approved June 27, 1923 (P. L. 858), providing for a minimum retirement allowance after twenty-five years' service and voluntary retirement.

Referred to the Committee on State Government.

By Mrs. KOOKER, Messrs. A. D. WILLIAMS and FRANK. HOUSE BILL No. 538.

An Act amending the act of June 28, 1895 (P. L. 408), entitled, as amended "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, * * *,'" imposing penalties for failure of insurance companies or their agents to set forth the exact city, borough, town or township in which insured property is located.

Referred to the Committee on Insurance.

By Messrs. GALLAGHER, MACHMER and FRANK. HOUSE BILL No. 539.

An Act amending "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns, and Townships," permitting a change of enrollment of political party before an alderman, justice of the peace, or notary public.

Referred to the Committee on Elections and Apportionment.

By Messrs. GAILEY and VARNER. HOUSE BILL No. 540.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), further providing for the revision of territory upon abolition of an independent school district.

Referred to the Committee on Education.

By Messrs. DAVIS, GIBSON, GOODRICH and WYND. HOUSE BILL No. 541.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), providing for the receipt of a certain number of applications for antlerless deer licenses from nonresidents at the same time such applications are receivable from residents.

Referred to the Committee on Game and Conservation.

By Messrs. SCARCELLI, CAPITOLO and A. M. LEE HOUSE BILL No. 542.

An Act to regulate and establish the fees to be received by the clerk of oyer and terminer, and quarter sessions of the peace and the municipal court of Philadelphia in counties having a population of 1,500,000 or over.

Referred to the Committee on Judiciary.

By Messrs. BELL and WORLEY. HOUSE BILL No. 543.

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire and repair the Caleb Pusey House and to convey it to the Delaware County Historical Society and making an appropriation.

Referred to the Committee on State Government.

By Messrs. GALLAGHER, SULLIVAN, CAPITOLO and TAYLOR. HOUSE BILL No. 544.

An Act making an appropriation to the Department of Military Affairs to be used by the State Veterans' Commission for the continuance of assistance to veterans and their dependents pending the enactment of the General Appropriation Act of 1959.

Referred to the Committee on Military Affairs.

By Messrs. KAMYK, GOLDSTEIN, McLAUGHLIN and DONALDSON. HOUSE BILL No. 545.

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), further regulating contracts and purchases.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. GELFAND, FINEMAN, SCHWARTZ and STEWART. HOUSE BILL No. 546.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) requiring proof of liability insurance coverage by owners of motor vehicles, trailers or semi-trailers at the time of registration thereof.

Referred to the Committee on Motor Vehicles.

By Messrs. STONE and DONALDSON. HOUSE BILL No. 547.

An Act amending the "Municipality Authorities Act of 1945," approved May 2, 1945 (P. L. 382), providing for the taxation of lands of certain Authorities by townships.

Referred to the Committee on Municipal Corporations.

By Messrs. STONE and DONALDSON. HOUSE BILL No. 548.

An Act amending the "Municipality Authorities Act of 1945," approved May 2, 1945 (P. L. 382), requiring approval in a referendum prior to entrance of a township or an authority with a project that does not serve or measurably benefit the township.

Referred to the Committee on Municipal Corporations.

By Messrs. STONE and DONALDSON. HOUSE BILL No. 549.

An Act amending the "Municipality Authorities Act of 1945," approved May 2, 1945 (P. L. 382), further regulating appointments of members of the boards of Authorities.

Referred to the Committee on Municipal Corporations.

By Messrs. DONALDSON, AGNEW, WILT and GIBB. HOUSE BILL No. 550.

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), allowing service increments to be added to the pensions of county employes who retired after June 1, 1954.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. MAHAN and McCANDLESS. HOUSE BILL No. 551.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring the issuance of two registration plates in certain cases.

Referred to the Committee on Motor Vehicles.

By Messrs. MAHAN and McCANDLESS. HOUSE BILL No. 552.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), allocating one-half of the license fees collected from distributors and importing distributors to municipalities.

Referred to the Committee on Liquor Control.

By Messrs. MAHAN, STROUP and McCANDLESS. HOUSE BILL No. 553.

An Act amending the act of May 25, 1937 (P. L. 808), entitled "An act providing for the use of the Pennsylvania Industrial School at Hutningdon as an institution for the reception, * * * and training of defective delinquents * * *," changing the provisions relating to payment of costs of maintenance of persons committed from certain counties.

Referred to the Committee on Judiciary.

By Messrs. WORLEY and H. H. PEERY (By Request). HOUSE BILL No. 554.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), providing that no registration other than that required for tractors shall be required for corn shellers when being transported from one farm to another.

Referred to the Committee on Motor Vehicles.

By Mr. FILO. HOUSE BILL No. 555.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), limiting the eligibility requirements for an antlerless deer license tag, and providing a penalty.

Referred to the Committee on Game and Conservation.

By Messrs. CAPANO, FLYNN, SAKULSKY and CIANFRANI. HOUSE BILL No. 556.

An Act amending "The Pennsylvania Occupational Disease Act," providing for the payment of compensation to the spouse or certain dependents of deceased employes dying prior to receiving payment of total benefits in certain cases.

Referred to the Committee on Workmen's Compensation.

By Messrs. CAPANO, FLYNN, SAKULSKY and CIANFRANI. HOUSE BILL No. 557.

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736), providing for the payment of compensation to the spouse or certain dependents of deceased employes dying prior to receiving payment of total benefits in certain cases.

Referred to the Committee on Workmen's Compensation.

By Messrs. CAPANO, FLYNN, SAKULSKY and CIANFRANI. HOUSE BILL No. 558.

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (P. L. 2897) increasing compensation in certain cases.

Referred to the Committee on Labor Relations.

By Mrs. VARALLO, Messrs. COMER and HOCKER.
HOUSE BILL No. 559.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), changing provisions and penalties with respect to unlawful acts concerning traffic and safety signs.

Referred to the Committee on Judiciary.

By Messrs. VARNER and WILT. HOUSE BILL No. 560.

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90), allocating one-half of the license fees collected from distributors, and importing distributors to municipalities.

Referred to the Committee on Liquor Control.

By Messrs. McLAUGHLIN and GIBB.
HOUSE BILL No. 561.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 98.918 acre, more or less, of land situate in Kilbuck Township, Allegheny County.

Referred to the Committee on State Government.

By Messrs. WILT and VARNER. HOUSE BILL No. 562.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), limiting the transfer of distributors' and importing distributors' licenses.

Referred to the Committee on Liquor Control.

By Mr. FILO. HOUSE BILL No. 563.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing that phonetics shall be taught in the elementary schools.

Referred to the Committee on Education.

By Mr. A. J. MURPHY. HOUSE BILL No. 564.

An Act amending the "Dog Law of 1921," approved May 11, 1911 (P. L. 522), increasing the license fee and providing for its distribution.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. VARNER and DENNISON.
HOUSE BILL No. 565.

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333), authorizing statements by delegates or alternate delegates to national party conventions; specifying his or her support for a particular candidate for President; and providing for notice of such support to be placed on official primary ballots.

Referred to the Committee on Elections and Apportionment.

By Messrs. YATRON, SAKULSKY and CURWOOD.
HOUSE BILL No. 566.

An Act amending the act of March 23, 1877 (P. L. 28), entitled "An act relating to the service of notice of time and place of meeting of arbitrators," further regulating the service of notice of such proceedings.

Referred to the Committee on Judiciary.

By Mrs. REIBMAN and Mr. STROUP.
HOUSE BILL No. 567.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), authorizing submission of question of formation of union or merged districts at primary elections.

Referred to the Committee on Education.

By Mrs. REIBMAN and Mr. YATRON.
HOUSE BILL No. 568.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177), giving additional powers and duties to the Department of Public Instruction relating to acquisition of grounds and construction of school buildings.

Referred to the Committee on Education.

By Mrs. REIBMAN and Mr. YATRON.
HOUSE BILL No. 469.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), changing provisions with respect to acquisition of real property and the disposal thereof.

Referred to the Committee on Education.

By Messrs. WHEELER, ROVANSEK and GEORGE.
HOUSE BILL No. 570

A Supplement to the "Pennsylvaniqa Labor Relations Act," approved June 1, 1937 (P. L. 1168), extending the provisions of the act to govern the rights, duties, and obligations of nonprofit hospital and other health care employes and their employers * * *

Referred to the Committee on Labor Relations.

By Messrs. VERONA and PRENDERGAST (By Request). HOUSE BILL No. 571

An Act amending the "Local Tax Enabling Law" approved June 25, 1947 (P. L. 1145) changing provision relating to townships.

Referred to the Committee on Municipal Corporations

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows

SENATE BILL No. 149.

An Act amending the act of July 15, 1957 (P. L. 901) entitled "Optional Third Class City Charter Law" changing provisions relating to selection of city charter commissioners.

Referred to the Committee on Cities—Third Class.

SENATE BILL No. 170.

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code," providing that the zoning board of adjustment must give their decision within thirty days.

Referred to the Committee on Townships.

SENATE BILL No. 171.

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" providing that the zonin

oard of adjustment must give their decision within thirty ays.

Referred to the Committee on Boroughs.

SENATE BILL No. 172.

An Act amending the act of June 24, 1931 (P. L. 1206), ntitled "The First Class Township Code" providing that he zoning board of adjustment must give their decision vithin thirty days.

Referred to the Committee on Townships.

SENATE BILL No. 203.

An Act amending the act of April 9, 1929 (P. L. 343), ntitled "The Fiscal Code" changing the day for render- ng certain reports.

Referred to the Committee on State Government.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. BELL and STEWART.

(Concurrent) RESOLUTION No. 31.

OINT COMMITTEE TO INVESTIGATE THE COLLECTION OF THE PENNSYLVANIA SALES AND USE TAX

In the House of Representatives, February 24, 1959.

Whereas, the Governor of Pennsylvania has announced hat sales tax collections for the 1957-59 biennium will e $44,000,000.00 short and the total tax collection for he biennium of general fund revenues will be $119,- 00,000.00 short; and

Whereas, on July 19, 1958, Governor Leader reported hat there was a five and one-half million dollar surplus or the Commonwealth's General Fund above the fore- asted tax collection for the first half of the current wo-year fiscal period; and

Whereas, it is in the best interests of the citizens of 'ennsylvania that a thorough inquiry be made into the easons for a five and one-half million dollar surplus s of January 1, 1958 being converted into a $119,000,000.00 hortage as of February 16, 1959 (which is slightly in xcess of seven months) and

Whereas, it is particularly in the interest of the itizens of this Commonwealth that a legislative inquiry e made into the means by which and the extent by which ne present 3% sales and use tax is being collected or ot being collected by the Department of Revenue in ne Commonwealth of Pennsylvania:

Now therefore, be it resolved, (the Senate concurring), nat the Speaker of the House of Representatives ap- oint three members of the House and the President pro empore of the Senate appoint three members of the enate, who together shall constitute a joint committee nd be authorized and directed to make an immediate udy and investigation to ascertain whether or not the % sales and use tax is being collected by the Depart- ent of Revenue and its agents upon all taxable trans- ctions within the Commonwealth of Pennsylvania and) investigate and to ascertain what, if any, taxable ansactions are not being taxed under existing sales and se tax law.

Such committee is further charged with ascertaining ne efficiency of the existing methods of collection of the id 3% sales and use tax. Such committee is further harged with the duty of ascertaining whether or not ne sales and use tax imposed by the existing law is eing collected in accordance with said law, and if not) collected, the reason why not and the persons re- ponsible for such failure; and

Be It Further Resolved that the committee be author- ed, in its discretion, to transcribe such part or parts the testimony and statesments taken before it; and

Be It Further Resolved that the committee shall have the power to issue subpenas under its hand and seal requesting and commanding any person or persons to appear before it and answer questions touching matters properly being inquired into and to produce such books, papers, records, and documents as the committee may deem necessary. Such subpenas may be served upon any person and shall have the force and effect of subpenas issued out of the Courts of this Commonwealth. The Committee shall have the power to administer oaths and affirmations of witnesses appearing before it. Any person who shall wilfully neglect or refuse to testify before the committee or to produce any books, papers, records, or documents, shall be subject to the penalties provided by the laws of the Commonwealth in such cases; and

Be It Further Resolved that the said joint committee shall make a report of its findings and recommendations to the respective branches of the General Assembly prior to the enactment of any increase in the rate of the existing sales and use tax or extension of coverage under said existing sales and use tax to other fields.

Referred to the Committee on Rules.

By Mr. FRANK. RESOLUTION No. 32.

In the House of Representatives, February 16, 1959.

The importance of cranberries as a nutritious food and as a decorative item is well known to young and old alike.

It is of the utmost importance that no item be overlooked which can contribute to the completeness of meals served in homes or in restaurants. Cranberries and cranberry sauce, long relished foods which have been appreciated during the holiday seasons of Christmas and Thanksgiving, can admirably make this contribution throughout the year.

During the recent "Cranberry Crusade" the desirability of serving this food as a compliment to other dishes was explained to housewives and chefs; therefore be it

Resolved, That this House of Representatives hereby recommend that restauranteurs serve larger portions of cranberries in their restaurants in order to enhance the nutritive value of the meals and to satisfy the desire of the patrons for this desirable delicacy.

Referred to the Committee on Rules.

By Messrs. A. W. JOHNSON, HELM, Mrs. ANDERSON and Mr. McCANN. RESOLUTION No. 33.

In the House of Representatives, February 24, 1959.

It is recognized that the population in the greater Harrisburg area, the Pittsburgh and Philadelphia areas, as well as in other urban areas throughout the Commonwealth of Pennsylvania, has increased and continues to increase at an accelerated rate; and

These great urban centers have been and are afflicted by the existence of slums or extensive areas of blight; and

There is and has been a necessity to provide adequate and proper housing facilities to meet this need created by the increases in population and to remove from our urban centers slum and blight; and

The Commonwealth of Pennsylvania and the Federal government, aware of the foregoing situation, have enacted legislation to cope with same by the creation of public housing and urban redevelopment authorities; and

Public housing authorities and urban redevelopment authorities have been clothed with the power of eminent domain to enable them to carry out their functions effectively; and

The power of eminent domain is a power which is possessed under the law by not only public housing and urban redevelopment authorities but also by the Commonwealth of Pennsylvania, by its political subdivisions and agencies, by various and sundry authorities created

by the Commonwealth and by many of its subdivisions and by public utilities; and

There has been within the past decade a more and more frequent exercise of the power of eminent domain by the possessors thereof and a greater application of this power to large sections of urban centers which are heavily populated; and

Such application, involving large segments of the population, in many instances numbering in the hundreds and in at least one instance in the thousands, has resulted in the temporary dislocation of the persons and family groups affected and has necessarily created hardships, economic and otherwise, for them; and

It is believed that the existing statutory provisions setting forth the procedures to be followed in the exercise of the power of eminent domain are inadequate to cope with today's problems, although perhaps they were adequate in the past; and

There is a pressing, urgent and essential need to provide procedures in the exercise of the power of eminent domain which, not only will assist the various agencies possessing such power to carry out their objectives effectively, but also will expedite the entire condemnation proceedings from their institution to their final disposition so that damages might be paid to the persons affected in as short a time as possible to enable particularly those who are home owners to relocate themselves and to relieve as far and quickly as possible economic hardships; therefore be it

Resolved, That the Speaker of the House of Representatives appoint five members of the House who shall constitute a committee to make a thorough study of the subject of eminent domain and its current application as affected particularly by public housing, slum clearance and urban redevelopment, and also as it affects the owners and occupants of real estate subjected to eminent domain or condemnation proceedings; and be it further

Resolved, That the committee may meet, hold hearings, and take testimony. It may issue subpoenas under the hand and seal of its Chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee deems necessary. Any person who wilfully neglects or refuses to testify before this committee or produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

Resolved, That the committee make a report of its recommendations for appropriate legislation to the current Session of the General Assembly to amend, correct, or codify the existing statutes relative to eminent domain and condemnation proceedings, so that the resulting statutes are adequate to meet requirements of the present day, and so that people to whom compensation is due, receive such compensation quickly and expeditiously.

Referred to the Committee on Rules.

By Messrs. BRANCA and MULLEN.

RESOLUTION No. 34.

In the House of Representatives, February 24, 1959.

A great many heads of families follow the occupation of operating motor vehicles for a livelihood. Any disruption of this right to operate motor vehicles imposes great hardship on the operator and his dependents, as well as seriously impeding the flow of goods and products essential to our National economy and the financial well being of this Commonwealth and its many communities; therefore, be it

Resolved, That the House of Representatives requests that the Secretary of Revenue refrain from suspending the operating privileges of motor vehicle operators during such hours as the operators operate motor vehicles for the purpose of earning a livelihood, and restrict such suspensions to such hours as will not interfere with professional motor vehicle operation.

Referred to the Committee on Rules.

By Mr. SILVERMAN. RESOLUTION (Not Printed).

In the House of Representatives, February 24, 1959.

During the month of May, 1959, the Society for the Promotion of Kalmyk Culture will celebrate their fifth anniversary as a non-profit organization devoted to the study of the history and culture of the Kalmyk people and of the kindred Oirats. This is an organization of Russian-Mongolians of the Buddhist faith who came to the United States in 1952 and 1953, under the Displaced Persons Act and the majority of which located in Philadelphia where they quickly adjusted themselves to their new homeland.

The main functions of the society are the maintenance of a library, publication of scholarly and literary materials and the organization of activities in the field of Kalmyk studies, the promotion of Kalmyk language and religious schools for children and the sponsorship of a scholarship fund for Kalmyk students in institutions of higher learning.

The Kalmyks originally inhabited the present province of Sinkiang in western China, north of Tibet, and are one of the few remaining representatives of the western branch of the Mongolian race. After the Russian Revolution, they became victims of the totalitarian regime and they were expelled from their native land after resisting attempts to collectivize their entire existence.

The society and its members should be congratulated for their dedication to the principles of liberty, truth and justice in social relations and their nobleness and consciousness in personal conduct and unrestricted mercy in the treatment of all living creatures. Praise should also ring out for their ideals of moral self perfection and their steady aspiration toward the affirmation of spiritual and moral values; the idea of brotherhood among people and the peaceful cooperation of nations and states.

Congratulations should also be given for a job well done to the Friends Neighborhood Guild, the Immigration Service of the Church World Guild and the many other organizations who supplied generous help and moral support and who worked so untiringly and selflessly to bring these people to the United States where they are free to enjoy their religious and intellectual freedom; therefore be it

Resolved, That the members of the House of Representatives of the General Assembly extend their heartfelt congratulations to the Society for the Promotion of Kalmyk Culture on their fifth anniversary; and be it further

Resolved, That copies of this resolution be sent to the society and its chairman, George Zagadinov at 1539 N. Sixth Street, Philadelphia, to Elizabeth Campbell, Executive Director, International Institute, 645 N. Fifteenth Street, Philadelphia, to Francis Bosworth, Director, Friends Neighborhood Guild, 703 N. Eighth Street, Philadelphia and Pearl Buck, Bucks County, Pennsylvania.

Referred to the Committee on Rules.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. EILBERG because of death in the family.

Mrs. Varallo for Mr. LUTTY because of illness at home.

Mrs. Varallo for Mr. J. A. O'DONNELLL because of illness in the family.

Mr. Varallo for Mr. McKEEVER because of illness.

Mr. Lippincott for Mr. BRENNINGER for today.

REPORTS FROM COMMITTEE

Mr. KEE from the Committee on Labor Relations, reported as committed, House Bill No. 66, entitled:

An Act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry; prescribing penalties; and making an appropriation.

Mr. GAILEY from the Committee on Judiciary, reported as committed, House Bill No. 106, entitled:

An Act amending the act of May 1, 1935 (P. L. 127) entitled "An act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror, or jurors, who die, become ill, or are discharged for legal cause," providing for the selection of alternate jurors.

Mr. RUDISILL from the Committee on State Government, reported as amended House Bill No. 155, entitled:

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) exempting municipal transportation authorities incorporated under the Municipality Authorities Act of 1945 from fees charged for certificates of title or registration.

Mr. POLASKI from the Committee on State Government, reported as committed, House Bill No. 203, entitled:

An Act amending the act of June thirty, one thousand nine hundred forty-seven (P. L. 1183), entitled "An act relating to strikes by public employes; ***," imposing certain duties on the Governor and state agency or political subdivision involved.

Mr. VARNER from the Committee on Ways and Means, reported as committed, House Bill No. 287, entitled:

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149), further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county.

Mr. ROVANSEK from the Committee on Education, reported as committed, House Bill No. 295, entitled:

An Act amending the "State Tax Equalization Board Law," approved June 27, 1947 (P. L. 1046), further regulating the valuation of real property in school districts.

Mr. PARLANTE from the Committee on Professional Licensure, reported as committed, House Bill No. 297, entitled:

An Act amending the "Beauty Culture Law," approved May 3, 1933 (P. L. 242), requiring examinations for licenses to be held in the City of Dubois.

Mr. WARGO from the Committee on Ways and Means, reported as committed. House Bill No. 300, entitled:

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), imposing the burden of proof on the Department of Revenue in certain cases.

Mr. LAMB from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 306, entitled:

An Act amending the act of June 21, 1939 (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; ***," requiring that tax exempt property be listed and valued.

Mr. PRENDERGAST from the committee on Counties, reported as committed, House Bill No. 307, entitled:

An Act amending the "Third Class County Board Assessment Law," approved June 26, 1931 (P. L. 1379), requiring that tax exempt property be listed and valued.

Mr. CURWOOD from the Committee on Law and Order, reported as committed, House Bill No. 324, entitled:

An Act to provide for the better protection of the health, general welfare and property of the people of the Commonwealth by the control, abatement and prevention of the pollution of the air by smoke, dust, fume, gas, odor, mist vapor, pollens and similar matter, or any combination thereof; *** conferring rights on persons aggrieved.

Mr. WELSH from the Committee on Labor Relations, reported as committed, House Bill No. 329, entitled:

An Act providing for leaves of absence for employes who are called to engage in temporary military training as a reserve member of the armed forces of the United States, or as a member of the Pennsylvania National Guard.

Mr. McDONALD from the Committee on Counties, reported as committed, House Bill No. 349, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), increasing the mileage allowance for county officers to meetings of their State associations.

Mr. McLAUGHLIN from the Committee on Cities-Counties Second And Second Class A, reported as committed, House Bill No. 389, entitled:

An Act amending the "Veterans Preference Act of 1957," approved June 8, 1957 (P. L. 557), excepting second class county empoyees from provisions relating to option retirement contribution rights.

Mr. T. H. W. JONES from the Committee on State Government, reported as committed, House Bill No. 397, entitled:

An Act establishing a State Enforcement Officers Retirement System; providing for payments upon retirement, death, disability, involuntary retirement and payments of certain medical expenses from the State Employes' Retirement Board; providing for contributions by employes to whom the act applies;***.

Mr. LAMB from the Committee on Judiciary, reported as committed, House Bill No. 412, entitled:

An Act authorizing courts to alter, modify, suspend, reinstate, terminate, amend, or rescind any order, decree, judgment or sentence for a period of forty-five days from the date of entering of record the order, decree, judgment or sentence.

Mr. IRVIS from the Committee on Judiciary, reported as committed, House Bill No. 444, entitled:

An Act amending the act of May 17, 1917 (P. L. 199), entitled "An act providing for leave to pay fines and costs in criminal proceedings by instalments," extending the period of time for completion of payment in certain cases.

Mr. WILT from the Committee on Judiciary, reported as committed, House Bill No. 445, entitled:

An Act amending the act of May 6, 1887 (P. L. 86), entitled "An act to authorize the commissioners of the several counties of this Commonwealth to discharge from prison all persons confined to jail, without proceedings under the insolvent laws," providing for the discharge

of paroled prisoners without proceedings under the insolvency laws.

Mrs. HENZEL from the Committee on Education, reported as committed, House Bill No. 490, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), requiring that children be vaccinated before being admitted to kindergartens.

Mr. GOLDSTEIN from the Committee on Education, reported as committed, House Bill No. 491, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for advance payments to enable schools to remain open.

Mr. ROVANSEK from the Committee on Education, reported as committed, House Bill No. 567, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), authorizing submission of question of formation of union or merged districts at primary elections.

Mr. COMER from the Committee on State Government, reported as amended, House Bill No. 385, entitled

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), changing the provisions relating to sick leaves for certain State employes.

Mr. McCANN from the Committee on Rules reported as committed House Resolution (Not Printed).

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 157, entitled:

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L. 484) authorizing artificial propagation licensees to kill bullfrogs and tadpoles

The first section was read.

On the question,

Will the House agree to the section?

Mr. BRETH offered the following amendments:

Amend Section 1 (Section 178), page 2, line 4, by striking out "Bullfrogs" and inserting "Frogs"

Amend Section 1 (Section 178), page 2, line 11, by striking out "agent" and inserting "regular employe"

Amend Section 1 (Section 178), page 2, line 12, by striking out "bullfrogs" and inserting "frogs"

Amend Section 1 (Section 178), page 2, line 14, by striking out "bullfrogs" where it appears the first and second time and inserting "frogs"

Amend Section 1 (Section 178), page 2, line 15, by inserting after "sell" "or to retain for food. The killing and disposal of such frogs or tadpoles shall be reported within five days to the nearest fish warden"

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. BRETH offered the following amendments:

Amend Section 2, page 2, line 18, by striking out "bullfrogs" and inserting "frogs"

Amend Section 2, page 3, lines 3 to 5, by striking out "to any person" in line 3 and all of lines 4 and 5, and inserting "with section 1 of this act"

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. BRETH offered the following amendment:

Amend title, page 1, last line of title, by striking out "bullfrogs" and inserting "frogs"

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 170, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) authorizing the appointment and prescribing the powers of county police.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 173, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for reimbursement for pupil transportation in second class school districts.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 183, entitled:

An Act amending the act May 29, 1931 (P. L. 280) entitled "An act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof * * *" providing that notice to the owner or terre tenant of lands to be sold for taxes be served by registered or certified mail.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 190, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building Harrisburg Pennsylvania

The first section was read.

On the question,

Will the House agree to the section?

Mr. FARABAUGH offered the following amendment:

Amend Section 1, page 1, line 4, by inserting after "election" "unless a natural disaster or other emergency makes such site undesirable"

It was agreed to.

The section was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 195, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing Commonwealth reimbursement to school districts on account of migratory children attending their schools and making an appropriation.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Apporpriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 198, entitled:

An Act reenacting and amending the act of July 27, 1955 (P. L. 288) entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification * * *" extending the provisions of the act to cities of the second class.

And said bill having been read at length second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 218, entitled:

An Act amending the act of December 20, 1933 (1933-34 P. L. 89) entitled "An act appropriating the moneys in The State Stores Fund" providing for additional kinds of insurance.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 228, entitled:

An Act amending the "Dog Law of 1921" approved May 11, 1921 (P. L. 522) changing the method of collecting fees for killing and disposing of unlicensed dogs.

And said bill having been read at length second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 231, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) authorizing the appointment of solicitors by certain county officials and limiting the duties of the county solicitor.

And said bill having been read at length second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 237, entitled:

An Act amending the act of December 22, 1951 (P. L. 1715) entitled "An act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities * * *" providing for the payment of salaries of council members in semi-monthly installments.

And said bill having been read at length second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 252, entitled:

An Act amending "he Borough Code" approved May 4, 1927 (P. L. 519) increasing the limitation on the salaries of burgesses.

And said bill having been read at length second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 310, entitled:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 313, entitled

An Act amending "The Dental Law" approved May 1, 1933 (P. L. 216) changing the definition of the "practice of dentistry" and changing penalties relating to dental technicians

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 321, entitled

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August one thousand nine hundred fifty-five" making a portion of the moneys appropriated available for pay-

ment to the Department of Forests and Waters for a study and investigation of matters and problems relating to certain flood waters.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 337, entitled

An Act amending the "Banking Code" approved May 15, 1933 (P. L. 624) by permitting banks and bank and trust companies to invest to a limited extent in the shares of small business investment companies.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 350, entitled

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 101, entitled as follows:

An Act amending the "Second Class County Code" of July 28, 1953 (P. L. 723) increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays ewere taken and were as follows:

YEAS—185

Agnew,	Gailey,	McCandless,	Royer,
Anderson,	Gallagher,	McCann,	Rudisill,
Arlene,	Garlock,	McDonald,	Sakulsky,
Ashton,	Gelfand,	McInroy,	Scarcelli,
Balthaser,	George,	McLaughlin,	Schaaf,
Barton,	Gibb,	Machmer,	Schwartz,
Bell,	Gibson,	Mahan,	Seltzer,
Blair,	Goldstein,	Markley,	Sherman,
Boles,	Goodrich,	Maxwell,	Shupnik,
Bonner,	Gramlich,	Meholchick,	Snare,
Boris,	Guthrie,	Merry,	Snider,
Bower,	Hamilton,	Mihm,	Stank,
Bowman,	Heavey,	Miller, B. Z.,	Stevens,
Branca,	Helm,	Miller, H. G.,	Stewart,
Breth,	Henzel,	Mills,	Stimmel,
Brown,	Hocker,	Monroe,	Stone,
Buchanan,	Holliday,	Muldowney,	Stoner,
Burns,	Holt,	Mullen,	Strausser,
Capano,	Horst,	Munley,	Stroup,
Capitolo,	Irvis,	Murphy, A.J., Jr.,	Sullivan,
Cianfrani,	Isaacs,	Murphy, P. J.,	Taylor,
Cioffi,	Jenkins,	Murray, H. P.	Trusio,
Clarke,	Jim,	Murray, J. J.,	Ujobai,
Comer,	Johnson, A. W.,	Musto,	Varallo,
Crossin,	Johnson, R.,	Needham,	Varner,
Curwood,	Jones, T. H. W.,	Nelson,	Verona,
Davis,	Jump,	O'Dell,	Wall,
Dengler,	Kamyk,	O'Donnell, J. P.,	Walsh,
Dennison,	Kee,	Odorisio,	Wargo,
Devlin,	Keiser,	Ogilvie,	Welsh,
Donahue,	Kernaghan,	O'Neil,	Wheeler,
Donaldson,	Kessler,	Parlante,	Whittaker,
Dougherty,	Knecht,	Pashley,	Williams, A.D., Jr.,
Down,	Kooker,	Perry, H. H.,	Williams, E. S.,
Edwards,	Kornick,	Perry, P. E.,	Willard,
Eshback,	Korns,	Petrosky,	Willaredt,
Eshleman,	Kovolenko,	Polaski,	Wilt,
Ewing,	Kubitsky,	Polen,	Wood,
Farabaugh,	Lamb,	Prendergast,	Worley,
Fetterolf,	Lee, A. M.,	Price,	Wynd,
Filo,	Lee, K. B.,	Pursley,	Yatron,
Floyd,	Leonard,	Reibman,	Yetter,
Flynn,	Light,	Reidenbach,	Zimmerman,
Foerster,	Limper,	Renwick,	Andrews,
Frank,	Lippincott,	Rigby,	Speaker
Frascella,	Lopresti,	Riley,	
Fulmer,	Luigard,	Rovansek,	

NAYS—0

NOT VOTING—25

Auker,	Haudenshield,	Magee,	Silverman,
Brenninger,	Heffner,	Moran,	Steckel,
Cooper,	Jones, G. E.,	Murray, P. G.,	Thompson,
Dennis,	Lutty,	Naugle,	Tompkins,
Eilberg,	McCormack,	O'Donnell, J. A.,	Weidner,
Fineman,	McKeever,	Schuster,	Wescott,
Fox,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 117, Printer's No. 28 and

House Bill No. 135, Printer's No. 48

were passed over at the request of the SPEAKER pro tempore.

POINT BREEZE AVENUE BUSINESS MEN'S ASSOCIATION WELCOMED

The SPEAKER pro tempore. The Chair welcomes the Point Breeze Avenue Business Men's Association of Philadelphia who are guests of the lady from Philadelphia, Mrs. Varallo.

RESOLUTIONS

CONGRATULATIONS

Mr. McCANN. Mr. Speaker, I call up a resolution (not printed) reported from the Committee on Rules.

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 10, 1959

Miss Janet Kiehl, Marienville, R. D., Pennsylvania, has recently been crowned the State Cherry Pie Queen. Janet, a pretty seventeen year old blonde, who is a student at East Forest Joint High School, in Forest County, recently attained this signal honor in State-wide competition held in York, Pennsylvania. She thereby earned for herself the right to represent the Commonwealth of Pennsylvania in the National Cherry Pie Baking Contest to be held February 18, 1959.

The cooking prowess and good citizenship of Miss Kiehl are indeed worthy of note and she has proven herself to be well entitled to the respect and admiration of us all; therefore be it

Resolved, That the House of Representatives hereby extends its most hearty congratulations to Miss Janet Kiehl, Marienville, R. D., Pennsylvania, upon being crowned the State Cherry Pie Baking Queen and wishes

her the very best of luck in her quest to attain the National Cherry Pie Baking title; and be it further

Resolved, That a copy of this resolution be transmitted to Miss Janet Kiehl, Marienville, Pennsylvania.

Mr. GALLAGHER offered resolutions which were filed with the Clerk.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence, Nos. 150, 180, 181, 182 and 183.

CONGRATULATIONS

The SPEAKER pro tempore. The Chair has been informed that today is the birthday of the leader of the Democratic Philadelphia delegation, the Honorable James Dougherty. The Chair offers congratulations.

The Chair recognizes the gentleman from Philadelphia, Mr. Dougherty.

Mr. DOUGHERTY. Mr. Speaker and Members of the House, you caught me by surprise when you mentioned my name. I thought I did something.

The SPEAKER pro tmepore. The gentleman did.

Mr. DOUGHERTY. I was not paying attention to the Speaker at the time, I admit. I was in a conversation when I heard my name, but I want to thank you, Mr. Speaker, and all the Members of the House for wishing me a happy birthday.

The SPEAKER pro tempore. The Chair requests the Speaker to return to the rostrum.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Allegheny for presiding.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 93.

An Act amending the act of May 2, 1925 (P. L. 501) entitled "An act authorizing municipalities to impose a penalty not exceeding five per centum on all municipal assessments which are not paid within ninety days from the date of the asessment" extending the provisions of the act to townships.

HOUSE BILL No. 95.

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) increasing the mileage allowance for delegates to the meetings of the state associations of township officers.

HOUSE BILL No. 100.

An Act to amend "The Borough Code" approved May 4, 1927 (P. L. 519) empowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created.

HOUSE BILL No. 120.

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) further providing for the election of councilmen upon the consolidation of boroughs.

HOUSE BILL No. 123.

An Act to amend "The First Class Township Code" approved June 24, 1931 (P. L. 1206) empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

MAJORITY LEADER ADDRESSES HOUSE

Mr. McCANN. Mr. Speaker, we moved through today's session in a very orderly manner after such a beautiful, hectic night in which we enjoyed the wonderful hospitality of our friends on the other side.

I would like to say it was a pleasure to be among so many fine, distinguished ladies and gentlemen in the great City of Brotherly Love named Philadelphia last night. There are a great number of Republicans centered in that city and we enjoyed listening and enjoyed talking very much to all of the people who are deeply interested in Pennsylvania's industrial and manufacturing problems of which our state is one of the leading in the Nation.

I would like to say that it has taught me one lesson. In the future I will never express whether I was or was not invited before someone asks me, but I will say that I enjoyed very much the opportunity, as did the other Democratic Members, including our great Governor, who saw fit to be present among that distinguished group in the Bellevue Stratford and listen to the great problems of the Nation that were discussed there by the disguished speaker, the Senator from the great State of Utah.

I do hope that in future years this great organization will continue to work with both of the political parties of our state in trying to help solve some of our most distressing problems that certainly are a part of prime importance and responsibility.

I would again like to say, in behalf of those of us who enjoyed the trip to the city of Philadelphia last evening, and returned late during the night that it was most enjoyable company, the food was excellent, the atmosphere was wonderful and the speeches were great in content.

I again thank you in behalf of those of us of the Democratic party who were so graciously invited, and assure you that we felt lost since we were so few among that distinguished group, but we certainly felt at home among our friends.

Mr. SPEAKER. May the Chair second that puff of perfumed hot air?

With the permission of the Majority Leader, the Chair recognizes the Minority Leader.

Mr. A. W. JOHNSON. Mr. Speaker, I was just wondering whether we on this side of the House are going to receive complimentary tickets to Genevieve Blatt's testimonial dinner.

The SPEAKER. The Chair delegates the Majoritly Leader as the person most likely to reply in eloquent terms to that particular question.

Mr. McCANN. Mr. Speaker, I will make an offer now that I am sure has never been tendered me in past years.

I have always bought more than one ticket for any of our state-wide dinners, and I will buy and pay for the ticket of which Mr. Albert Johnson, the honorable gentleman from McKean County, will be the recipient for Miss Genevieve Blatt's great dinner on May 5. It is un-

assignable to anyone else except the gentleman from McKean.

Many Memberse have asked about bringing guests to the Joint Session. Certainly all of our House Members are entitled, if they see fit, to bring their wives, or as the case may be, the girl friend, to the Joint Session —remember all are not married in the Hall of the House —on Monday at 5:00 p. m. Space will be provided to the best of our ability for seating our guests.

COMMITTEE MEETINGS

BANKING AND BUILDING AND LOAN ASSOCIATION, Mr. Muldowney, Chairman, Room 149-B, Monday, March 2, immediately following session.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, March 3, 9:00 a.m.

ELECTIONS AND APPORTIONMENT, Mr. Stone, Chairman, Room 323, Tuesday, March 3, 9:00 a.m.

JUDICIARY, Mr. Rudisill, Chairman, Room 145, Tuesday, March 3, 10:00 a.m.

LAW AND ORDER, Mr. Mills, Chairman, Room 522, Tuesday, March 3, 10:30 a.m.

MILITARY AFFAIRS, Mr. Needham, Chairman, Room 521, Tuesday, March 3, 10:30 a.m.

MOTOR VEHICLES, Mr. Dougherty, Chairman, Room 521, Tuesday, March 3, 10:00 a.m.

ADJOURNMENT

Mr. McCANDLESS. Mr. Speaker, I move that this House do now adjourn until Monday, March 2, 1959 at 4:00 p.m.

The motion was agreed to, and (at 1:16 p.m.) the House adjourned.

HOUSE COMMITTEES

Standing Committees of the House of Representatives
Session of 1959

AGRICULTURE AND DAIRY INDUSTRIES—(20)

SNIDER, Chairman
FARABAUGH, Vice Chairman

Burns	Nelson	Korns
Devlin	Perry, H. H.	Light
Garlock	Reibman	Stoner
Luigard	Shupnik	Stroup
Machmer	Yetter	Wescott
Murphy, A. J. Jr.	Ashton	Worley

APPROPRIATIONS—(20)

POLEN, Chairman
STANK, Vice Chairman

Boies	Munley	Brown
Breth	Musto	Cooper
Dougherty	Reidenbach	Helm
Hamilton	Snider	Hocker
McCormack	Wheeler	Tompkins
Mihm	Bower	Wood

BANKING AND BUILDING AND LOAN ASSOCIATIONS—(20)

MULDOWNEY, Chairman
CLARKE, Vice Chairman

Comer	Mills	Cooper
Frascella	Murray, J. J.	Gibson
Gelfand	O'Donnell, J. A.	Lee, A. M.
Holt	Petrosky	Murray, H. P.
Jenkins	Sherman	Murry, P. G.
Lutty	Buchanan	Seltzer

BOROUGHS—(20)

FILO, Chairman
MORAN, Vice Chairman

Balthaser	Murphy, A. J., Jr.	Fox
Burns	Reibman	Fulmer
Farabaugh	Rudisill	Kernaghan
Jenkins	Verona	Kubitsky
Kovolenko	Wargo	Williams, E. S.
Meholchick	Agnew	Zimmerman

CITIES—COUNTIES, FIRST CLASS—(20)

LIMPER, Chairman
EILBERG, Vice-Chairman

Branca	Muldowney	Johnson, Robert P.
Comer	Parlante	Kee
Frascella	Pashley	Lee, Austin M.
Heavey	Schwartz	Miller, B. Z.
Mullen	Sullivan	Stewart
McCormack	Boris	Williams, A. D., Jr.

CITIES—COUNTIES, SECOND CLASS AND SECOND CLASS A—(20)

MIHM, Chairman
DEVLIN, Vice-Chairman

Clarke	Leonard	Gibb
Foerster	McLaughlin	Goldstein
Irvis	Needham	Jump
Jenkins	Schuster	Kessler
Kamyk	Walsh	O'Dell
Lamb	Donaldson	Rigby

CITIES—THIRD CLASS—(20)

WALSH, Chairman
YATRON, Vice-Chairman

Boies	Polaski	Magee
Cioffi	Sakulsky	Mahan
Frank	Schaaf	Miller, Harold G.
Gailey	Stone	Murphy, Peter J.
Luigard	Trusio	Murray, Paul G.
McDonald	Jump	Ogilvie

COUNTIES—(20)

CIOFFI, Chairman
FLYNN, Vice-Chairman

Farabaugh	Renwick	Down
Kovolenko	Rudisill	Heffner
McDonald	Sakulsky	Light
Meholchick	Stank	Mahan
O'Neil	Wheeler	Pursley
Prendergast	Barton	Wynd

EDUCATION—(20)

REIBMAN, Chairman
ANDERSON, Vice-Chairman

Capano	Polen	Eshleman
Floyd	Reidenbach	Goldstein
Gailey	Rovansek	Helm
Hamilton	Sherman	Stroup
Irvis	Yatron	Henzel
Musto	Dengler	Wescott

ELECTIONS AND APPORTIONMENT—(15)

STONE, Chairman
LOPRESTI, Vice-chairman

Capano	Rudisill	Royer
Devlin	Wargo	Tompkins
Garlock	Wheeler	Williams, A. D., Jr.
Polen	Bower	
Prendergast	Jones, T. H. W.	

FISHERIES—(20)

CURWOOD, Chairman
YETTER, Vice-Chairman

Arlene	O'Donnell, J. A.	Edwards
Breth	Perry, H. H.	Gramlich
Crossin	Riley	Stimmel
Foerster	Schaaf	Stoner
Frank	Trusio	Willard
Jim	Donahue	Zimmerman

GAME AND CONSERVATION—(20)

BRETH, Chairman
FRANK, Vice-Chairman

Burns	Meholchick	Goodrich
Filo	Nelson	Kessler
Gallagher	Renwick	Lee, Kenneth B.
Jim	Riley	McInroy
Lamb	Yetter	Merry
Machmer	Ashton	Snare

HIGHWAYS—(20)

COMER, Chairman
GARLOCK, Vice-Chairman

Cioffi	Munley	Down
Curwood	Stank	Hocker
Filo	Stone	Jump
Heavey	Yatron	Murray, Harvey P.
Kornick	Yetter	Strausser
Murray, John J.	Davis	Thompson

INSURANCE—(19)

HAMILTON, Chairman
FLOYD, Vice-Chairman

Crossin	Prendergast	Murray, Paul G.
Jones, G. E.	Sakulsky	Naugle
Fineman	Schwartz	Pursley
Gelfand	Silverman	Stimmel
Kornick	Brown	Willaredt
Nelson	Horst	

JUDICIARY—(20)

RUDISILL, Chairman
FINEMAN, Vice-Chairman

Devlin	Mihm	Auker
Eilberg	Reibman	Isaacs
Gailey	Schwartz	Jones, Thos. H. W.
Gelfand	Sherman	Steckel
Irvis	Stone	Tompkins
Lamb	Agnew	Wilt

JUDICIARY—SPECIAL (15)

LEONARD, Chairman
McCORMACK, Vice-Chairman

Clarke	Holt	Bowman
Dennis	Muldowney	Donaldson
Devlin	Walsh	Weidner
Foerster	Bell	
Heavey	Bower	

LABOR RELATIONS—(20)

WARGO, Chairman
WELSH, Vice Chairman

Bonner	McLaughlin	Eshleman
Branca	Moran	George
Flynn	Parlante	Gramlich
Leonard	Polaski	Kee
Limper	Rovansek	Kubitsky
McKeever	Eshback	Stevens

LAW AND ORDER—(15)

MILLS, Chairman
GAILEY, Vice Chairman

Curwood	Scarcelli	Knecht
Monroe	Welsh	Naugle
Munley	Yatron	Ujobai
Murray, John J.	Gibb	
O'Neil	Johnson, Robert P.	

LIQUOR CONTROL—(20)

REIDENBACH, Chairman
SCARCELLI, Vice Chairman

Boies	Pashley	Boris
Curwood	Petrosky	Brenninger
Dougherty	Schuster	Eshback
Flynn	Taylor	Merry
Maxwell	Wargo	Murphy, Peter J.
Mills	Barton	Weidner

MILITARY AFFAIRS

NEEDHAM, Chairman
MONROE, Vice Chairman

Anderson	McKeever	Fulmer
Balthaser	Mullen	George
Capitolo	Perry, Peter E.	Ogilvie
Crossin	Scarcelli	Seltzer
Kamyk	Trusio	Snare
Kovolenko	Bell	Stevens

MINES AND MINERAL INDUSTRIES—(15)

ROVANSEK, Chairman
BONNER, Vice Chairman

Kornick	Prendergast	Ewing
McDonald	Stank	Knecht
Meholchick	Verona	Varner
Murphy, A. J.	Buchanan	
Needham	Dennison	

MOTOR VEHICLES—(20)

DOUGHERTY, Chairman
McLAUGHLIN, Vice Chairman

Branca	Parlante	Dengler
Cianfrani	Renwick	Dennison
Eilberg	Sherman	Ewing
Filo	Stone	Guthrie
Frascella	Taylor	Lippincott
O'Neil	Brenninger	Markley

MUNICIPAL CORPORATIONS—(20)

POLASKI, Chairman
TRUSIO, Vice Chairman

Arlene	O'Donnell, J. P.	Blair
Capitolo	Perry, P. E.	Bowman
Cianfrani	Riley	Fetterolf
Holt	Schuster	Isaacs
Jim	Sullivan	Keiser
Mullen	Auker	Lippincott

PROFESSIONAL LICENSURE—(20)

BOIES, Chairman
JONES, G. E., Vice Chairman

Dennis	McCormack	McCandless
Dougherty	Schaaf	Miller, B. Z.
Eilberg	Parlante	Odorisio
Fineman	Silverman	Rigby
Holt	Shupnik	Stewart
Maxwell	Kooker	Whittaker

PUBLIC HEALTH AND SANITATION—(15)

MAXWELL, Chairman
PASHLEY, Vice Chairman

Anderson	O'Donnell, J. P.	Henzel
Breth	O'Neil	Kernaghan
Dennis	Silverman	Kooker
Jones, Granville E.	Fox	
Monroe	Guthrie	

PUBLIC UTILITIES AND CORPORATIONS—(20)

PETROSKY, Chairman

CIANFRANI, Vice-Chairman

Breth	Moran	Heffner
Floyd	Muldowney	Holliday
Heavey	Mullen	Magee
Lutty	Silverman	Steckel
Maxwell	Taylor	Thompson
Mills	Gibson	Wall

RAILROADS AND RAILWAYS—(15)

TAYLOR, Chairman

SCHUSTER, Vice-Chairman

Arlene	O'Donnell, James P.	O'Dell
Capitolo	Perry, Peter E.	Wall
Gallagher	Welsh	Worley
Limber	McInvoy	
Luigard	Miller, Harold G.	

STATE GOVERNMENT—(20)

SCHWARTZ, Chairman

RENWICK, Vice-Chairman

Comer	Polaski	Jones, Thos. H. W.
Fineman	Polen	Price
Hamilton	Reidenbach	Royer
Jones, Granville E.	Rudisill	Strausser
Lutty	Snider	Wilt
Garlock	Haudenshield	Wood

TOWNSHIPS—(20)

KORNICK, Chairman

JIM, Vice-Chairman

Balthaser	O'Donnell, James A.	Goodrich
Farabaugh	Perry, H. H.	Horst
Flynn	Shupnik	Korns
Garlock	Verona	Lee, Kenneth B.
Jenkins	Wheeler	Odorisio
Machmer	Edwards	Willaredt

WAYS AND MEANS—(20)

WHEELER, Chairman

FRASCELLA, Vice-Chairman

Capano	Musto	Davis
Cioffi	Polen	Ewing
Petrosky	Snider	Gibson
Kamyk	Walsh	Price
Limper	Wargo	Royer
McLaughlin	Blair	Varner

WELFARE—(20)

KAMYK, Chairman

MUNLEY, Vice-Chairman

Anderson	Monroe	Haudenshield
Bonner	Musto	Weidner
Capano	Murray, John J.	Markley
Dennis	Needham	McCandless
Frank	Pashley	Ujobai
Leonard	Donahue	Whittaker

WORKMEN'S COMPENSATION—(20)

CAPANO, Chairman

LUTTY, Vice-Chairman

Bonner	Moran	Holliday
Branca	Rovansek	Keiser
Cianfrani	Scarcelli	Wescott
Gallagher	Sullivan	Willard
Gelfand	Welsh	William, Evan S.
McKeever	Fetterolf	Wynd

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., MONDAY, MARCH 2, 1959. No. 18.

SENATE

MONDAY, MARCH 2, 1959

The Senate met at 3:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. HARRY T. RICHWINE, Pastor of the Salem Evangelical Lutheran Church, Lebanon, offered the following prayer:

Let us pray.

God of our fathers, in whom we trust, under whose guidance this Commonwealth was established, in whose providence it has been preserved and by whose grace it has prospered, before we become involved in the business of the day, we lift our hearts to Thee in prayer.

Bless, we pray Thee, the Presiding Officer, the Members and the servants of this Body, as they take up their specific duties and responsibilities. Give them humble and open minds, good and honest hearts, free from narrowness, prejudice and conceit. Deliver them from big professions and little deeds, from fine words and shabby thoughts, from friendly faces and cold hearts.

Bestow upon them the courage to do the right as Thou hast given them to see and know the right, that when the day's work is over, it may merit for them Thy "well done." Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding sesion, when, on motion of Mr. BERGER and Mr. MAHADY, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

ALDERMAN

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Samuel Dorfman, 941 Quincy Avenue, Scranton, Lackawana County, for appointment as Alderman in and for the Ninth Ward of the City of Scranton, Lackawana County, to serve until the first Monday of January 1960, vice Samuel K. Mittleman, deceased.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY STATE TEACHERS' COLLEGE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the reappointment of the following as members of the Board of Trustees of Cheyney State Teachers' College, until the third Tuesday of January 1961, and until their sucessors are appointed and qualified:

Wiliam M. Maier, Esq., Bryn Mawr, Montgomery County.

Paul Comly French, 136 North Main Street, Yardley, Bucks County.

DAVID L. LAWRENCE.

MEMBER OF THE PENNSYLVANIA BOARD OF PAROLE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Richard T. S. Brown, Harrisburg, Dauphin County, for apointment as a member of the Pennsylvania Board of Parole, from June 21, 1957, for the term of four years or until his succesor shall have been duly appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE VALLEY FORGE PARK COMMISSION

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Senate Dr. John F. Haskins, 500 Haws Avenue, Norristown, Montgomery County, for appointment as a member of the Valley Forge Park Commision, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, vice Mrs. Lidie B. VanDenbergh, Wyndmoor, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate George J. Kosmac, Dunlo, Cambria County, for appointment as Justice of the Peace in and for the Township of Adams, Cambria County, to serve until the first Monday of January 1960, vice Carl Ambroe, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert O. Dewey, South Water Street, Knoxvile, Tioga County, for appointment as Justice of the Peace in and for the Borough of Knoxville, Tioga County, to serve until the first Monday of January 1960, vice Lionel W. Stevens, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gerald M. Hoffert, Route 1, Mohnton, Berks County, for apointment as Justice of the Peace in and for the Township of Brecknock, Berks County, to serve until the first Monday of January 1960, vice Paul Shindel, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Helen C. Mack, R. D. 1, Renfrew, Butler County, for apointment as Justice of the Peace in and for the Township of Penn, Butler County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House as follows:

House Bill No. 75, entitled:

An Act amending the act of June 28, 1895 (P. L. 408), entitled, as amended, "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine," providing for the payment by the State Treasurer of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities, towns, within this Commonwealth," providing for the audit of certain funds by the auditors or controller of certain political subdivisions.

Which was committed to the Committee on Judiciary General.

House Bil No. 76, entitled:

An Act amending "The Fiscal Code" approved April 9, 1929 (P. L. 343) providing that the Department of the Auditor General shall not audit the accounts and records of organizations receiving money from the Fire Insurance Tax Fund.

Which was committed to the Comittee on Judiciary General.

House Bil No. 101, entitled:

An Act amending the Second Class County Code" of July 28, 1953 (P. L. 723), increasing the sum authorized for payment towards funeral expenses and grave markers for deceased service persons.

Which was committed to the Committee on Local Government.

BILLS SIGNED

The President (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

House Bill No. 93, Printer's No. 13;
House Bill No. 95, Printer's No. 14;
House Bill No. 100, Printer's No. 18;
House Bill No. 120, Printer's No. 19; and
House Bill No. 123, Printer's No. 20.

GENERAL COMMUNICATION

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

February 25, 1959.

Honorable John M. Davis
Lieutenant Governor
200 Capitol Building
Harrisburg, Pennsylvania

Dear Governor Davis:

The General State Authority, on certain specified dates, is required to submit to the General Assembly a construction report and estimate of cost thereof. This is in accordance with Legislative Act No. 166, approved July 27, 1953, which reads in part as follows:

"The Authority shall, on or before the first day of March in each odd numbered year, submit to the General Assembly its construction report and estimate of cost thereof for the coming biennium."

In accordance with this requirement, we are sending you herewith sixty (60) copies of this report for distribution to the members of the Senate. If additional copies are needed, we shall be very glad to furnish them upon your request.

Sincerely yours,
/s/ A. J. Caruso
A. J. Caruso
Executive Director

The PRESIDENT. The Construction Report of the General State Authority will be printed in the Appendix to the Legislative Journal. Copies of this report have been placed on each of the Senators' desks.

RECESS

Mr. BERGER. Mr. President, before taking up the order of business of Reports from Committees, I move that the Senate do now take a recess for ten minutes, for the purpose of holding a meeting of the Committee on Rules in the office of the President pro tempore and a meeting of the Committee on State Government in the Conference Room at the rear of the Senate.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. PECHAN, from the Committee on Rules reported as committed, Senate Bill No. 227, entitled:

An Act amending the act of July 12, 1919 (P. L. 941), entitled "An act providing for the preparation, contents, style printing and binding of Legislative Journal and its delivery and distribution; . . .," changing provisions relating to the contents of the Legislative Journal.

SENTE RESOLUTION, SERIAL No. 11, REPORTED FROM COMMITEE

Mr. PECHAN, from the Committee on Rules, to which was referred resolution offered by Messrs. Wade, Propert and Kessler, on February 9, 1959, reported the same with amendments.

The amendments were read by the Clerk as follows:

Amend first resolution, line 5, by inserting after "administration:" "of the Department of Public Instruction."

Amend first resolution, line 6 by inserting after "limitation:" "together with their effect on local school district financing, and their effect on the fiscal and educational policies and procedures of the entire educational system within the Commonwealth."

Amend resolution by adding after first Resolved Clause the following: "Resolved, That the committee may hold hearings, take testimony and make its investigations at such places as it shall deem necessary within this Commonwealth. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee deems necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further"

Laid over for one day under the Rules.

SENATE CONCURRENT RESOLUTION, SERIES No. 105, REPORTED FROM COMMITTEE

Mr. PECHAN, from the Committee on Rules, to which was referred resolution offered by Mr. Weiner, on February 2, 1959, reported the same without amendment as follows:

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY HOW TO OVERCOME ALL IMPEDIMENTS TO THE TAKING OF IMMEDIATE AND EFFECTIVE ACTION IN CASES OF EMERGENCY OR IMPENDING EMERGENCY.

In the Senate, February 2, 1959.

Emergency situations require immediate action. A hesitation or delay of days or even hours can spell the difference between safety or terrible disaster. The power to act immediately in any emergency or impending emergency should be inherent in the Officials of our Commonwealth. This power should include the authority to undertake any project deemed necessary for the protection of the public and to take action on a moment's notice to forestall impending danger, no matter what its source may be. The authority to expend funds necessary to finance such action, including rehabilitation and rectification thereafter, should accompany the power to act

During the disaster recently experienced we were fortunate in one respect, that being that the Legislature was in session to authorize action. On future occasions precious time may be lost in an attempt to obtain such Legislative approval; therefore be it

Resolved (The House of Representatives concurring), That the Joint State Government Commission make a thorough study to determine how to best overcome all impediments to the taking of immediate and effective action by Officials of our Commonwealth in cases of emergency or cases of impending emergency, and be it further

Resolved, That the Joint State Government Commision report to the next regular session of the General Assembly its findings and recommendations with drafts of legislation necessary to carry the recommendations into effect.

Laid over for one day under the Rules.

HOUSE CONCURRENT RESOLUTION No. 10 REPORTED FROM COMMITTEE

Mr. PECHAN, from the Committee on Rules, to which was referred on February 17, 1959 the following resolution from the House of Representatives, reported the same without amendment as follows, viz:

YOUTH HONOR DAY

In the House of Representatives, January 28, 1959.

It is of utmost importance to the welfare of this Nation that the youth of this Commonwealth be given recognition for their outstanding achievements and be encouraged to prepare themselves for their future responsibilities and obligations as citizens of this great Nation.

The Legislatures of several states have adopted resolutions designating October 31 of each year as "Youth Honor Day," which is appropriately observed in honor of the youth of this Nation.

The Youth Honor Day program has been of tremendous benefit to the youth of America by providing them with the opportunity to assume the responsibility of governing the conduct of the members of their own group.

Adoption of the Youth Honor Day program would prove very beneficial, not only to the youth but also to all the people of this Commonwealth; therefore, be it

Resolved, (The Senate concurring), That the Governor of this Commonwealth is hereby requested to proclaim October 31, this year and annually thereafter, as "Youth Honor Day"; and be it further

Resolved, That the Chief Clerk of the House of Representatives be directed to send a copy of this resolution to the Governor.

Laid over for one day under the Rules.

REPORTS FROM COMMITTEES

Mr. EHRGOOD, from the Committee on Constitutional Changes and Federal Relations, reported as committed, Senate Bill No. 100, entitled:

An Act providing for the compilation and publication by the Legislative Reference Bureau of a work containing the several constitutions of the Commonwealth; defining the bureau's powers and duties in connection therewith; and making an appropriation.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, House Bill No. 42, entitled:

An act implementing the provisions of article nine, section eighteen of the Constitution of the Commonwealth of Pennsylvania by providing for borrowing money for certain purposes from the Motor License Fund and providing for the reimbursement thereof.

Mr. KELLER, from the Committee on State Government, reported as committed, Senate Bill No. 132, entitled:

An Act authorizing the Department of Public Welfare, with the approval of the Board of Trustees of the Hollidaysburg State Hospital, to contract with the Borough of Hollidaysburg and the Hollidaysburg Sewer Authority for improvements and extensions to the sewerage collection system and treatment plant and the use thereof by the Hollidaysburg State Hospital, and the payment of part of the cost and maintenance there-after and making an appropriation.

He also, from the Committee on State Government, reported as committed, House Bill No. 158, entitled:

An Act amending the act of July 15, 1957 (P. L. 932), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor, Lancaster County, for the use of the Millersville State Teachers College, and making an appropriation," by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

He also, from the Committe on State Government, reported as committed, Senate Bill No. 173, entitled:

An Act amending the act of April 25, 1929 (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, . . .," increasing the investment powers of State administrative departments, boards, commissions or officers.

TENTATIVE REPORT PURSURANT TO SENATE RESOLUTION, SERIAL NO. 8

Mr. WADE. Mr. President, on behalf of the Committee appointed by the President pro tempore, Pursuant to Senate Resolution, Serial No. 8, found on page 86 of the Senate History, I wish to make a tentative report.

The committee met on several occasions, once in Johnstown anl once in Allentown, where the problem seems to be very acute. I am instructed by the Committee to say that we will be prepared to introduce legislation next Monday which we believe will bring about a real solution to the problem. We believe most Members of the Senate, if not all, will be able to support this legislation.

The reason I am making this tentative report is because the resolution requested us to make a report at the first Session in March of this year.

BILLS INTRODUCED AND REFERRED

Mr. EHRGOOD read in his place and presented to the Chair Senate Bill No. 307, entitled:

An Act amending the act of May 1, 1929 (P. L. 1216), entitled "Real Estate Brokers License Act of 1929," providing that no commission, charge, or other compensation or expense may be recovered unless the person to be charged has signed a memorandum in writing.

Whch was committed to the Committee on Education.

Mr WADE read in his place and presented to the Chair Senate Bill No. 308, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," authorizing the Pennsylvania State Police to charge a fee for accident investigation reports or portions thereof made available to interested persons.

Which was committed to the Committee on State Government.

Messrs. BERGER and WEINER read in place and presented to the Chair Senate Bill No. 309, entitled:

An Act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; fixing the salary of the Director of the Legislative Reference Bureau; and making appropriations.

Which was committed to the Committee on Rules.

Messrs. KESSLER, WHALLEY and PROPERT read in place and presented to the Chair Senate Bill No. 310, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945," changing the procedure for the sale of bonds.

Which was committed to the Committee on Local Government.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 311, entitled:

An Act amending the act of March 6, 1956 (P. L. 1228), entitled, as amended, "Selective Sales and Use Tax Act," providing for prepaid tax receipts.

Which was committed to the Committee on Finance.

He also (By request) read in his place and presented to the Chair Senate Bill No. 312, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," declaring the office of school director to be imcompatible with employment as a school bus driver in certain cases.

Which was committed to the Committee on Education.

Messrs. PECHAN and TAYLOR read in place and presented to the Chair Senate Bill No. 313, entitled:

An Act amending the act of May 1, 1939 (P. L. 905), entitled "The Vehicle Code," requiring the Department of Revenue to issue duplicate registration cards if so requested at the time of application for registration and the prescribed fee is paid.

Which was committed to the Committee on Highways.

Messrs. KELLER and SHAFER read in place and presented to the Chair Senate Bill No. 314, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," changing the requirements for the issuance of retail licenses and prohibiting the transfer of existing licenses under certain circumstances.

Which was committed to the Committee on Law and Order.

They also read in place and presented to the Chair Senate Bill No. 315, entitled:

An Act amendnig the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," requiring the immunization of children against poliomyelitis.

Which was committed to the Committee on Education.

Messrs. McCREESH and SILVERT read in place and presented to the Chair Senate Bill No. 316, entitlel:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," creating the Tax Advisory Commission and prescribing its powers and duties.

Which was committed to the Committee on State Government.

Messrs. McCREESH and MULLIN read in place and presented to the Chair Senate Bill No. 317, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania, exempting income taxes from requirement of uniformity.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. SHAFER read in his place and presented to the Chair Senate Bill No. 318, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended, "Banking Code," permitting bank and trust companies to deposit fiduciary funds awaiting investment in their own banks.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 319, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," making it a misdemeanor to enter any building with intent to commit a crime and fixing the penalty therefor.

Which was committed to the Committee on Judiciary General.

Messrs. SILVERT, DONOLOW and WEINER read in place and presented to the Chair Senate Bill No. 320 entitled:

An Act amending the act of March 31, 1860 (P. L. 427), entitled "Criminal Procedure Act of 1860," broadening the power of magistrates, justices of the peace and aldermen to take bail.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 321, entitled:

An Act amending the act of May 2, 1945 (P. L. 375), entitled, as amended, "An act conferring upon the councils of cities of the first class the power . . . of fixing and determining the salaries . . . of all public officers . . .," fixing the minimum salary for the register of wills.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 322, entitled:

An Act revising the procedure to be followed concerning arrest, detention and bail; and, substituting criminal summons for warrant of arrest in certain criminal cases.

Which was committed to the Committee on Judiciary General.

Messrs. HAYS and KESSLER (By request) read in place and presented to the Chair Senate Bill No. 323, entitled:

An Act providing for and regulating the licensing and practicing of landscape architecture; fixing fees; creating and imposing powers and duties on the Department of Public Instruction and prescribing unlawful acts and penalties.

Which was committed to the Committee on Education.

Messrs. STEVENSON, MALLERY, KOPRIVER, JR. and LANE read in place and presented to the Chair Senate Bill No. 324, entitled:

An Act amending the act of May 28, 1937 (P. L. 955), entitled, as amended, "Housing Authorities Law," increasing the minimum amount for which the authorities may contract or purchase without bids.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 325, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the supervisors to construct or contribute money for ponds or dams for the purpose providing water for fire protection.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 326, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," providing that applicants for the position of policeman or fireman need not be residents of the borough.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 327, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," further providing for the employment of a certified public accountant.

Which was committed to the Committee on Local Government.

Messrs. STEVENSON, MALLERY and KOPRIVER, JR. read in place and presented to the Chair Senate Bill No. 328, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," extending the jurisdiction of borough policemen to include property outside the borough owned or controlled by the borough.

Which was committed to the Committee on Local Government.

Messrs. RIPP, SEYLER, BERGER, BARR, DONOLOW, RUTH, HAYS, WEINER,STIEFEL, LANE, MURRAY and MULLIN read in place and presented to the Chair Senate Bill No. 329, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with hurricane and flood damage of August, one thousand nine hundred fifty-five," making a portion of the moneys appropriated available for payment to the Department of Forests and Waters for a study and investigation of matters and problems relating to certain flood waters.

Which was committed to the Committee on State Government.

Messrs. RIPP, HAYS, SILVERT, SEYLER, RUTH, DONOLOW, BARR, WEINER, SARRAF, STIEFEL, LANE, MURAY and MULLIN read in place and presente dto the Chair Senate Bill No. 330, entitled:

An Act to provide for the better protection of the health, general welfare and property of the people of the Commonwealth by the control, abatement and prevention of the pollution of the air by smoke, dust, fume, gas, odor, mist, vapor, pollens and similar matter or any combination thereof; authorizing the Department of Health to promulgate rules and regulations to be adopted for specific areas in the Commonwealth; authorizing the Department of Health to designate such areas; giving powers to the Department of Health for the administration of this act; establishing an Air Pollution Commission in the Department of Health; defining and establishing the powers and duties of the Department of Health and the Air Pollution Commission including the power to promulgate and enforce rules and regulations to abate, control, prevent and reduce air pollution; reserving powers to local authorities and defining the relationship between this act and the laws, ordinances, resolutions and regulations of counties, cities, boroughs, towns and townships; imposing penalties for violations of this act; and providing for the power to enjoin violations of this act; conferring rights on persons aggrieved.

Which was committed to the Committee on Public Health and Welfare.

Messrs. RIPP, MURRAY, DONOLOW, RUTH, SILVERT, WEINER, HAYS, STIEFEL anl LANE read in place and presented to the Chair Senate Bill No. 331, entitled:

An Act amending the act of April 9, 1929, (P. L. 177), entitled "The Administrative Code of 1929," regulating disbursements from appropriations made to the Department of Military Affairs; imposing duties on the State Veterans Commission and the Deputy Adjutant General in Charge of Military Affairs.

Which was committed to the Committee on State Government.

Messrs. RIPP, SEYLER, DONOLOW, SILVERT, STIEFEL, BARR, LANE, MURRAY and MULLIN read in place and presented to the Chair Senate Bill No. 332, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended, "Banking Code," extending the time in which the department may approve articles of incorporation, amendment or merger; changing the requirements for restatement of articles of incorporation and articles of merger; providing for appointment of honorary or emeriti directors, trustees and members of advisory boards; providing for contributions by institutions and ratify contributions heretofore made; enlarging the powers of institutions to deal in fractional interests of evidences of debt extending to trust companies a limited power to borrow money; and further providing for the powers and limitations on powers of corporations authorized to engage in a banking business.

Which was committed to the Committee on Banking.

Messrs. SEYLER, DONOLOW, HAYS, STIEFEL, LANE, MURRAY and WEINER read in place and presented to the Chair Senate Bill No. 333, entitled:

An Act amending the act of October 27, 1955 (P. L. 744), entitled "Pennsylvania Fair Employment Practice Act," prohibiting discrimination in the selling, leasing or financing of commercial housing and discrimination in places of public accommodation, resort or amusement because of race, color, religious creed, ancestry or national origin; and changing the name of the Pennsylvania Fair Employment Practice Commission to the Pennsylvania Civil Rights Commission.

Which was committed to the Committee on Labor and Industry.

Messrs. SEYLER, SILVERT, DONOLOW, RUTH, HAYS, RIPP, STIEFEL, LANE, MURRAY, MULLIN and WEINER read in place and presented to the Chair Senate Bill No. 334, entitled:

An Act authorizing counties, cities, boroughs, incorporated towns and townships to create historic districts within their geographical limits; providing for the appointment of Boards of Historical and Architectural Review empowered to preserve historic buildings and to regulate the erection, reconstruction, alteration, restoration, demolition or razing of buildings within the historic districts.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 335, entitled:

An Act amending the act of July 29, 1953 (P. L. 1435), entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents . . .," authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

Which was committed to the Committee on Judiciary General.

Messrs. SCOTT, FLACK, KOPRIVER, JR., EHRGOOD, KROMER, DONOLOW, SEYLER and KALMAN read in place and presented to the Chair Senate Bill No. 336, entitled:

An Act reenacting and amending the title and act of June 27, 1939 (P. L. 1125), entitled, as amended, "Nonprofit Medical, Dental and Osteopathic Service Corporation Act," including in the plan chiropody services and defining "chiropody services" for the purpose of this act only.

Which was committed to the Committee on Public Health and Welfare.

They also read in place and presented to the Chair Senate Bill No. 337, entitled:

An Act amending the act of May 5, 1933 (P. L. 289), entitled "Nonprofit Corporation Law," making further provisions relating to nonprofit medical, dental and osteopathic service corporations; extending the provisions of said act relating to the furnishing of medical, dental

and osteopathic services by nonprofit medical, dental and osteopathic service corporations so as to include the furnishing of chiropody services to subscribers and their dependents; and providing that the articles of incorporation of existing nonprofit medical, dental and osteopathic service corporations are amended by the provisions of this act so as to authorize the furnishing of chiropody services by doctors of chiropody.

Which was committed to the Committee on Public Health and Welfare.

Messrs. WEINER and BERGER read in place and presented to the Chair Senate Bill No. 338, entitled:

An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee.

Which was committed to the Committee on Appropriations.

Messrs. BARR and FLEMING read in place and presented to the Chair Senate Bill No. 339, entitled:

An Act amending the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," extending the time for authority employes to join or refuse to join the pension fund.

Which was committed to the Committee on Local Government.

Mr. PECHAN (By request) read in his place and presented to the Chair Senate Bill No. 340, entitled:

An Act declaring and adopting the song "Pennsylvania" by a Pennsylvanian Gertrude Martin Rohrer as the State song of the Commonwealth.

Which was committed to the Committee on State Government.

Messrs. PECHAN and STEVENSON read in place and presented to the Chair Senate Bill No. 341, entitled:

An Act declaring and adopting the poem, "Pennsylvania" by Gerall G. Dovenspike, a Pennsylvanian, as the official poem of the Commonwealth.

Which was committed to the Committee on State Government.

Messrs. MULLIN, SEYLER, DONOLOW, SILVERT, HAYS, RIPP, STIEFEL, LANE, MURRAY and WEINER read in place and presented to the Chair Senate Bill No. 342, entitled:

An Act providing for the regulation of lobbying; requiring registration of lobbyists; keeping accounts of contributions and of receipts and expenditures; reports and statements under oath by lobbyists and persons receiving contributions or expending money to influence legislation.

Which was committed to the Committee on Rules.

Messrs. MULLIN, BERGER, SEYLER, MURRAY, DONOLOW, SILVERT, RUTH, SARRAF, HAYS, STIEFEL, LANE, RIPP and WEINER read in place and presented to the Chair Senate Bill No. 343, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania, by providing for annual sessions of the General Assembly.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. MURRAY, SEYLER, DONOLOW, SILVERT, HAYS, RIPP, STIEFEL, MULLIN and LANE read in place and presented to the Chair Senate Bill No. 344, entitled:

An Act amending the act of July 2, 1935 (P. L. 589), entitled "An act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products; . . .," relieving the Secretary of Health and the Advisory Health Board of certain powers and duties; imposing powers and duties on the Secretary of Agriculture; establishing certain fees; requiring additional information to be on milk when sold; providing that a brucellosis test be given to certain cows; permitting milk plants to be used in the preparation of certain fruit juices and milk products, and extending certain provisions of the act to milk products.

Which was committed to the Committee on Agriculture.

Messrs. DiSILVESTRO, SILVERT, STIEFEL, LANE, MURRAY, MULLIN and WEINER read in place and presented to the Chair Senate Bill No. 345, entitled:

An Act amending the act of July 25, 1913 (P. L. 1311), entitled "An act providing for the establishment of a State Industrial Home for Women; * * *," requiring sheriffs to transport women prisoners to the Industrial Home.

Which was committee to the Committee on Judiciary General.

Messrs. MURRAY, CONFAIR, EHRGOOD, KALMAN, ELLIOTT, McMENAMIN and MAHADY read in place and presented to the Chair Senate Bill No. 346, entitled:

An Act amending the act of May 15, 1915 (P. L. 534), entitled "Motion Picture Censorship Law," authorizing the disapproval of any reel, film or view which is obscene, lewd, lascivious, indecent or incites to crimes of violence or advocates the use of narcotics or habit forming drugs, prohibiting viewing by or exhibiting disapproval films, reels or views to certain minors, imposing penalties and repealing certain sections of the act.

Which was committed to the Committee on Law and Order.

Messrs. LANE, STIEFEL, and DONOLOW read in place and presented to the Chair Senate Bill No. 347, entitled:

An Act relating to boiler steam machinery and refrigeration machinery engineers and firemen; providing for their licensing; conferring powers and imposing duties upon the State Board of Examiners for Boiler Engineers and the Department of Public Instruction; providing for the issuance, revocation or suspension of licenses; and prescribing unlawful acts and penalties.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 348, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," creating the State Board of Examiners for Boiler Engineers.

Which was committed to the Committee on Education.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 349, entitled:

An Act amending the act of December 5, 1936 (1937 P. L. 2897), entitled "Unemployment Compensation Law,"

making further provisions for the lien of unemployment compensation contributions, providing for the expiration of certain liens unless renewed within five years and for the filing of renewal certificates.

Which was committed to the Committee on Labor and Industry.

Messrs. MURRAY and FLACK read in place and presented to the Chair Senate Bill No. 350, entitled:

An Act relating to medical-legal investigations; creating a Commission on Medical-legal Investigations, an Office of Medical-legal Investigations, a Chief Medical Examiner and other officers and employes of the office; requiring the investigation of certain human deaths, regulating autopsies and the keeping and use of records and their admissibility as evidence; transferring medical duties from the coroner's office; and imposing duties on law enforcement officers, prosecuting attorneys, coroners, physicians, undertakers, embalmers and other persons.

Which was committed to the Committee on Public Health and Welfare.

Messrs. WHALLEY, WADE, EHRGOOD, SCOTT, WALKER and FLEMING read in place and presented to the Chair Senate Bill No. 351, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," providing for suspension and revocation of operator's licenses and learner's permits by the Secretary of Revenues on a point system based on offenses and violations.

Which was committed to the Committee on Highways.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. WHALLEY offered the following resolution, which was read, considered and agreed to:

In the Senate, March 2, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, March 9, 1959, at three o'clock P. M., E. S. T., and when the House of Representatives adjourns this week, it reconvene Monday, March 9, 1959 at four-thirty o'clock P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

COMMITTEE APPOINTED TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

The PRESIDENT. Pursuant to the resolution previously adopted, the Chair wishes to announce the appointment of the following committee to escort the Governor to the Hall of the House: the gentleman from Franklin, Mr. Elliott; the gentleman from Cumberland, Mr. Wade; and the gentleman from York, Mr. Seyler.

The Chair will inform the committee when it is to leave the Senate Chamber to discharge its duty.

CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 96, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" providing for an increase in compensation of supervisors.

And said bill having been read at length the third time, and agreed to,

on the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted, "aye", the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 103, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" providing for the creation of capital reserve funds for capital expenditures.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Consttution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Barr,	Fleming,	Mullin,	Stevenson,
Berger,	Harney,	Murray,	Stiefel,
Blass,	Kalman,	Pechan,	Taylor,
Camiel,	Keller,	Propert,	Van Sant,
Chapman,	Kessler	Ripp,	Wade,
Confair,	Kopriver, Jr.	Rooney,	Wagner,
DiSilvestro,	Kromer,	Ruth,	Walker,
Donolow,	Lane,	Sarraf,	Watkins,
Ehrgood,	Madigan,	Scott,	Weiner,
Elliott,	Mallery,	Shafer,	Whalley,
Flack,	McMenamin,	Silvert,	Wolfe,

NAYS—3

Hays,	McCreesh,	Seyler,

A majority of all the Senators having voted, "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 120, entitled:

An Act amending the act of May 17, 1921 (P. L. 682) entitled "The Insurance Company Law of 1921" pro-

viding for the clarification of The Standard Fire Insurance Policy of the State of Pennsylvania as it relates to losses or damage caused by nuclear reaction, nuclear radiation or radioactive contamination.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WEINER. Mr. President, this bill has been on our Calendar for a period of time. I believe last week the statement was made, and I have since ascertained from the Insurance Commissioner, that this legislation is absolutely unnecessary. The Act reads today, as it has always read, that the Commissioner will look over the contract of insurance made by the company with the insured. After having done that, he will either approve or disapprove each and every section.

If the insurance companies are concerned about this problem, the only thing they would have to do would be to take it up with the Insurance Commissioner. Otherwise, we will find ourselves in the position whereby every time they want another rider or another point added under this contract, they will be coming back before this Legislature. In a sense, we will be abrograting the present law on the books and we will be acting as the Insurance Commissioner.

It might well be that some of the companies, which were not aware of this situation, might have already added some of these riders or included this in their contracts, but are trying to use this as a means to protect themselves for an act that they did which, at that time, was not the proper thing to do. Be that as it may, this is not the proper means or vehicle to accomplish that purpose.

The problem, as they see it, and I think it has already been taken up by the Insurance Commissioner is for them to go back to the Insurance Commissioner, under the present laws which govern these problems, and let him either approve or disapprove this section. I would hate to think of myself sitting here and having to act on every one of these different problems as they arise.

It is actually wasting the Commonwealth's money to pass this bill here in the Senate, then send it to a committee in the House of Representatives for them to work on it and then send it to the Governor. The Governor may well feel the same as I do and disapprove the bill. I cannot speak for the Governor, but I believe that might be his reaction.

Mr. BERGER. Mr. President, admittedly, the subject is one of some technical significance. However, it has been on our Calendar for a good while and, as far as the cost to the Commonwealth is concerned, I think it would cost less if we would pass it today and send it over to the House and get it out of the way. Then, if it needs any amendment or we find it is not a necessary bill, it may remain in whatever committee it is referred to in the House.

However, Mr. President, I am informed that some companies are under some misapprehension as to whether it may or may not be necessary and this is simply, more or less, a safety measure.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the prosions of the Constitution, and were as follows, viz:

YEAS—28

Berger,	Fleming,	Mallery,	Van Sant,
Blass,	Harney,	Pechan,	Wade,
Chapman,	Keller,	Propert,	Wagner,
Confair,	Kessler	Scott,	Walker,
Ehrgood,	Kopriver, Jr.	Shafer,	Watkins,
Elliott,	Kromer,	Stevenson,	Whalley,
Flack,	Madigan,	Taylor,	Wolfe,

NAYS—22

Barr,	Lane,	Mullin,	Sarraf,
Camiel,	Mahady,	Murray,	Seyler,
DiSilvestro,	McCreesh,	Ripp,	Silvert,
Donolow,	McGinnis,	Rooney,	Stiefel,
Hays,	McMenamin,	Ruth,	Weiner,
Kalman,	Miller,		

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 151, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742) entitled as amended "The Realty Transfer Tax Act" authorizing the recorders of deeds to use stamping machines to be furnished by the Department of Revenue in the sale of documentary stamps.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WEINER. Mr. President, the difficulty in this bill is that it does not contain an appropriation to pay for these machines. I am advised by the Department that it would cost approximately $50,000 to buy these machines. If the machines will do the job which it is alleged they will do, the option of obtaining these machines is with the counties and not with the State. It is a permissive use in so far as the county is concerned. They can come forward and say they want to use the machines, and then the State is obligated to pay for them because it is a "must" bill so far as the State is concerned.

Mr. President, this bill may have some merit and it may help some of the areas that they are trying to help with this type of legislation. However, when the Commonwealth is in dire need of funds, and you are saying to the counties that they can have these machines but the State must pay for them, then I think we should consider this legislation very seriously. I would think it is the type of problem which deserves some further study before we vote on it. Perhaps it should be sent to the Appropriations Committee for further study.

Mr. President, I would ask my colleagues to vote "no" on this bill.

Mr. LANE. Mr. President, this piece of legislation originated in the Local Government Commission. The way it came about was that the Recorders of Deeds' representatives from Pennsylvania met with the Com-

mission and they suggested this type of legislation. I might say that we were informed that the various Recorders of Deeds in the counties throughout the Commonwealth are having problems regarding the transfer tax. It was suggested that they use some sort of a machine which would serve as an accountant and also make an indentation on the deed. This is the essence of this particular piece of legislation.

I do not know what the cost would be, as far as the initial outlay is concerned, to the Commonwealth. However, I might say that I believe in the long run it would be very economical. Both Democrats and Republicans serve on this Commission and the type of machine which we, as Members of the Commission, viewed was a machine similar to the one which Pitney-Bowes uses as a mailing machine. Pitney-Bowes demonstrated the machine and said that they thought they could possibly manufacture a machine similar to the one proposed in this bill.

There is also a provision that where there is an indentation or a die, they can also have an additional die put in there to take care of your local government transfer tax which, as you know, most political subdivisions have. They have the right, under Act No. 481, to levy a tax on real estate transfers. However, since this has become big business and since it is something which is hard to control, you must have some sort of a machine to take care of this problem. I do not believe that all of the counties in the Commonwealth will use this machine. I believe that probably some of the large eastern counties, such as Montgomery, Delaware, Chester and some of the others, and probably some of the large western counties such as Washington, Fayette and Westmoreland may use it. However, I do not believe all the counties will want this machine. I believe it would primarily be used where there is a big transfer of real estate.

Mr. President, I also believe that the passage of this legislation will be to the Commonwealth's advantage and will save the State money. The Recorders of Deeds will not have the responsibility which they now have by having some of these stamps mislaid. When these stamps are mislaid, lost or destroyed, the Recorders of Deeds have to make an accounting to the Department of Revenue. With the machines, they would not have that problem. The machine will act similarly to a cash register and, at the same time, will enter the amount of the transfer tax on the document.

In my opinion, Mr. President, I believe this is a step in the right direction. We have talked this matter over for months in the Commission and we heard testimony. Senator Stevenson is not here at the moment, but Senator Mallery and Senator Kopriver are and all of us agreed that we should co-sponsor this bill and put it through. Of course, if the legislation is not wanted, the Governor can veto it. However, in my conversation with a representative from the Department of Revenue,—the man to whom I talked was serving in a temporary capacity—he told me that he did not want to commit himself, but that he thought it was a step in the right direction. Incidentally, I am advised that they use a similar machine for their cigarette taxes.

Mr. BERGER. Mr. President, the hour is growing a little late. However, I can see some merit in the position taken by the Minority Leader in connection with many of the smaller counties where these machines might not be at all necessary. I can also agree with Senator Lane that in the larger counties they may be extremely useful and necessary.

Therefore, Mr. President, I am going to suggest that we let the bill go over in its order. There is a possibility that there may be some amendments, eliminating seventh and eighth class counties or what have you, inserted into the bill, making it acceptable.

And the question recurring,

Shall the bill pass finally?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I now ask unanimous consent that Senate Bill No. 151, Printer's No. 163, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none. The bill will appear on tomorrow's Final Passage Calendar.

HOUSE NOTIFIES SENATE IT IS READY TO CONVENE IN JOINT SESSION

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present a committee on behalf of the House of Representatives.

Mr. BRETH. Mr. President, we are a committee appointed by the House of Representatives to inform the Senate that the House is ready to receive the Officers and Members of the Senate in Joint Session, and to escort them to the Hall of the House.

The PRESIDENT. The Chair wishes to thank the committee on the part of the House of Representatives.

The Committee to Escort the Governor to the Hall of the House will please leave immediately, and proceed to the Reception Room of the Governor's Office.

The Officers and Members of the Senate will proceed to the Hall of the House of Representatives immediately after the Chair declares a recess.

RECESS

The PRESIDENT. The Chair now declares a recess of the Senate for thirty minutes for the purpose of hearing an Address by the Governor of the Commonwealth in the Hall of the House of Representatives.

AFTER RECESS

The PRESIDING OFFICER (Paul L. Wagner) in the Chair.

The PRESIDING OFFICER. The President pro tempore has asked me to preside in the absence of Governor Davis, who has gone to Schuylkill County to make a speech.

The time of recess having elapsed, the Senate will be in order.

19th BIENNIAL BUDGET OF THE COMMONWEALTH OF PENNSYLVANIA FOR THE FISCAL BIENNIUM JUNE 1, 1959 TO MAY 31, 1961, AND BUDGET MESSAGE TO THE GENERAL ASSEMBLY OF PENNSYLVANIA, BY DAVID L. LAWRENCE, GOVERNOR.

The PRESIDING OFFICER. The 19th Biennial Budget of the Commonwealth of Pennsylvania for the Fiscal

Biennium June 1, 1959 to May 31, 1961, and the Budget Message to the General Assembly of Pennsylvania by David L. Lawrence, Governor of Pennsylvania, has been received and will be noted in the Legislative Journal.

CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 184, entitled:

An Act amending the title and act of June 25, 1937 (P. L. 2123), entitled "An act to define and restrict the obligation of persons engaged on connected with or employed by certain newspapers or press associations in testifying as to the source of information procured or obtained by such persons" extending the provisions of the act to include certain persons connected with radio and television stations.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Harney,	McMenamin,	Shafer,
Berger,	Hays,	Miller,	Stevenson,
Blass,	Kalman,	Mullin,	Stiefel,
Camiel,	Keller,	Murray,	Taylor,
Chapman,	Kessler	Pechan,	Van Sant,
Confair,	Kopriver, Jr.	Propert,	Wade,
DiSilvestro,	Kromer,	Ripp,	Walker,
Donolow,	Lane,	Rooney,	Watkins,
Ehrgood,	Madigan,	Ruth,	Weiner,
Elliott,	Mahady,	Sarraf,	Whalley,
Flack,	Mallery,	Scott,	Wolfe,
Fleming,	McGinnis,	Seyler,	Wagner, Presiding Officer

NAYS—2

McCreesh,	Silvert,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 3, entitled:

An Act providing for the payment of money into court for persons entitled thereto in eminent domain proceedings the crediting of such payments and prescribing method of computing interest on awards.

The first secton was read.

On the question,

Will the Senate agree to the section?

Mr. WEINER. Mr. President, I believe there are some amendments to this bill which are not available at the moment. Therefore, may we be at ease a moment,

The PRESIDING OFFICER. The Senate will be at ease.

(The Senate was at ease.)

Mr. BERGER. Mr. President, I would suggest that this bill be passed on second reading, and then amendments may be offered on third reading and we can vote on them at that time.

And the question recurring,

Will the Senate agree to the section?

It was agree to.

The second section and title were read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. BERGER. Mr. President, I move that Senate Bill No. 26, on second reading, entitled:

An Act amending the act of April 13, 1887 (P. L. 21), entitled "An act for the establishment of a uniform standard of time throughout the Commonwealth" regulating the advancing of eastern standard time by counties cities boroughs towns townships and other municipal subdivisions.

be recommitteed to the Committee on Local Government.

Mr. WEINER. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 32, entitled:

An Act amending the act of July 20, 1953 (P. L. 550), entitled "An act providing for and regulating the annexation of parts of a second class township to boroughs cities and townships" fixing the time when annexation takes effect and further providing for the payment of costs.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 44; and

Senate Bill No. 45, Printer's No. 45.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 74, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945" authorizing Authorities in certain cases to install water meters on properties connected with the sewer system of the Authority.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 141, Printer's No. 323, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 161, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code" providing an additional procedure for creating cities authorizing elections and permitting selection of a form of city government in such cases from among several optional plans and conferring powers and imposing duties on courts of quarter sessions county boards of elections and corporate authorities of towns townships and boroughs.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 162, entitled:

An Act amending the act of June 26, 1931 (P. L. 1379), entitled "Third Class County Board Assessment Law" providing for and regulating appeals from valuations and assessments of real property the first year any county makes a complete reassessment of real property in conjunction with a permanent system of records and imposing certain temporary restrictions on political subdivisions using the county assessments for taxation purposes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 167, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the regulation of junk dealers junk yards and scrap yards.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 175, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code" authorizing the purchase of public liability insurance.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 237, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing boroughs to construct storm sewers and other drainage facilities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideratoin of Senate Bill No. 255, entitled:

An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 256, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code" authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 261, Printer's No. 278, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 266, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code" further providing for salaries of mayor and councilmen in newly created cities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 42, entitled:

An Act implementing the provisions of article nine, section eighteen of the Constitution of the Commonwealth of Pennsylvania by providing for borrowing money for certain purposes from the Motor License Fund and providing for the reimbursement thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 100, entitled:

An Act providing for the compilation and publication by the Legislative Reference Bureau of a work containing the several constitutions of the Commonwealth; defining the bureau's powers and duties in connection therewith; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 132, entitled:

An Act authorizing the Department of Public Welfare, with the approval of the Board of Trustees of the Hollidaysburg State Hospital, to contract with the Borough of Hollidaysburg and the Hollidaysburg Sewer Authority for improvements and extensions to the sewerage collection system and treatment plant and the use thereof by the Hollidaysburg State Hospital, and the payment of part of the cost and maintenance thereafter, and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 158, entitled:

An Act amending the act of July 15, 1957 (P. L. 932), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Govenor, to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor, Lancaster County, for the use of the Millersville State Teachers College, and making an appropriation," by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 173, entitled:

An Act amending the act of April 25, 1929 (P. L. 723), entitled "An act regulating the investment of funds by administrative departments, . . .," increasing the investment powers of State administrative departments, boards, commissions or officers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 277, entitled:

An Act amending the act of July 12, 1919 (P. L. 941), entitled "An act providing for the preparation, contents, style printing and binding of Legislative Journal and its delivery and distribution; . . .," changing provisions relating to the contents of the Legislative Journal.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, March 3, 1959, at 12:00 o'clock, m., Eastern Standard Time.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:01 o'clock, p. m., Eastern Standard Time, until Tuesday, March 3, 1959, at 12:00 o'clock, m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, March 2, 1959

The House met at 4:00 p. m.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

O God, our refuge and strength, Thou Who art our ever present help; we look to Thee in the awareness that Thou art the Creator, Sustainer, and Provider of each one of us. Now in the momentous decisions which face this august body, help them each one individually, in the words of the Psalmist, to lift up their eyes unto Thee from whence cometh their help. May they gain strength, courage, and enlightenment from those periods of meditation with Thee. Speak to them in Thy words of truth, and guide their feet that they may humbly walk in the example of the Master. Grant them Thy grace and show them Thy fatherly care and protection. As Thou dost keep them with Thy love, use them O God to Thy honor and glory: through Jesus Christ, Thy dear Son, our Lord, Who liveth and reigneth with Thee, and the Holy Ghost, ever one God, world without end. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journals for Tuesday, February 24 and Wednesday, February 25, 1959, will be postponed until printed.

The Chair hears none.

The SPEAKER. The Chair requests the gentleman from Blair, Mr. Auker, to preside temporarily.

MR. AUKER IN THE CHAIR.

BILLS INTRODUCED AND REFERRED

By Mrs. ANDERSON, Mrs. MONROE, Mrs. B. Z. MILLER and Mrs. PASHLEY. HOUSE BILL No. 572.

An Act amending the act of August 20, 1953 (P. L. 1212), entitled "An act providing for the study of the problems of alcoholism; * * *" making clinical and hospital facilities available to both sexes.

Referred to the Committee on Public Health and Sanitation.

By Messrs. POLEN and BOWMAN.
HOUSE BILL No. 573.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing boards of school directors to pay certain expenses.

Referred to the Committee on Education.

By Messrs. POLEN and BOWMAN.
HOUSE BILL No. 574.

An Act amending the "Public School Code of 1949," approved August 9, 1955 (P. L. 30), eliminating residence requirements for board secretaries.

Referred to the Committee on Education.

By Messrs. SCHAAF, GALLAGHER, SHUPNIK and SULLIVAN. HOUSE BILL No. 575.

An Act authorizing facsimile signatures and seals of certain public officials; imposing duties upon the Secretary of the Commonwealth; and providing penalties.

Referred to the Committee on State Government.

By Messrs. MILLS, SKULSKY and MAXWELL.
HOUSE BILL No. 576.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), fixing compensation and subsistence allowance for State police force.

Referred to the Committee on State Government.

By Messrs. GOLDSTEIN, WILT, FLYNN and POLEN. HOUSE BILL No. 577.

An Act reenacting and amending the act of June 23, 1931 (P. L. 1178), entitled "An act declaring buildings and parts of buildings used for purposes of fornication, lewdness, assignation, and prostitution to be nuisances; * * * " including buildings and parts of buildings used for lotteries, pool selling, book making and gambling as within the provisions of the act.

Referred to the Committee on Law and Order.

By Mrs. B. Z. MILLER, Mrs. KOOKER, Messrs. VERONA and MAXWELL.
HOUSE BILL No. 578.

An Act amending the "Beauty Culture Law," approved May 3, 1933 (P. L. 242), changing eligibility requirements for examination.

Referred to the Committee on Professional Licensure.

By Messrs. SNIDER, POLASKI, HAMILTON and STONE. HOUSE BILL No. 579.

An Act authorizing counties, cities, * * * to create historic districts within their geographical limits; providing for the appointment of Boards of Historical and Architectural Review empowered to preserve historic buildings * * * within the historic districts.

Referred to the Committee on Municipal Corporations.

By. Messrs. MILLS, SAKULSKY and MAXWELL.
HOUSE BILL No. 580.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), imposing a limitation on overtaking and passing on highways under the supervision and control of the Pennsylvania Turnpike Commission.

Referred to the Committee on Motor Vehicles.

By Mr. STROUP, Mrs. HENZEL and Mr. SNIDER.
HOUSE BILL No. 581.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), changing provisions relating to offers in compromise in lieu of suspension.

Referred to the Committee on Liquor Control.

By Messrs. STANK, MACHMER, R. P. JOHNSON and ISAACS. HOUSE BILL No. 582.

An Act amending the "Minor Judiciary Fee Bill," approved January 7, 1952 (P. L. 1841), changing fees in civil cases.

Referred to the Committee on Judiciary.

By Messrs. JIM, SAKULSKY, STONER and BUCHANAN. HOUSE BILL No. 583.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), increasing the number of special dog

training area permits which may be issued in any one county.

Referred to the Committee on Game and Conservation.

By Messrs. J. P. O'DONNELL, TAYLOR, WELSH and KOVOLENKO. HOUSE BILL No. 584.

An Act amending the act of May 18, 1937 (P. L. 654), entitled as amended "An act to provide for the safety and to protect the health and morals of persons while employed; * * *," increasing penalties.

Referred to the Committee on Labor Relations.

By Messrs. J. P. O'DONNELL, BRANCA and KOVOLENKO. HOUSE BILL No. 585.

An Act amending the act of April 24, 1913 (P. L. 114), entitled "An act regulating the time of payment of wages and earnings, * * *," requiring wages and earnings to be paid weekly.

Referred to the Committee on Labor Relations.

By Messrs. A. D. WILLIAMS, K. B. LEE, JIM and FLYNN. HOUSE BILL No. 586.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), authorizing the supervisors to regulate or prohibit the establishment of new fire companies.

Referred to the Committee on Townships.

By Messrs. SCHWARTZ and A. M. LEE. HOUSE BILL No. 587.

An Act providing for the destruction of certain records and papers upon petition in cities of the first class.

Referred to the Committee on Judiciary.

By Messrs. J. J. MURRAY, JENKINS, ESHLEMAN and WOOD. HOUSE BILL No. 588.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), authorizing cities, boroughs, towns and townships to erect and maintain traffic control signals in the vicinity of fire stations.

Referred to the Committee on Motor Vehicles.

By Messrs. J. J. MURRAY, JENKINS, ESHLEMAN and WOOD. HOUSE BILL No. 589.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for fire drills on school buses.

Referred to the Committee on Education.

By Messrs. J. J. MURRAY, JENKINS, ESHLEMAN and WOOD HOUSE BILL No. 590.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) requiring fuel supply tanks on school buses to be located away from entrance and exit doors.

Referred to the Committee on Education.

By Messrs. J. J. MURRAY, JENKINS SELTZER and OGLIVE HOUSE BILL No. 591.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905), requiring school buses to be equipped with a pressurized dry chemical fire extinguisher; and providing penalties.

Referred to the Committee on Education.

By Messrs. SHUPNIK, MEHOLCHICK, KUBITSKY and CURWOOD HOUSE BILL No. 592.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), further regulating reimbursement for transportation of pupils.

Referred to the Committee on Education.

By Messrs. T. H. W. JONES and COMER HOUSE BILL No. 593.

An Act providing for a referendum to determine the will of the electorate with respect to legalizing on a non-professional basis, subject to State and local controls, the game known as bingo.

Referred to the Committee on Rules.

By Messrs. SNIDER, WILLAREDT, and FETTEROLF and Mrs. HENZEL HOUSE BILL No. 594.

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire the Pechin House; providing for the repair of the Pechin House; authorizing the Pennsylvania Historical and Museum Commission to enter into an agreement for the administration thereof by the King of Prussia Historical Society; and making an appropriation.

Referred to the Committee on State Government.

By Messrs. T. H. W. JONES and COMER HOUSE BILL No. 595.

An Act providing for a referendum to determine the will of the electorate, with respect to legalizing lotteries or raffles, on a non-professional basis, subject to State and local controls.

Referred to the Committee on Rules.

By Messrs. BLAIR, POLASKI and SCHAAF and O'DELL HOUSE BILL No. 596.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for the education and training of pregnant children, imposing duties on certain boards of school directors and providing for payments by the Commonwealth.

Referred to the Committee on Education.

By Messrs. BLAIR and O'DELL HOUSE BILL No. 597.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), reducing fees for registration of certain vehicles used exclusively for farm or agricultural work.

Referred to the Committee on Motor Vehicles.

By Messrs. BLAIR and O'DELL HOUSE BILL No. 598.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), excluding certain contracts or purchases for operation of public works from requirement of advertising and bidding.

Referred to the Committee on Boroughs.

By Messrs. STANK, BLAIR and PETROSKY HOUSE BILL No. 599.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), providing for the exchange of existing

retail licenses for liquor licenses despite the limitations of the quota provisions of this act and establishing procedure therefor; * * * and authorizing the transfer of hotel * * * licenses to clubs without affecting the number of licenses thereafter granted in any municipality.

Referred to the Committee on Rules.

By Messrs. CIANFRANI, SCHWARTZ, PARLANTE and BRANCA

HOUSE BILL No. 600.

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929", providing as to the supervision of the Department of Property and Supplies for the protection of State office Buildings and grounds.

Referred to the Committee on State Government.

By Mr. ARLENE

HOUSE BILL No. 601.

An Act repealing Section 528, act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," eliminating the requirement that cotton fabrics used in State institutions be flameproofed.

Referred to the Committee on State Government.

By Mrs. MONROE, Messrs. RILEY, CAPITOLO and FLOYD HOUSE BILL No.602.

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," abolishing the General Galusha Pennypacker Monument Commission.

Referred to the Committee on State Government.

By Mr. SCHWARTZ

HOUSE BILL No. 603.

An Act limiting actions accruing outside the Commonwealth of Pennsylvania.

Referred to the Committee on Judiciary.

By Messrs. HOLT, J. P. O'DONNELL, P. E. PERRY and Mrs. ANDERSON

HOUSE BILL No. 604.

An Act to regulate and control the distribution, sale or offering for sale, of ice cream and related frozen products.

Referred to the Committee on Public Health and Sanitation.

By Messrs. MEHOLCHICK, SHUPNIK, CURWOOD and CROSSIN HOUSE BILL No.605.

An Act authorizing the Department of Property and Supplies to convey a certain parcel of land situate in Bear Creek Township, Luzerne County, Pennsylvania in exchange for another parcel of land situate in Bear Creek Township, County of Luzerne.

Referred to the Committee on State Government.

By Messrs. NEEDHAM, WARGO, Mrs. MUNLEY and Mr. REIDENBACH HOUSE BILL No. 606.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell a certain parcel of land situate in the City of Scranton, County of Lackawanna.

Referred to the Committee on State Government.

By Messrs. MEHOLCHICK, CROSSIN, JUMP and NEEDHAM HOUSE BILL No. 607.

An Act authorizing the Governor, under certain conditions, to transfer certain funds to the Special Disaster Relief Fund to meet emergencies, and making appropriations necessary to effect such transfers.

Referred to the Committee on State Government.

By Messrs. WARGO, O'NEIL, VARNER and STIMMEL HOUSE BILL No. 608.

An Act to further the economic development of the Commonwealth, providing for an economic message by the Governor, creating a Governor's Council for Economic Development and an Interdepartmental Economic Advisory Committee, and defining the powers and duties of these agencies.

Referred to the Committee on State Government.

By Messrs. HORST and BRETH

HOUSE BILL No. 609.

An Act amending the act of May 29, 1917 (P. L. 322), entitled "An act to give protection, and to regulate the catching or taking or having in possession, within this Commonwealth, of any bullfrogs, tadpoles, and terrapin; * * *," making this act apply to turtles, frogs and tadpoles; changing creel limits and revising methods of taking.

Referred to the Committee on Fisheries.

By Messrs. LOPRESTI, FARABAUGH, KORNS and STROUP HOUSE BILL No. 610.

An Act amending "The Fiscal Code", approved April 9, 1929 (P. L. 343), providing for the Rehabilitation Center Fund, and for disbursements therefrom; repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

Referred to the Committee on Labor Relations.

By Messrs. LOPRESTI, FARABAUGH, KORNS and STROUP HOUSE BILL No. 611.

An Act amending "The Vocational Rehabilitation Act of one thousand nine hundred forty-five" approved May 22, 1945 (P. L. 849), changing the definition of vocational rehabilitation; expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

Referred to the Committee on Labor Relations.

By Messrs. STIMMEL and FILO

HOUSE BILL No. 612.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring vehicles, street cars, and trackless trolley omnibuses to yield the right of way after stopping at an intersection marked with an official "Stop" sign.

Referred to the Committee on Motor Vehicles.

By Messrs. MULDOWNEY and FOX

HOUSE BILL No. 613.

An Act regulating the payment of wages or compensation for labor or services in certain private employments, * * * and providing for their collection and disposition.

Referred to the Committee on Labor Relations.

By Mr. STRAUSSER

HOUSE BILL No. 614.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228) providing for prepaid tax receipts.

Referred to the Committee on Ways and Means.

By Messrs. YATRON, JUMP, LUIGARD and BALTHASER (By Request)

HOUSE BILL No. 615.

An Act amending the "State Highway Law," aproved June 1, 1945 (P. L. 1242), requiring that notice be given to property owners affected when plans are approved by the Governor, and requiring that lists of such property owners be furnished to the recorder of deeds for indexing purposes.

Referred to the Committee on Highways.

By Mr. A. J. MURPHY

HOUSE BILL No. 616.

An Act amending the "Municipal Borrowing Law" approved June 25, 1941 (P. L. 159), authorizing certain political subdivisions to borrow money for capital expenditures for improvements and equipment without the issurance of bonds.

Referred to the Committee on Municipal Corporations.

By Messrs. DONALDSON, GOLDSTEIN and FULMER HOUSE BILL No. 617.

An Act to prevent unfair descrimination, unfair methods of competition and destructive trade practices in the production, manufacture, distribution or sale of petroleum products; * * *.

Referred to the Committee on Law and Order.

By Mr. A. D. WILLIAMS, Mrs. KOOKER and Mr. GALLAGHER HOUSE BILL No. 618.

An Act making an appropriation to the National Agricultural College, Farm School, Pennsylvania, at Doylestown, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 150.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 180.

An Act amending the act of May 17, 1921 (P. L. 682) entitled "The Insurance Company Law of 1921" authorizing insurance companies associations and exchanges to make investments in obligations issued by Federal Intermediate Credit Banks or Banks for Cooperatives pursuant to acts of Congress.

Referred to the Committee on Insurance.

SENATE BILL No. 181.

An Act amending the act of May 26, 1949 (P. L. 1828) entitled "Fiduciaries Investment Act of 1949" making obligations of banks for cooperatives authorized investments.

Referred to the Committee on Banking and Building and Loan Associations.

SENATE BILL No. 182.

An Act amending the act of May 15, 1933 (P. L. 624) entitled as amended "Banking Code" further providing for lending and investment powers of banks and banks and trust companies and certain savings banks.

Referred to the Committee on Banking and Building and Loan Associations.

SENATE BILL No. 183

An Act amending the act of April 5, 1917 (P. L. 47) entitled "An act specifying additional securities in which trustees or directors of saving banks savings institutions and providing institutions chartered under general or special acts of Assembly may invest moneys deposited therein" providing for investments in debentures bonds or other obligations issued under the authority of certain acts of Congress.

Referred to the Committee on Banking and Building and Loan Associations.

RESOLUTIONS INTRODUCED AND COMMITTED

By Mr. GALLAGHER. RESOLUTION No. 35.

In the House of Representatives, February 25, 1959.

The majority of the State highways and bridges in Bucks County, Pennsylvania, were constructed at a time when this was primarily a rural community. In recent years, however, Bucks County has developed so rapidly in both population and industry that it has now become one of the foremost centers of urban activity within our Commonwealth. As a result, the roads and highways, many of which are one-way or dangerously narrow, are grossly inadequate and cause serious traffic congestion and hazardous traffic conditions. In order to cope with this serious problem, immediate action must be taken to modernize the outmoded highways and bridges in Bucks County; therefore be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania hereby urges the Secretary of Highways to place all new construction of highways and bridges and all reconstruction of highways and bridges in Bucks County first in priority; and urges the Secretary of Highways to direct the District Engineer of that district to process and expedite all proposed plans for construction and reconstruction of highways and bridges in Bucks County.

Referred to the Committee on Rules.

By Mr. GALLAGHER. RESOLUTION No. 36.

In the House of Representatives, February 25, 1959.

Year by year the danger of serious floods increases in Bucks County, Pennsylvania. Such danger increases directly in proportion to the increase in construction and industrial activity, as such construction and industry are replacing heretofore undeveloped areas which served as natural watersheds and flood preventatives. As evidence of this fact and the casual relationship thereof, in recent years serious flooding has occurred in Bucks County in areas which never before faced that danger. At the rate that building continues to increase in Bucks County, unless adequate preparations and safeguards against floods are undertaken, this could very easily be-

come a major disaster area in the immediate future; therefore, be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania hereby urges the Secretary of Forests and Waters to make a thorough study and survey of all streams, creeks, canals, rivers and lakes in Bucks County, for the purpose of determining an effective means of preventing future floods in this area, and to take whatever measures may be necessary to accomplish this purpose.

Referred to the Committee on Rules.

By Messrs. DAVIS, HELM, GIBSON and ROYER. RESOLUTION (Not Printed),

In the House of Representatives, February 25, 1959.

The recent death of Dr. William W. Serrill, a former Member of the House of Representatives, who so capably represented Forest County from 1936 through 1947, is a heartfelt loss to all of us who served with him.

As a practicing physician in Endeavor, Pennsylvania, Dr. Serrill earned the admiration and respect of all of those with whom he came in contact.

Dr. Serrill's public spirited activities and his long service to government marked him as an exemplary citizen, whose memory will long be cherished by those who knew him and benefited from his association.

His passing was indeed a great loss to the Commonwealth and to the community which he served so well; therefore be it

Resolved, That the members of the House of Representatives extend their sincere sympathies to his widow, Mrs. William W. Serrill; and be it further

Resolved, That a copy of this resolution be transmitted to Mrs. William W. Serrill, Endeavor, Pennsylvania.

Referred to the Committee on Rules.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL NO. 39

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg.
February 25, 1959.

To the Honorable, the House of Representatives, of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 39, Printer's No. 73, entitled "An Act making an appropriation to The Pennsylvania Industrial Development Authority for the continuance of its operations pending the enactment of the General Appropriation Act of 1959."

DAVID L. LAWRENCE.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. G. E. JONES for today and tomorrow because of illness.

Mrs. Varallo for Mr. MULLEN for today and tomorrow because of death in family.

Mr. Gibson for Mr. FOX for Tuesday.

Mr. Gibson for Mr. MAHAN for Tuesday.

Mr. Gibson for Mr. McCANDLESS for Tuesday.

BILLS INTRODUCED AND REFERRED

By Messrs. NEEDHAM, WALSH, McLAUGHLIN and LAMB. HOUSE BILL No. 619.

An Act amending the "Pennsylvania Cigarette Tax Act of 1957," approved July 8, 1957 (P. L. 594), imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund.

Referred to the Committee on Ways and Means.

By Messrs. NEEDHAM, WALSH, McLAUGHLIN and LAMB. HOUSE BILL No. 620.

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans; creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund, * * * and making an appropriation.

Referred to the Committee on Military Affairs.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. NEEDHAM, WALSH AND McLAUGHLIN. (Concurrent) RESOLUTION No. 37.

In the House of Representatives, March 2, 1959.

CONCURRENT RESOLUTION

Whereas, the Korean Conflict Veterans' Compensation Bond Act is to be enacted to provide for the creation of debt and the issuance of bonds to provide funds for the payment by the Commonwealth to certain veterans of Korean Conflict Veterans' Compensation under the provisions of the act of July 8, 1957 (P. L. 569), known as the "Korean Conflict Veterans' Compensation Act; and

Whereas, the act of July 8, 1957 (P. L. 594), known as the "Pennsylvania Cigarette Tax Act of 1957," has been amended by the act of ..... (Act No. ..), to provide revenue to amortize the amount to be borrowed and paid under the provisions of the act to be known as the "Korean Conflict Veterans' Compensation Bond Act; therefore, be it

Resolved (the Senate concurring) that the House of Representatives of Pennsylvania do hereby declare that the revenue-raising measure has been enacted which the House of Representatives deems sufficient to amortize the amount to be borrowed and paid; and be it further

Resolved, that in accordance with the provisions of the constitutional amendment authorizing the aforementioned acts, the Governor is advised to affix his signature to the bill subsequently to be known as the "Korean Veterans' Compensation Bond Act," authorizing the creation of the debt and the issuance of the bonds, which act is to be effective immediately.

Referred to the Committee on Rules.

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair takes great pleasure in introducing to the Members at this time, Mr. and Mrs. Lewis Harris. Mr. Lewis Harris was a former member of this House. They are the guests of the gentleman from Fulton County, Mr. Garlock. We are very happy to have you with us. We hope you will come back again and we hope you enjoy the session.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 66, entitled:

An Act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties in the Department of Labor and Industry prescribing penalties and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 106, entitled:

An Act amending the act of May 1, 1935 (P. L. 127) entitled "An act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors who die become ill or are discharged for legal cause" providing for the selection of alternate jurors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 155, entitled:

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) exempting municipal transportation authorities incorporated under the Municipality Authorities Act of 1945 from fees charged for certificates of title or registration.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 203, entitled:

An Act amending the act of June thirty one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employes * * *" imposing certain duties on the Governor and state agency or political subdivision involved.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 287, entitled:

An Act amending "The Liquid Fuels Tax Act" approved May 21, 1931 (P. L. 149) further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 295, entitled:

An Act amending the "State Tax Equalization Board Law" approved June 27, 1947 (P. L. 1046) further regulating the valuation of real property in school districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 297, entitled:

An Act amending the "Beauty Culture Law" approved May 3, 1933 (P. L. 242) requiring examinations for licenses to be held in the City of Dubois.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 300, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) imposing the burden of proof on the Department of Revenue in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 306, entitled:

An Act amending the act of June 21, 1939 (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class * * *" requiring that tax exempt property be listed and valued.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 307, entitled:

An Act amending the "Third Class County Board Assessment Law" approved June 26, 1931 (P. L. 1379) requiring that tax exempt property be listed and valued.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 324, entitled:

An Act to provide for the better protection of the health general welfare and property of the people of the Commonwealth by the control abatement and prevention of the pollution of the air by smoke dust fume gas odor mist vapor pollens and similar matter or any combination thereof * * * conferring rights on persons aggrieved.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 329, entitled:

An Act providing for leaves of absence for employes who are called to engage in temporary military training as a reserve member of the armed forces of the United States or as a member of the Pennsylvania National Guard.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 349, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), increasing the mileage allowance for county officers to meetings of their State associations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 385, entitled:

An Act amending "The Administrative Code of 1929,"

approved April 9, 1929 (P. L. 177), changing the provisions relating to sick leaves for certain State employes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 389, entitled:

An Act amending the "Veterans Preference Act of 1957," approved July 8, 1957 (P. L. 557), excepting second class county employees from provisions relating to option retirement contribution rights.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 397, entitled:

An Act establishing a State Enforcement Officers Retirement System providing for payments upon retirement death disability involuntary retirement and payments of certain medical expenses from the State Employes' Retirement Fund under the administration of the State Employes' Retirement Board providing for contributions by employes to whom the act applies * * *.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 412, entitled:

An Act authorizing courts to alter modify suspend reinstate terminate amend or rescind any order decree judgment or sentence for a period of forty-five days from the date of entering of record the order decree judgment or sentence.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 444, entitled:

An Act amending the act of May 17, 1917 (P. L. 199), entitled "An act providing for leave to pay fines and costs in criminal proceedings by instalments" extending the period of time for completion of payment in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 445, entitled:

An Act amending the act of May 6, 1887 (P. L. 86), entitled "An act to authorize the commissioners of the several counties of this Commonwealth to discharge from prison all persons confined in jail without proceedings under the insolvent laws," providing for the discharge of paroled prisoners without proceedings under the insolvency laws.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 490, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), requiring that children be vaccinated before being admitted to kindergartens.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 491, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for advance payments to enable schools to remain open.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 567, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing submission of question of formation of union or merged districts at primary elections.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 276, entitled:

An Act amending the Act of April 27, 1927 (P. L. 465), entitled as amended "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance * * *," to exclude from its provisions certain projectionists of motion pictures under certain conditions.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 317, entitled:

An Act prohibiting the erection and maintenance of certain advertising devices along highways on the National System of Interstate and Defense Highways * * *.

The first section was read.
On the question,
Will the House agree to the section?

MOTION TO RECOMMIT

Mr. COMER. Mr. Speaker, I move that this bill be recommitted to the Committee on Highways for the purpose of further study.

On the question,
Will the House agree to the motion?

The yeas and nays were required by Messrs. GOLDSTEIN, A. W. JOHNSON and STEWART.

Mr. McCORMACK. Mr. Speaker, If I am in order I would like to just say a few words on the motion to recommit this bill.

The SPEAKER pro tempore. The gentleman is in order if he confines his remarks to the motion to recommit, but not to debate the bill.

Mr. McCORMACK. Mr. Speaker, I believe you said the

bill was to be recommitted for the purpose of further study, and I thought that one of the co-sponsors said it was for the purpose of amendment.

It is my understanding, be that as it may, that it is being recommitted for the purpose of corrective amendments, and I am going to vote in favor of the bill being recommitted with the understanding that when these amendments are submitted the bill will be re-reported from the Committee on Highways.

On the question recurring,

Will the House agree to the motion to recommit?

BILL POSTPONED

Mr. McCANN. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar until after the Joint Session.

The motion was agreed to.

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair recognizes Mr. J. A. Jones, of Northampton County. He is the guest of the Members of this House from Northampton County.

The Chiar welcomes this gentleman and trusts that his visit to the House will be an enjoyable one.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Blair for presiding.

COMMITTEE TO ESCORT SENATE

The SPEAKER. The Committee appointed (Messrs. Breth and Bower) to escort the Senate to the Hall of the House will proceed to perform the duty assigned to it.

COMMITTEE TO ESCORT GOVERNOR

The SPEAKER. The Committee appointed (Messrs. Bois, Dougherty and Wood) on the part of the House to escort His Excellency the Governor to the Hall of the House will proced in the performance of that duty.

COMMITTEE TO ESCORT SENATE REPORTS

Mr. BOIES. Mr. Speaker, your Committee appointed to wait upon the Senate and escort them to the Hall of the House has performed its duty and reports the Senate is in attendance.

The SPEAKER. The Committee is discharged with the thanks of the House.

JOINT SESSION OF THE GENERAL ASSEMBLY

The SPEAKER. The Lieutenant Governor, John Morgan Davis, is invited to preside over the Joint Session of the General Assembly.

The President pro tempore of the Senate, the Honorable M. Harvey Taylor, the Secretary of the Senate, the Honorable Edward B. Watson, are invited to be seated on the rostrum.

The members of the Senate will please be seated.

The LIEUTENANT-GOVERNOR (John Morgan Davis) presiding.

The LIEUTENANT-GOVERNOR. The Chair recognizes the Sergeant-at-Arms of the Senate.

The SERGEANT-AT-ARMS. Mr. President, a Committee on the part of the House and Senate.

Mr. ELLIOTT. Mr. President, I have the honor to present His Excellency the Governor of the Commonwealth of Pennsylvania, The Honorable David L. Lawrence.

The LIEUTENANT-GOVERNOR. Members of the General Assembly, it is my privilege to present to you the Governor of the Commonwealth of Pennsylvania, the Honorable David L. Lawrence.

BUDGET MESSAGE OF GOVERNOR DAVID L. LAWRENCE

GOVERNOR LAWRENCE. Mr. Lieutenant-Governor, Mr. Speaker, Members of the General Assembly:

I come before you today to present a budget for the Commonwealth's General Fund operations during the biennium which will begin on June 1, 1959, and end on May 31, 1961.

To make it very plain, I have no rabbits in my hat; no magician's trick which will make it possible to pay for increasing costs without increasing taxes. In preparing this budget, we have not been searching for the element of surprise.

On the contrary, it is well known that during the election campaign of 1958 each candidate for Governor—my opponent as well as myself—acknowledged that a new State administration would be compelled to ask for new State revenues.

You will remember too that in October of last year, the Auditor General estimated that the need for such new revenue would come as high as $500,000,000.

As to the very structure of this budget, it is now well known that the State faces a deficit of $177,678,874 in its 1957-1959 operations—a deficit which must be absorbed and paid off in the next two fiscal years.

It is equally well known that we have imposed a ceiling on appropriations, so that new taxes can be limited in their yield to $400,000,000.

The Tax Advisory Committee two weeks ago made its recommendations to me in a unanimous report, which was immediately made known to the Legislature and to the public.

Suspense and drama, therefore, may be lacking in this budget.

But that does not mean that we have not had plenty of hard choices.

I may say that at times it has taken hard-headed determination to hold the budget requests to the level of this document.

It may well be argued that this budget does not do enough for public education, for our State-aided universities and colleges, for our economic and community development programs, for mental health, for improved standards of public assistance, for many other good and necessary public services.

But a budget, like every phase of government, must find its being in the art of the possible.

I believe this budget in its main objectives is possible for Pennsylvania. And I believe it is necessary.

The Legislature may cut it, if it will. In that event, each major reduction will mean the sacrifice of some public accomplishment which we can be sure the majority of Pennsylvanians believe in and support.

Now, as to the figures.

The budget calls for appropriations in the General Fund

of $1,729,333,480. To this must be added the necessity of paying off the 1957-59 deficit of $177,678,874.

The total General Fund revenue need will be the sum of the two amounts—the appropriations plus the deficit—or $1,907,012,354.

To raise this amount, we must continue all existing State taxes at their present level. Scheduled reductions or expirations in the Corporate Net Income tax, the Utilities Gross Receipts tax, the Realty Transfer tax, and the Cigarette tax cannot be granted. In addition, while projecting a moderately higher yield from existing taxes because of recovery from the 1958 recession, we must still find new tax sources which will add $400,000,000 to our biennial income.

For those taxes, I am prepared to accept and to support the program suggested by the Tax Advisory Committee.

The Committee, you will remember, had as its co-chairmen Clifford F. Hood, president of the United States Steel Corporation, and Thomas Kennedy, vice-president of the United Mine Workers. It was equally divided between Republicans and Democrats. The president of the Pennsylvania State Chamber of Commerce sat with the state presidents of the CIO and the A.F. of L. Local government was represented by the president of the League of Cities and by the Mayor of Pennsylvania's third largest city.

The committee included the president of the Pennsylvania Railroad, the president of the United Steelworkers of America, the board chairman of the Consolidation Coal Company, the president of the Miners National Bank of Wilkes-Barre, and the head of one of Pennsylvania's major construction enterprises.

These men accepted a grave responsibility because they were good citizens of this State. Having accepted the responsibility, they met it courageously and well.

I, for one, am not going to quarrel with their handiwork.

The Hood-Kennedy Committee stated that its proposals were "admittedly imperfect" but were "advanced as a practical and immediate solution." As Governor, I now urge you to adopt the recommendations of the Hood-Kennedy report, with a complete willingness on my part to accept personal and party responsibility in the matter. It would seem to me that any attempt to pick and choose between these taxes—to break the package—might easily prove fatal. A predictable result might well be endless legislative disagreement which we cannot afford.

It is clear that the members of the Hood-Kennedy Committee recognized this danger when they unanimously pledged themselves to urge the Legislature to adopt their program in its entirety.

I trust the House and Senate will forgive me if I stress the fact that time is of the essence. It was in this realization that we prepared this budget for introduction less than six weeks after this administration assumed office. It was for this reason that the Hood-Kennedy Committee—as busy men as can be found in Pennsylvania—met each week to reach agreement and a deadline.

The Legislature, if it too can reach a quick agreement, can substantially reduce the deficit in this biennium. By adopting the increased and expanded sales tax recommendations of the Tax Advisory Committee at the effective date of April 1, the General Assembly can bring the Commonwealth $22,000,000 in new revenue and thereby stop the accumulation of the deficit. Each day's delay will cost the state $367,000, as expensive a twenty-four hours as any of us are likely to experience. The burden in the 1959-61 biennium will be correspondingly reduced if new tax sources are voted in the current fiscal year. This also assumes that necessary legislative action will be taken to provide a full 24 month sales tax collection in the next biennium.

As to the deficit itself, this Administration has acted to control expenditures wherever possible, again so that the deficit would not grow. But it is idle to pretend that the deficit has been caused by reckless spending of the people's money.

The primary source of the deficit was the business recession of 1958, the same recession which brought a revenue deficiency of almost eleven billion dollars for the Federal Government's 1958 and 1959 fiscal reckonings.

The recession reduced business profits, so that the anticipated yield from the Corporate Net Income tax and the Capital Stock tax is $89,000,000 below estimates.

It reduced consumer spending so that the expected income from the Sales tax is $44,000,000 below estimates.

And it incerased unemployment and the need for public assistance, so much so that the expenditure for relief will be at least $12,500,000 above original estimates.

The members of the Legislature can be sure that we are doing everything within our power to tighten the State's financial belt, but there is no mechanism by which the Governor of this State can magically increase the yield of the taxes which the Legislature enacts, or avoid the expenditures which the Legislature writes into the mandates of law.

I cannot, in this message, do more than stress the main outlines and objectives of the budget. The document itself is almost as thick as the Harrisburg telephone directory, and it will take your patient attention and the hard work of your committees to follow it department by departments, State grant by State grant, and local subsidy by local subsidy.

We talk of this document as a budget for the General Fund of the Commonwealth of Pennsylvania.

In reality, it is a budget for everyone of the State's 2,350 school districts. We will pay more than forty per cent of all the public school costs in this State on the basis of the appropriations in this budget.

Unfortunately, there is little comprehension of the large portion of the education responsibility which has been assumed by the State government.

The amount of State funds to be expended on our public school system in this budget is equal to an average real estate tax levy of 30 mills.

This is, as I have said, an average rate.

Actually, there are wide variations, as you will see in the sampling of sixteen school districts which is footnoted in this message.

For example, in East Pittsburgh Borough, Allegheny County, the State subsidy is equal to only 1.2 mills of local real estate taxes, and in Wyomissing Borough, which is in Berks County, it is equivalent to three and a half mills.

On the other hand, in Curtin Township, in Centre County, the State aid for schools equals more than 417 mills on assessed valuation, and in Rush Township, Dau-

phin County, the State's participation represents more than 263 mills if the burden were placed entirely upon the local community.

It is perfectly obvious that this budget is absolutely essential to public education in Pennsylvania.

Without State aid, the local tax burden on hundreds of school districts would be increased intolerably, and in many localities there would not be any public school systems at all.

Furthermore, this budget is the basic budget for Penn State University, with its 15,762 students, and for the fourteen State Teachers Colleges with their enrollment of 18,050. It is an important part of the budget of the University of Pennsylvania, the University of Pittsburgh, Temple University, and Lincoln University.

Altogether, more than $884 million is provided in this budget for education in Pennsylvania, which is $165 million more than the total yield of the Sales tax will become if the Legislature raises its rate to three and one-half per cent and expands its coverage as recommended by the Hood-Kennedy Committee and this budget message.

I suggest to the Legislature that the Sales tax be clearly earmarked as a tax for education in the Commonwealth. I suggest further that the recipients of State aid join with us in a program of public information, so that all the people of Pennsylvania will know, as we do, how much of their State tax obligation comes back to them in their public schools, their colleges, their universities.

This is also a budget for public welfare.

It provides, in whole or in part, for the operation of 231 public and private hospitals in this State of ours and for 60 nursing homes.

It provides the family budget—the only family budget—for the Pennsylvania families who are on relief—public assistance which we grant, at standards we cannot boast, because we are morally agreed that no one shall starve in this State because he is out of work or because of personal misfortune.

This General Fund budget for the Commonwealth is also a budget for economic and community development in the cities and counties of the State. It is a budget for coal research, for the promotion of our agricultural products, for the tourist industry in Pennsylvania, for the control of stream pollution and the provision of pure water, for flood control, for the matching of local programs of public health, for port development at Erie and at Philadelphia.

It would seem to me that every person who is part of this State government, whether in the executive or the legislative branch, and every person who comes to the State government for subsidy or aid, has the duty to refute, at every opportunity, the uninformed statement—or false, malicious statement—that the government at Harrisburg is a greedy tax-consuming horde of politicians and/or bureaucrats.

The truth is, as you know so well, that the government of the Commonwealth has become—and necessarily becomes—a central collection and disbursing agency.

This can be illustrated very simply.

Of the $1,729,333,480 requested in this budget, only $153,995,183 is for the operation of the various departments and agencies of the Commonwealth. This is less than 9 per cent of the total.

Another $260,956,624 will pay for the operation of various State institutions, including mental and general hospitals, tuberculosis sanitoria, penal and correctional institutions and the State Teachers Colleges. This amount is 15 per cent of the total appropriation requests.

The remainder—76 per cent of this General Fund budget—is largely fixed by legislative policies enacted in past sessions. Outside of authority rentals and debt service, practically all of this money is for grants and subsidies of one form or another.

It is quite apparent that our direct outlays for the State's own operations are a small percentage of the total funds we raise and distribute from the General Fund.

That point is well illustrated in this very budget.

The appropriation requests of $1,729,333,480 compare with the actual and estimated expenditures for 1957-59 of $1,496,701,868.

The difference is $232,631,612.

Of this amount, $83,800,224—almost 40 per cent—is the increase we must have if we are to obey the mandates of existing law and meet the fixed charges of the State's rentals to the General State Authority. Most of the money—$60,931,954—is for increased State subsidies to school districts.

The budget increase above mandates and fixed charges is $148,831,388.

Let me list some main components.

First, there is an increase of $54,500,000 for the Department of Public Welfare. It provides a necessary increase for public assistance, it pushes forward our program for mental health, it establishes new facilities for retarded children, it provides a new Commonwealth Mental Health Center for western Pennsylvania, it initiates State assistance to local communities in meeting their problems of juvenile delinquency.

There is an increase in the budget for the State-aided universities and medical schools of $9,700,000. Drexel Institute in Philadelphia is included for the first time, with a recommendation for a million dollar grant. The budget carries $2,015,000 in additional appropriations for the State Teachers Colleges, and $1 million for those school districts who choose to begin the operation of community colleges.

The National Defense Education Act, recently enacted by Congress, calls for matching contributions on the part of the states. This budget estimates the increased cost to Pennsylvania at $3,500,000.

The budget increases include substantially higher payments to the privately operated schools for children who are blind, or deaf, or suffer from cerebral palsy. The amount is $2,600,000.

Libraries and museums are essential to a good educational system. The budget increases for them are $980,000.

Increased payments for an expanded program of the School Building Authority, which helps local school districts finance their new school buildings, are $6,500,000.

These added payments for education, above the present mandates, total $27,200,000.

In another category, the budget corrects two injustices of long-standing in the State's treatment of the City of Philadelphia. It provides a payment to the city, from State funds, of matching grants for its health program and State aid for its Philadelphia General Hospital. The total cost will be $7,800,000.

There is a budget increase of $500,000 for the State's contribution to a program of coal research, and of $550,000 for a State-sponsored promotional program for Pennsylvanian farm products.

There is $600,000 for development of the Port of Erie—all new money—and $1,000,000 for the Port of Philadelphia, of which $100,000 is a budget increase.

The General Fund budget includes an increase of $2,000,000 for flood control.

The budget projects a $10,000,000 appropriation for the industrial development loan program of the Pennsylvania Industrial Development Authority; an appropriation of $10,000,000 to help our communities in the work of urban renewal; and an appropriation of $500,000 for assisting the local organizations engaged in economic development.

There will be few people, I believe, who will argue that any of these proposed expenditures are "reckless spending" or "padding payrolls" or unnecessary for the best interests of the Commonwealth and its people.

It is, of course, the responsibility of the Legislature to provide for them, or to deny them to us.

I urge you to approve the appropriations in this budget.

But your approval must, as we all understand, carry with it an approval of a financing program which will end the continuing series of deficits which now trouble our affairs, and will provide this Commonwealth with a sound balance of revenues and expenditures in the years ahead.

I have done my best to make this an honest budget, honestly arrived at.

It now becomes a matter for your judgment and your action.

May I hope they will be prompt.

I know that we are a divided house politically. That was the decision of the people of this State—a decision in whose consequences we must seek our way. It does not seem to me that the people voted for partisanship at any price; I am quite sure they voted in the belief that the men and women they honor with high office can function as good Pennsylvanians, regardless of party.

That is what I ask on both sides of the aisle; that is the standard I am trying to establish for my own administration.

A cure for the State's fiscal problem is only the first step.

But it is that first step which precedes all others. It is the essential task we must perform.

When it is accomplished—and only then—we can go forward to the main body of our responsibilities which, as I see them, is the economic recovery of this State.

We must reverse the economic trends which have worked against our State's business enterprises in the changing pattern of the nation's growth.

We must create the circumstances which will bring full employment back to Pennsylvania.

We must bring Pennsylvania to the forefront—to the first place—to the leadership of the 49 states of the union.

For many years I have been impressed by the words carved into the stone at the main steps leading up this Capitol Building—words spoken by John Peter Gabriel Muhlenberg, who is the central seated figure in the famous mural behind me in this House.

This great minister-patriot made it clear that, in his mind, "there is a time to pray and a time to fight."

If I may enlarge upon his wise words, I would suggest that this, for Pennsylvania, is a time for prayer—and for work.

May we all seek God's guidance in our prayers and summon up our total energies and resources to do, together, the work that is ours to do.

The LIEUTENANT-GOVERNOR. On behalf of the Members of the General Assembly, Governor Lawrence, I want to thank you for your message. I am absolutely certain that it will receive their very wise consideration.

ELECTION OF DIRECTOR OF LEGISLATIVE REFERENCE BUREAU

The LIEUTENANT-GOVERNOR. The Joint Assembly will now proceed to the election of a Director of the Legislative Reference Bureau.

Mr. BERGER. Mr. President, I wish to place in nomination for the office of Director of the Legislative Reference Bureau a man who has performed that office in past legislative sessions and is now the Acting Director of the Bureau. I nominate Burt R. Glidden as Director of the Legislative Reference Bureau.

The LIEUTENANT-GOVERNOR. The Senator from Potter County, Senator Berger, has placed in nomination for the office of Director of the Legislative Reference Bureau, Burt R. Glidden, Esquire, of Lancaster County.

Mr. McCANN. Mr. President, it is a pleasure to have the opportunity to second the nomination of the honorable gentleman, Mr. Burt R. Glidden of Lancaster County for the office of Director of the Legislative Reference Bureau.

By a voice vote Burt R. Glidden was unanimously elected as Director of the Legislative Reference Bureau.

The LIEUTENANT-GOVERNOR. Will the Senator from Potter, Mr. Berger, and the gentleman from Greene, Mr. McCann, escort Mr. Glidden to the rostrum for the purpose of taking the oath of office?

The oath of office was administered to Burt R. Glidden by the Lieutenant-Governor.

The LIEUTENANT-GOVERNOR. I just wish to thank the Members of the General Assembly for the consideration they have given us here today, and to say to you that it has been a real privilege for me to preside for the first time over this Joint body. Thank you very much.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. I am glad to have had the privilege of witnessing the first time the Lieutenant-Governor has had the opportunity to face this magnificent assembly that constitutes the House.

JOINT SESSION PROCEEDINGS PRINTED IN LEGISLATIVE JOURNAL

Mr. LOPRESTI. Mr. Speaker, I move that the proceedings of the Joint Session of the Senate and House of Representatives held this day be printed in full in the Legislative Journal.

The motion was agreed to.

BILL ON SECOND READING POSTPONED

Mr. McCANN. Mr. Speaker, I call up House Bill No.

317, Printer's No. 69, placed on the postponed calendar today.

The SPEAKER. The gentleman from Greene calls up from the postponed calendar House Bill No. 317, Printer's No. 69.

The question is on the pending motion that House Bill No. 317, Printer's No. 69, be re-referred for the purpose of amendment to the Committee on Highways and a roll call was asked for.

Does that request for a roll call still prevail?

Mr. GOLDSTEIN. Yes, Mr. Speaker.

The SPEAKER. The motion still prevails and the roll call will be called.

BILL RECOMMITTED

On the question recurring,

Will the House agree to the motion to recommit?

Mr. LOPRESTI. Mr. Speaker, if I am in order, I would like to debate the motion to recommit the bill.

The SPEAKER. The gentleman is in order. The gentleman said to debate the bill.

Mr. LOPRESTI. I meant the motion.

The SPEAKER. That is right, the motion is to recommit and that is the only question before the House.

Mr. LOPRESTI. Mr. Speaker, under normal circumstances, amendment of bills is a proper procedure and is done on second reading on the floor of this House. There are occasions when bills arise when amendments become rather difficult to analyze on the floor of the House. This is one of those bills, where any amendments must be more or less in line with the federal legislation concerning the subject covered in the bill. Because the bill is of a technical nature and because any amendments offered on the floor of this House may not be proper in view of the federal legislation, this is one of the type of bills which should go back to the Committee for amendment so that the Committee can properly study the amendments. If they are proper and if they conform with federal legislation on the subject those amendments can be added by the Committee. However, if Committee amendments, or rather amendments offered before the Committee, would be such as to destroy this bill, that Committee would have available the proper guidance in making the amendment.

That is the reason why this bill should be returned to Committee so that proper consideration can be given to amendments which are to be submitted.

Mr. GOLDSTEIN. Mr. Speaker, as the gentleman from Cambria, Mr. Lopresti, has indicated, the proper place to amend a bill of this importance is on the floor of the House and this figment of the imagination and tying it in with federal legislation is no sound basis for recommitment.

A bill of this character, which has many partisans on both sides, people who think pro and con, should be discussed in so far as amendments are concerned on the floor of the House. I believe it is a very important bill, it was a bi-partisan measure and, if my recollection is correct, it was a measure sponsored by the administration. We ask people on both sides of the House to vote against recommittal.

The yeas and nays were required by Messrs. GOLDSTEIN, A. W. JOHNSON and STEWART.

YEAS—106

Anderson,	Frascella,	Meholchick,	Rovansek,
Arlene,	Gailey,	Mihm,	Rudisill,
Balthaser,	Gallagher,	Mills,	Sakulsky,
Boies,	Garlock,	Monroe,	Scarcelli,
Bonner,	Gelfand,	Moran,	Schaaf,
Branca,	Hamilton,	Muldowney,	Schuster,
Breth,	Heavey,	Munley,	Schwartz,
Burns,	Holt,	Murphy, A.J., Jr.	Sherman,
Capano,	Irvis,	Murray, J. J.,	Shupnik,
Capitolo,	Jenkins,	Musto,	Silverman,
Cianfrani,	Jim,	Needham,	Snider,
Cioffi,	Kamyk,	Nelson,	Stank,
Clarke,	Kornick,	O'Donnell, J. A.,	Stone,
Comer,	Kovolenko,	O'Donnell, J. P.,	Sullivan,
Crossin,	Lamb,	O'Neil,	Taylor,
Curwood,	Lee, K. B.,	Parlante,	Trusio,
Dennis,	Leonard,	Pashley,	Varallo,
Devlin,	Limper,	Perry, H. H.,	Verona,
Dougherty,	Lopresti,	Perry, P. E.,	Walsh,
Eilberg,	Luigard,	Petrosky,	Wargo,
Farabaugh,	Lutty,	Polaski,	Welsh,
Filo,	McCann,	Polen,	Wescott,
Fineman,	McDonald,	Prendergast,	Wheeler,
Floyd,	McKeever,	Reibman,	Yatron,
Flynn,	McLaughlin,	Reidenbach,	Andrews,
Foerster,	Machmer,	Renwick,	Speaker
Frank,	Maxwell,	Riley,	

NAYS—98

Agnew,	Fulmer,	Kooker,	Royer,
Ashton,	George,	Korns,	Seltzer,
Auker,	Gibb,	Kubitsky,	Snare,
Barton,	Gibson,	Lee, A. M.,	Steckel,
Bell,	Goldstein,	Light,	Stevens,
Blair,	Goodrich,	Lippincott,	Stewart,
Boris,	Gramlich,	McCandless,	Stimmel,
Bower,	Guthrie,	McInroy,	Strausser,
Bowman,	Haudenshield,	Magee,	Stroup,
Brenninger,	Heffner,	Mahan,	Tompkins,
Brown,	Helm,	Markley,	Ujobai,
Buchanan,	Henzel,	Merry,	Varner,
Cooper,	Hocker,	Miller, B. Z.,	Wall,
Davis,	Holliday,	Miller, H. G.,	Weidner,
Dengler,	Horst,	Murphy, P. J.,	Whittaker,
Dennison,	Isaacs,	Murray, H. P.	Williams, A.D., Jr.,
Donahue,	Johnson, A. W.,	Murray, P. G.,	Williams, E. S.,
Donaldson,	Johnson, R.,	Naugle,	Willard,
Down,	Jones, T. H. W.,	O'Dell,	Willaredt,
Edwards,	Jump,	Odorisio,	Wilt,
Eshback,	Kee,	Ogilvie,	Wood,
Eshleman,	Keiser,	Price,	Worley,
Ewing,	Kernaghan,	Pursley,	Wynd,
Fetterolf,	Kessler,	Rigby,	Yetter,
Fox,	Knecht,		

NOT VOTING—6

Jones, G. E.,	Mullen,	Thompson,	Zimmerman,
McCormack,	Stoner,		

So the question was determined in the affirmative and the motion was agreed to.

BERKS COUNTY FARMERS' ASSOCIATION WELCOMED

The SPEAKER. The Chair welcomes to the hall of the House, the Berks County Farmers' Association. They are the guests of the Representatives from Berks County, Messrs. Luigard, Balthaser and Machmer. If the delegation is still present, will the members please rise? The Chair presumes the delegation has departed.

MEMBER WELCOMED

The SPEAKER. The Chair notes the presence in the Hall of the House of a Member from Berk's County, Mr. Roy Weidner. This is the first time he has been present in the hall of the House for sometime as a result of illness or an operation. Will the gentleman please rise so we can see how good he looks?

BUCKS COUNTY FARMERS' ASSOCIATION WELCOMED

The SPEAKER. Is there still in the House a delegation of the Buck's County Farmer's Association, members of which were in the hall of the House. They are the guests here of Mrs. Margarette S. Kooker and other Members of Bucks County delegation.

If any of the visiting delegation are in the hall of the House from either Berks or Bucks County, will they please rise?

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 103, 120 and 184.

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The Cerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 96.

An Act amending "The Second Class Township Code" approved May 1 1933 (P L 103) providing for an increase in compensation of supervisors

With the information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 96.

An Act amending "The Second Class Township Code" approved May 1 1933 (P L 103) providing for an increase in compensation of supervisors

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 2, 1959.

Resolved, (The House of Representatives concurring), that when the Senate adjourns this week, it reconvene Monday, March 9, 1959, at three o'clock p.m. EST., and when the House of Representatives adjourns this week, it reconvene Monday, March 9, 1959 at four-thirty o'clock p.m., EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON THIRD READING PASSED OVER

Mr. McCANN. Mr. Speaker, I request that the House pass over all bills on the Third Reading calendar for today's session.

Mr. SPEAKER. Without objection, the third reading bills will be passed over. The Chair hears no objection.

ANNOUNCEMENT

Mr. McCANN. There will be a Democratic Caucus in the New House Caucus Room tomorrow at 11:30 promptly.

COMMITTEE MEETINGS

BANKING AND BUILDING AND LOAN ASSOCIATIONS, Mr. Muldowney, Chairman, Room 149-B, Monday, March 2, immediately after session.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, March 3, at 9:00 a.m.

ELECTIONS AND APPORTIONMENT, Mr. Stone, Chairman, Room 323, Tuesday, March 3, at 9:00 a.m.

JUDICIARY, Mr. Rudisill, Chairman, Room 145, Tuesday, March 3, at 10:00 a.m.

LAW AND ORDER, Mr. Mills, Chairman, Room 522, Tuesday, March 3, at 10:30 a.m.

MILITARY AFFAIRS, Mr. Needham, Chairman, Room 521, Tuesday, March 3, at 10:30 a.m.

MUNICIPAL CORPORATIONS, Mr. Polaski, Chairman, Room 522, Tuesday, March 3, at 10:30 a.m.

PUBLIC HEALTH AND SANITATION, Mr. Maxwell, Chairman, Room 522, Tuesday, March 3, 11:00 a.m.

WAYS AND MEANS, Mr. Wheeler, Chairman, Room 326, Tuesday, March 3, at 10:30 a.m.

ADJOURNMENT

Mr. RILEY. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 3, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 6:12 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, MARCH 3, 1959. No. 19.

SENATE

TUESDAY, MARCH 3, 1959.

The Senate met at 12:00 o'clock, m., Eastern Standard Time.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

The PRESIDING OFFICER. The Chair wishes to state that he is presiding at the request of the President pro tempore of the Senate.

PRAYER

The Chaplain, Rev. HARRY T. RICHWINE, Pastor of the Salem Evangelical Lutheran Church, Lebanon, offered the following prayer:

Let us pray.

Almighty God, under Whose gracious providence all our days are spent, we thank Thee for the mercies and the inspirations of this day. Let not the beauty of this day, nor the glow of good health, or pride in our personal accomplishments deceive us into a false reliance upon our own strength and blind us to our constant need of Thee.

Bless each Member of this Body; those who here bow reverently before Thee, those who are prevented by duty elsewhere from joining in our prayer and those who trust in themselves that they are adequate without prayer, but who need Thy help like the rest of us.

Help us all to stand up under the strain and tensions of problems and decisions, of meetings and conferences and the many demands made upon us. Bless us, each one, according to our needs. Thou knowest our every need, for Thou knowest what we are wherever we are.

When this minute of prayer is over, let us not forget Thee in the day and the work which is to continue. Amen.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. PECHAN, further reading was dispensed with, and the Journal was approved.

STUDENTS FROM FRIENDS SELECT SCHOOL, PHILADELPHIA, PRESENTED TO SENATE

Mr. STIEFEL. Mr. President, we have with us today a group of learned visitors from Philadelphia. They are students from the seventh grade of the Friends Select School, under the supervision of their teachers, Mrs. Mary Roney and Mrs. Margaret Connover.

The PRESIDING OFFICER. The Chair is very happy to welcome to the Senate of Pennsylvania the students from Philadelphia, who are the guests of Senator Stiefel. We certainly hope that your visit with us will be both pleasant and informative to you.

STUDENTS FROM SHIPPENSBURG AREA JOINT SCHOOLS PRESENTED TO SENATE

Mr. WADE. Mr. President, I think we Members of the Senate who are located in close proximity to Harrisburg are most fortunate, indeed, because so many of our young friends from the public schools in Pennsylvania visit us.

We are today honored by having about 150 young visitors from the Shippensburg Area Joint Schools. They are here under the direction of the Assistant Principal, Mr. Harry Jacobs, and their teachers in the Problems of Democracy Class, Mr. Harold Bishop and Mr. Robert Francis.

On behalf of Senator Elliott, who represents the District where some of these young folks come from, and myself, I want to welcome them and ask if you, Mr. President, will extend the official welcome of the Senate to these students.

The PRESIDING OFFICER. The Chair is, indeed, happy to welcome the 150 visitors from the Shippensburg Area Joint School, with their teachers.

We hope, likewise, that your visit will be pleasant and informative to you.

FORMER LIEUTENANT-GOVERNOR DANIEL B. STRICKLER PRESENTED TO SENATE

Mr. BERGER. Mr. President, I would like to call to the attention of the Chair, the Members of the Senate and the visitors, the presence in the Senate Chamber of a former distinguished Lieutenant-Governor of this Commonwealth, the Honorable Daniel B. Strickler.

The PRESIDING OFFICER. The Chair is indeed happy toa welcome General Strickler, a former Lieutenant-Governor of the Commonwealth of Pennsylvania, and invites him to the rostrum to say a few words to the Body.

FORMER LIEUTENANT-GOVERNOR STRICKLER. Thank you very much.

It is grand to he here today. I feel very much at home here in these halls. I think it has been about ten years

since I have been able to visit the Senate. I assure you that I am getting a baptism of respectability by my presence. I really appreciate the opportunity of saying a few words to you and wish Godspeed in all of your work.

SENATOR JOHN P. SMEEKENS, FROM THE STATE OF MICHIGAN, PRESENTED TO SENATE

Mr. PECHAN. Mr. President, a year ago last October, Senator Whalley and I had the pleasure of visiting twenty-two foreign countries. One of our colleagues on the trip was Senator John P.—"Joe"—Smeekens, from the State of Michigan.

I am very happy that Senator Smeekens is in our presence today and wish to present him to the Chair, the Members of the Senate, the boys and girls and our other visitors. We learned to like Senator Smeekens very much and hope, Mr. President, that you will invite him to the rostrum to say a few words. Senator Smeekens is Chairman of the Labor Committee in the State of Michigan.

The PRESIDING OFFICER. On behalf of the Senate of Pennsylvania, the Chair is indeed happy to welcome to the Senate the distinguished gentleman from Michigan, Senator John P. Smeekens, and invites him to the rostrum to say a few words to our Body.

SENATOR SMEEKENS. Senator Fleming, Members of the Pennsylvania Senate and young citizens of Pennsylvania who view today's proceedings and who, in not too many years, I am sure will be assuming your place in this Pennsylvania Senate with the same distinction that you hold it today: I am always particularly pleased to see the young people in the Michigan Senate because it is as a result of their exposure to our legislative proceedings that they begin to stimulate a very keen interest in this whole matter of government. God knows, it is only a matter of time before they must carry on.

Mr. President, I shall make my comments very brief by extending to you the gretings of the automotive capital of the world; not only to you, but to your Governor, to your administrative board, to the distinguished Members of the House of Representatives and to all of the citizens of this great Commonwealth.

Senator Pechan has mentioned that both he and Senator Whalley and I, among several others, enjoyed a world tour some eighteen months ago. I might tell you that I feel very much at home with you this afternoon because, during that seven week period, I listened to all of the anecdotes, all of the parliamentary maneuverings, all of the difficulties that you in the Pennsylvania Caucuses have experienced, that you in your committees have experienced and those experiences which you have had here on these floors. I feel as though I know of your problems and I have enjoyed them.

The distinguished gentleman from Armstrong, Senator Pechan, asked that I do but one thing while I was here, and that was to stress to each of you, respectfully, the fact that he, Senator Whalley, all of those distinguished legislators who were on the tour, including myself, paid for this trip out of our own pockets. I do not know what it is that bothers Senator Pechan. My constituents have explicit faith in me, but, apparently, Senator Pechan felt it incumbent upon himself to get this thought across.

Gentlemen, you who are concerned with Pennsylvania, as we who are concerned with Michigan, have many, many similar concerns. We have been conspicuously identified with an area in this entire industrial mobilization of America which has shown us as a common partner. Pennsylvania, for a good, long while, was almost solely dependent upon its vast coal fields and upon its production in the steel industries. We, in Michigan, were dependent upon you for our sole source of industrial livelihood, with the outgrowth of the automobile. Our two States were linked together by a very vast empire, the railroad industry. What has happened in Michigan has been happening in Pennsylvania for some time. It is the reason that I have come here today, to visit with some of your people in this whole matter of business and industrial development. You, like we, have found that our failure in enjoying diversification finds us confronted today with a very serious delemma. We, in Michigan, have approximately 200,000 chronically unemployed. By "chronically unemployed," I refer to those who have exhausted unemployment compensation benefits, whose initial source of employment has either left the State or hesitated or stopped their productivity within the State and who have no sources of employment to look to. Added to that, Michigan has seen a tremendously phenomenal populational growth.

Michigan State University and the University of Michigan have been working with us hand in hand to make a study in order to determine the job opportunities that we must provide our expanding labor forces by 1970 to adequately meet their needs. We, gentlemen, have not only 200,000 chronically unemployed, but we must cultivate and stimulate in Michigan between 1,000,000 and 1,400,000 new job opportunities by 1970; one job every four minutes and a new plant every ten hours, if we are going to provide those young citizens who are coming along—just as is the case here in Pennsylvania—with job opportunities which will keep them within the State of Michigan, which will make them happy and wholesome and productive and successful citizens of our great Commonwealth.

There are two principal objectives which we have in our studies, two principal objectives which we seek to provide these people; one, to the laboring forces, the guaranteed opportunity to work; and, to the business and industrial operations of Michigan, the guaranteed opportunity to operate competitively with industries, both within and outside of our State.

If we are to achieve the one job every four minutes and if we are to achieve the one plant every ten hours for the next twelve years, it requires in our state—as certainly is the case here—a bipartisan, cross section, dedicated, deep-rooted movement of citizens like you and I, living, eating, breathing and sleeping, every resource at our disposal, to create the type of atmosphere which will permit industry and business interests to operate competitively and to provide to the laboring forces the opportunity to work.

Your State has been doing a tremendously outstanding job in this whole area of business and industrial development. We have in our great United States today fifty State laboratories, forty-nine State and one Federal laboratory, all dedicated to the same proposition. We have innumerable local governments concerned daily with that same objectivity. My prescence here this afternoon is to consult with the officials and the leaders of

Pennsylvania so that Michigan, in inaugerating its program to accomplish its objectivity of placing back on the payrolls her 200,000 chronically unemployed citizens and providing the 1,000,000 to 1,400,000 new job opportunities by 1970, will benefit from the counsel and from the difficult times which your State and your leaders have confronted themselves with during these past years. Once we start the ball rolling in Michigan, we may enjoy not only the counsel of all who are willing—as Pennsylvania has proven itself to be—to help us in our interest, but so that we will have available for our citizens an effective, dynamic program which, with bipartisan, cross-section cooperation, cannot help but achieve that success we must enjoy if we are to continue to enjoy the leadership throughout the Nation which our States have enjoyed in the years gone by.

I want to compliment each of you for your individual part in assisting the business and industrial development within this great Commonwealth of Pennsylvania. I want to further extend to you, on behalf of all the citizens of Michigan, our sincere thanks for your open-armed willingness to assist us in trying to inaugerate the type of program which I have referred to,

I want to thank you, individually, from the bottom of my heart, and personally, for your open-armed and warm reception to me. This has been as a home coming. I hope that I may enjoy many, many more such visits and thank you very much.

The PRESIDING OFFICER. Thank you, Senator Smeekens, for those very fine greetings and the talk which you gave to us from our neighboring State of Michigan.

MORRIS L. SHAFER, DEAN OF DICKINSON SCHOOL OF LAW, PRESENTED TO SENATE

Mr. EHRGOOD. Mr. President, I would like to call to the attention of the Members of the Senate the fact that we have a very distinguished guest with us today, Dean Morris L. Shafer. He is the Dean of the Dickinson School of Law, which is the oldest law school in Pennsylvania, located at Carlisle, Pennsylvania.

The PRESIDING OFFICER. The Chair is very happy to welcome to the halls of the Senate, Dean Shafer, of the Dickinson Law School. Will the Dean please stand in order for him to be recognized?

Mr. VAN SANT. Mr. President, I feel it only fair to claim pride of authorship. Dean Shafer, prior to going to Dickinson, was one of our leading attorneys in the city of Allentown, in Lehigh County. Therefore, we doubly welcome him here today.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACERS' COLLEGE

March 3, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert R. Pechan, 903 Fifth Avenue, Ford City, Armstrong County, for reappointment as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 3, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William F. Masters, R. D. 1, Breinigsville, Lehigh County, for appointment as Justice of the Peace in and for the Township of Weisenberg, Lehigh County, to serve until the first Monday of January 1960, vice George S. Rupp, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 3, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul J. Lynch, 326 Ann Street, Phoenixville, Chester County, for appointment as Justice of the Peace in and for the Borough of Phoenixville, Chester County, to serve until the first Monday of January 1960, vice Jeremiah Hennesy, deceased.

DAVID L. LAWRENCE.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, March 2, 1959.

RESOLVED (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, March 9, 1959, at THREE o'clock P.M., E.S.T., and when the House of Representatives adjourns this week, it reconvene Monday, March 9, 1959 at FOUR-THIRTY o'clock P.M., E.S.T.

RECESS

Mr. BERGER. Mr. President, I request that the Senate take a ten minute recess for the purpose of holding a meeting of the Committee on Local Government, in the Conference Room at the rear of the Senate.

The PRESIDING OFFICER. There being no objection, the Chair declares a ten minute recess of the Senate.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

Mr. KESSLER. Mr. President, I request that the Senate do now take a ten minute recess for the purpose of holding a meeting of the Committee on Finance, in the Conference Room at the rear of the Senate.

The PRESIDING OFFICER. There being no objection, the Chair declares a ten minute recess of the Senate.

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

SOUTH CENTRAL COUNCIL OF REPUBLICAN WOMEN PRESENTED TO SENATE

The PRESIDING OFFICER. The Senate of Pennsylvania is highly honored today by having here, as the guests of Senator Taylor, a group of ladies from the South Central Council of Republican Women.

On behalf of Senator Taylor and the entire Senate, the Chair welcomes you ladies. We hope you will have a very pleasant visit with us.

REPORTS FROM COMMITTEES

Mr. KOPRIVER, JR., from the Committee on Local Government reported as committed, Senate Bill No. 306, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," regulating rights and privileges of employes; providing for certain military reserve service by employes; providing for benefit payments to spouses of deceased retired employes; and further regulating distribution of funds received by the county retirement system from certain former State and municipal employes and their former employers.

He also, from the Committee on Local Government reported as committed, Senate Bill No. 324, entitled:

An Act amending the act of May 28, 1937 (P. L. 955). entitled, as amended, "Housing Authorities Law," increasing the minimum amount for which the authorities may contract or purchase without bids.

He also, from the Committee on Local Government reported as committed, Senate Bill No. 325, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the supervisors to construct or contribute money for ponds or dams for the purpose of providing water for fire protection.

He also, from the Committee on Local Government reported as committed, Senate Bill No. 326, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," providing that applicants for the position of policeman or fireman need not be residents of the borough.

He also, from the Committee on Local Government reported as committed, Senate Bill No. 327, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," further providing for the employment of a certified public accountant.

He also, from the Committee on Local Government reported as committed, Senate Bill No. 328, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," extending the jurisdiction of borough policemen to include property outside the borough owned or controlled by the borough.

He also, from the Committee on Local Government reported as committed, Senate Bill No. 339, entitled:

An Act amending the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," extending the time for authority employes to join or refuse to join the pension fund.

Mr. KELLER, from the Committee on State Government reported as amended, Senate Bill No. 118, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," increasing the compensation of certain members of the Pennsylvania State Police Force and fixing minimum subsistence allowances.

Mr. WHALLEY, from the Committee on Highways reported as committed, Senate Bill No. 264, entitled:

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of establishing, constructing and maintaining a State highway in Montgomery County.

He also, from the Committee on Highways reported as committed, Senate Bill No. 265, entitled:

An Act authorizing the Department of Highways, with the approval of the Governor, to construct a highway and to erect and maintain a bridge over the Schuylkill River, in Montgomery County, between a point in the Borough of Norristown or a township adjacent thereto, and a point in the Borough of Bridgeport or a township adjacent thereto, and to provide the necessary approaches and connections with State highways; empowering the county to pay certain damages, and making an appropriation therefor.

SENATE RESOLUTION, SERIAL No. 5, REPORTED FROM COMMITTEE

Mr. WHALLEY, from the committee on Highways, to which was referred resolution offered by Messrs. Taylor and Wade, on February 2, 1959, reported the same without amendment as follows:

URGING THE DEPARTMENT OF HIGHWAYS TO CONSTRUCT ADDITIONAL ROADSIDE RESTS NEAR STERRETTS GAP

In the Senate, February 2, 1959.

The historic and scenic region in the vicinity of Sterretts Gap, situated near the county line of Perry and Cumberland Counties, has within recent years become quite a popular resort area attracting an increasing number of citizens of our Commonwealth seeking a refuge from the fast pace of urban life and a place for many kinds of outdoor activities and recreation.

Sterretts Gap is an ideal spot to observe many wonders of nature, including abundant wild-life and heavily travelled migratory bird lanes. These natural attractions lend themselves perfectly to an atmosphere of peace and quiet A realization of this fact has increased the flow of naturalists, tourists and other persons to this region to an extent that existing roadside rests and picnic facilities are inadequate; therefore, be it

Resolved, That the Senate of the Commonwealth of Pennsylvania urge the Secretary of Highways to construct additional roadside rests in the resort area near Sterretts Gap, along State Highway Route No. 34, for the convenience, enjoyment and safety of the public; and be it further

Resolved, That a copy of this resolution be forwarded to the Secretary of Highways.

The PRESIDING OFFICER. The resolution will be laid on the table.

SENATE RESOLUTION, SERIAL No. 6, REPORTED FROM COMMITTEE

Mr. WHALLEY, from the Committee on Highways, to which was referred resolution offered by Mr. Wade, on February 4, 1959, reported the same without amendment as follows:

URGING THE DEPARTMENT OF HIGHWAYS TO STUDY REPLACING THE DESTROYED BRIDGE ON LEGISLATIVE ROUTE 21015

In the Senate, February 4, 1959.

On March 17, 1958, a bridge over the Conodoguinet Creek on Legislative Route No. 21015, which connects the Boroughs of Camp Hill and Enola, in Cumberland County, Pennsylvania, was destroyed by fire. To date, this bridge has not been replaced.

It is important that a crossing over the Conodoguinet Creek be provided somewhere in this general area. Because of the distribution of population, however, and the establishment of a new hospital in Camp Hill, it is generally believed that the construction of a new bridge on an extension of what is now known as Twenty-first Street, Camp Hill, will be more beneficial to the general public than reconstruction of the old bridge; therefore, be it

Resolved, That the Department of Highways is hereby requested to study and investigate the feasibility of replacing the destroyed bridge on Legislative Route No. 21015 in Cumberland County with a new bridge on an extension of Twenty-First Street in Camp Hill and relocating Legislative Route No. 21015 in such a manner as to more directly connect the Borough of Camp Hill over such new bridge with the Borough of Enola; and be it further

Resolved, That a copy of this resolution be transmitted to the Secretary of Highways.

The PRESIDING OFFICER. The resolution will be laid on the table.

SENATE RESOLUTION, SERIAL No. 10, REPORTED FROM COMMITTEE

Mr. WHALLEY, from the Committee on Highways, to which was referred resolution offered by Mr. Mullin, on February 10, 1959, reported the same without amendment as follows:

REQUESTING THE SECRETARY OF REVENUE TO REFRAIN FROM SUSPENDING OPERATING PRIVILEGES OF MOTOR VEHICLE OPERATORS DURING CERTAIN HOURS

In the Senate, February 10, 1959.

A great many heads of families follow the occupation of operating motor vehicles for a livelihood. Any disruption of this right to operate motor vehicles imposes great hardship on the operator and his dependents, as well as seriously impending the flow of goods and products essential to our National economy and the financial well being of this Commonwealth and its many communities; therefore, be it

Resolved, That the Senate requests that the Secretary of Revenue refrain from suspending the operating privileges of motor vehicle operations during such hours as the operators operate motor vehicles for the purpose of earning a livelihood, and restrict such suspensions to such hours as will not interfere with professional motor vehicle operation.

The PRESIDING OFFICER. The resolution will be laid on the table.

REPORTS FROM COMMITTEE

Mr. VAN SANT, from the Committee on Finance, reported as committed, Senate Bill No. 250, entitled:

An Act amending the act of April 9, 1929 (P. L. 343), entitled "The Fiscal Code," providing for additional reimbursement and procedures relative thereto in the auditing of disbursements, affairs and accounts and clarifying the provisions relating to audits.

He also, from the Committee on Finance, reported as committed, Senate Bill No. 251, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing certain procedures and providing for audits and verification of rights to reimbursements.

Mr. BERGER, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

JUSTICE OF THE PEACE

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George E. Hodgdon, Main and Bridge Streets, Alexandria, Huntingdon County, for appointment as Justice of the Peace in and for the Borough of Alexandria, Huntingdon County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Arthur M. Bready, Davisville Road, Hatboro, Montgomery County, for appointment as Justice of the Peace in and for the Township of Upper Moreland, Montgomery County, to serve until the first Monday of January 1960, vice Mary S. Leonard, deceased.

DAVID L. LAWRENCE.

MEMBERS OF THE INDIANA COUNTY BOARD OF ASSISTANCE

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Indiana County Board of Assistance:

Robert A. Bracken (Dem.), R. D. 1, Vintondale, Indiana County, until December 31, 1961, and until his successor is duly appointed and qualified, vice Harry A. Shearer, Indiana, whose term expired.

Merle L. Dickson (Prohibitionist), Black Lick, Indiana County, until December 31, 1959, and until his successor is duly apopinted and qualified, vice Frank T. Valeri, Indiana, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert O. Dewey, South Water Street, Knoxville, Tioga County, for appointment as Justice of the Peace in and for the Borough of Knoxville, Tioga County, to serve until the first Monday of January 1960, vice Lionel W. Stevens, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gerald M. Hoffert, Route 1, Mohnton, Berks County, for appointment as Justice of the Peace in and for the Township of Brecknock, Berks County, to serve until the first Monday of January 1960, vice Paul Shindel, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE MINE INSPECTORS' EXAMINING BOARD FOR THE BITUMINOUS COAL MINES OF PENNSYLVANIA

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ralph C. Beerbower, Jr., 11 Crestview Drive, Uniontown, Fayette County, for appointment as a member of the Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, vice Jesse F. Core, whose term expired.

DAVID L. LAWRENCE.

ALDERMAN

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Samuel Dorfman, 941 Quincy Avenue, Scranton, Lackawanna County, for appointment as Alderman in and for the Ninth Ward of the City of Scranton, Lackawanna County, to serve until the first Monday of January 1960, vice Samuel K. Mittleman, deceased.

DAVID L. LAWRENCE.

BILLS INTRODUCED AND REFERRED

Messrs. DONOLOW, PECHAN, CAMIEL and EHRGOOD read in place and presented to the Chair Senate Bill No. 352, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," requiring visual examinations of persons holding operators' licences and applicants for operators' licenses and learners' permits.

Which was committed to the Committee on Highways.

Messrs. DiSILVESTRO, FLEMING, WATKINS and WEINER read in place and presented to the Chair Senate Bill No. 353, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," further regulating compulsory resignation for members of the Pennsylvania State Police.

Which was committed to the Committee on State Government.

Mr. RIPP read in his place and presented to the Chair Senate Bill No. 354, entitled:

An Act amending the act of May 5, 1933 (P. L. 364), entitled "Business Corporation Law," designating certain actions by foreign corporations as "doing business" within Pennsylvania.

Which was committed to the Committee on Corporations.

Mr. SILVERT read in his place and presented to the Chair Senate Bill No. 355, entitled:

An Act making an appropriation to the Pennsylvania School for the Deaf situate in Philadelphia.

Which was committed to the Committee on Appropriations.

Messrs. SILVERT and WEINER read in place and presented to the Chair Senate Bill No. 356, entitled:

An Act amending the act of February 28, 1956 (P. L. 1154), entitled, as amended, "Incompetents' Estates Act of 1955," providing for evidence of mental condition to be submitted by deposition or affidavit of a physician or psychiatrist of any city-owned hospital or institution.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 357, entitled:

An Act amending the act of May 24, 1951 (P. L. 402), entitled "An act authorizing the court in any proceeding to establish paternity, to order the parties therein to submit to blood grouping tests, and prescribing the conditions under which such evidence may be admitted," authorizing a blood test in any proceeding involving the issue of paternity.

Which was committed to the Committee on Judiciary General.

Messrs. VAN SANT and ROONEY read in place and presented to the Chair Senate Bill No. 358, entitled:

An Act amending the act of May 15, 1939 (P. L. 134), entitled, as amended, "An act relating to fireworks; defining fireworks; prohibiting the sale, offering or exposing for sale and use of fireworks, except in certain cases: . . .," further defining fireworks.

Which was committed to the Committee on Law and Order.

Messrs. VAN SANT and WADE read in place and presented to the Chair Senate Bill No. 359, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," changing provisions relating to additional fees for special registration plates.

Which was committed to the Committee on Highways.

PERMISSION TO ADDRESS SENATE

Mr. VAN SANT asked and obtained unanimous consent to address the Senate.

Mr. VAN SANT. Mr. President, it was disheartening, after the adjournment of the 1957 Session of the Legislature, to learn that a controlled epileptic girl of my District, had been denied admission to one of our State Teachers' Colleges.

Over a period of years, we have recognized the great work which has been done by the medical geniuses of our Commonwealth and our Nation. In the field of controlled epileptics, it is unfortunate that they are not a State-wide organized group, such as the mentally handicapped and similar organizations.

Mr. President, the purpose of the bills which I am presenting on behalf of the recognized control of epilepsy, I hope will bring about State-wide relief to these people who have been under a dark cloud because of the fact that so few people know much about controlled epileptics and their capabilities.

BILLS INTRODUCED AND REFERRED

Mr. VAN SANT read in his place and presented to the Chair Senate Bill No. 360, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," providing in certain cases for the licensing of epileptics and persons suffering from other impairments.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 361, entitled:

An Act ameding the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for admission to college of certain persons.

Which was committed to the Committee on Education.

He also read in place and presented to the Chair Senate Bill No. 362, entitled:

An Act amending the act of June 2, 1915 (P. L. 736), entitled, as amended, "The Pennsylvania Workmen's Compensation Act," providing for reimbursement by the Commonwealth to employers, the State Workmen's Insurance Fund and insurance carriers for awards of compensation and expenses paid in certain cases.

Which was committed to the Committee on Labor and Industry.

Mr. ELLIOTT, on behalf of Mr. FLEMING, read in his place and presented to the Chair Senate Bill No. 363, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing boroughs to appropriate funds for certain public services.

Which was committed to the Committee on Local Government.

PERMISSION TO ADDRESS SENATE

Mr. WEINER asked and obtained unanimous consent to address the Senate.

Mr. WEINER. Mr. President, in my District in Philadelphia, we have the unique distinction—if distinction it be—of having more taprooms per square inch in an area covering about eight blocks, which is not in the central part of the city, than there are anywhere else in the State. This is supported by an independent survey, which is neither prohibitionist in its outlook nor is it part of the alcohol lobby.

It is with that view in mind that I am about to present three bills, of which I am the sole sponsor.

Also, Mr. President, I want to state publicly that this is merely an attempt to try to curb a problem which is becoming serious. These taprooms have become places where juvenile delinquents and persons who are not of the best moral character frequent.

I publicly also want to state that if the vote for prohibition ever came before us, I would definitely be against that and would so state.

This is merely an attempt to do a job which has been needed for some time. I have introduced these bills at every Session of the Legislature and, for some reason or other, persons get the opinion that we are trying to bring back prohibition. This is merely a feeble attempt to try to help a problem which has become serious before it becomes more serious and costly to the Commonwealth.

Mr. President, I would also like to present another bill, on behalf of my colleague, Senator DiSilvestro, and myself.

BILLS INTRODUCED AND REFERRED

Messrs. WEINER and DiSILVESTRO read in place and presented to the Chair Senate Bill No. 364, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "Public Assistance Law," revising the act; further providing for aid to dependent children and the placing of such children in suitable homes, setting standards for suitable homes, and establishing children's centers.

Which was committed to the Committee on Public Health and Welfare.

Mr. WEINER read in his place and presented to the Chair Senate Bill No. 365, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," limiting the number of Pennsylvania Liquor Stores in each municipality, and the issuance and transfer of retail licenses in any ward of any city of the first class, and in certain other cases, and requiring proposed sites for Pennsylvania Liquor Stores to be posted.

Which was committed to the Committee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 366, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," giving the board discretionary power in certain cases as to the issuance or transfer of licenses.

Which was committed to the Commitee on Law and Order.

He also read in his place and presented to the Chair Senate Bill No. 367, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," requiring proposed sites of Pennsylvania Liquor Stores to be posted; imposing additional requirements with respect to the issuance and transfer of retail licenses in cities of the first class; conferring addi-

tional powers on Pennsylvania Liquor Control Board regarding the issuance and transfer of retail licenses; limiting the jurisdiction of quarter sessions court on appeals from the board in certain cases; and imposing additional penalties for certain violations.

Which was committed to the Committee on Law and Order.

Messrs. WHALLEY, PECHAN, KROMER, HAYS, RUTH and WALKER read in place and presented to the Chair Senate Bill No. 368, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," further providing for the payment of salaries of employes of school districts while on sabbatical leave.

Which was committed to the Committee on Education.

Messrs. McCREESH and ROONEY read in place and presented to the Chair Senate Bill No. 369, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," providing for the appointment of examiners and the designation of official inspection stations for the inspection of motor vehicles.

Which was committed to the Committee on Highways.

Messrs. McCREESH, WEINER, DiSILVESTRO, SILVERT, MULLIN, CAMIEL, STIEFEL and DONOLOW read in place and presented to the Chair Senate Bill No. 370, entitled:

An Act amending the act of May 7, 1937 (P. L. 589), entitled, as amended, "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the first class as State highways, and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of said streets; . . . ," changing certain routes and adding certain new routes.

Which was committed to the Committee on Highways.

Messrs. KROMER, WADE and VAN SANT read in place and presented to the Chair Senate Bill No. 371, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," increasing the amount of salary compensation, or emolument which may be paid without prior vote of the board of directors.

Which was committed to the Committee on Insurance.

They also read in place and presented to the Chair Senate Bill No. 372, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," providing for deferment of payment of a portion of the salary of officers or employes for more than twelve months.

Which was committed to the Committee on Insurance.

Messrs. McMENAMIN, KOPRIVER, JR., MURRAY, LANE, WHALLEY and MALLERY read in place and presented to the Chair Senate Bill No. 373, entitled:

An Act relating to motion picture films, reels, or stereopticon views or slides; providing a system of listing the first showing of each film, reel or view and a system of registration of exhibitors, sellers, lessors and users of films, reels or views; disapproval of films, reels or views which are obscene or unsuitable for children and of advertising matter used in connection therewith; imposing powers and duties upon the Pennsylvania State Board of Motion Picture Control; and providing penalties for the violation of this act.

Which was committed to the Committee on Law and Order.

Messrs. ROONEY and VAN SANT read in place and presented to the Chair Senate Bill No. 374, entitled:

An Act amending the act of May 28, 1931 (P. L. 202), entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or non-tidal waters of any river within the Commonwealth; . . . ," changing the license year to commence the first day of January each year.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Messrs. CAMIEL, DONOLOW and KOPRIVER, JR. read in place and presented to the Chair Senate Bill No. 375, entitled:

An Act amending the act of April 6, 1951 (P. L. 69), entitled "The Landloard and Tenant Act of 1951," exempting additional property from execution by landlord for nonpayment of rent.

Which was committed to the Committee on Judiciary General.

Messrs. WEINER and McMENAMIN read in place and presented to the Chair Senate Bill No. 376, entitled:

An Act amending the act of May 14, 1907 (P. L. 197), entitled, as amended, "An act to provide for the establishing and maintenance of one or more sanatoria or colonies, in Pennsylvania, for the free care and treatment of persons suffering or suspected of suffering from tuberculosis, and making an appropriation therefor," extending its provisions to the free care and treatment of indigent persons suffering from other chronic diseases.

Which was committed to the Committee on Public Health and Welfare.

They also read in place and presented to the Chair Senate Bill No. 377, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," empowering the Department of Health to provide free care and treatment for indigent persons suffering from chronic diseases.

Which was committed to the Committee on Public Health and Welfare.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President and Members of the Senate, as most of you know, Mrs. Lane and I lost our only son, a year ago this April. My son was a student at the University of Pittsburgh Law School. He was an honor student of the undergraduate class.

I have been in the House and Senate for many, many years. During my experiences here, I have voted for appropriations to eliminate Bang's disease, hog cholera and all those sorts of things. I thought about those things during my son's illness. As a matter of fact, on January 3, 1958, my son was admitted to the Allegheny General Hospital. He was supposed to have a duodenal ulcer, ac-

cording to the medical profession. However, after a number of examinations and X-rays, they decided to perform an exploratory operation. On the night of January 3rd, the doctors operated on him and Mrs. Lane and I were given the news, in about two hours, that my son was full of cancer. The doctors had checked him since Thanksgiving Day and they were sure that he had a duodenal ulcer, brought about by tension and studying at law school. My son was quite studious; he was top man in his law class. However, he died on April 5, 1958.

In my conversation, Mr. President, with members of the medical profession, I have found that the medical profession knows very little about internal cancer. As a matter of fact, Doctor McAdams, I think, the Chief Surgeon at the Allegheny General Hospital, told me that about forty per cent of the people who were admitted to that hospital had carcinoma in some form or other. You know that John Foster Dulles is now in Washington, D. C., suffering from cancer. To my knowledge, there does not seem to be any cure.

About five weeks ago, I attended the funeral of a boy who was fifteen years of age, who died of leukemia.

Mr. President, I have arrived at the conclusion that it is just about time that government steps into this field. It will not help my son, Junior; he is dead. However, I do believe, gentlemen of the Senate, that we must take an affirmative position.

Last week in Pittsburgh, a number of specialists, from all over the United States, gathered together. As a matter of fact, there were 500 biophysicists attending a forum at the Penn-Sheraton Hotel. Doctor Robley C. Williams, a distinguished University of California scientist, said that they do not know what causes cancer. They believe it might be caused by a certain acid.

I realize that the cancer clinics are doing the best they can. However, when one has gone through what I have gone through, he has more than a passing interest in this terrible scourge to humanity.

I talked this matter over with my good friends who are sponsoring this legislation with me—Senator McMenamin, Senator Shafer, Senator Whalley and Senator Stevenson—and I decided to sponsor an appropriation bill. This bill would appropriate the amount of $2,000,000. It is for the purpose of doing something about the prevention and cure of this disease. I hope something is accomplished. I do not know where we should place this money; I do not have the least idea. Therefore, the bill is written whereby the Governor of this great Commonwealth can, as he sees fit and in his wisdom, allocate any portion or all to any university or medical school in Pennsylvania in order to permit them to try to do the job.

Senator Neuberger, of the United States Senate, came out of the hospital not long ago, suffering from cancer. I believe he sponsored a bill for $5,000,000 for the Federal Government to try to do something about this problem. I know we will get the answer some day. However, I believe all of you will agree that we must provide the funds. The people of Pennsylvania, the United States and the world would be thankful if some scientist could ever find a way to prevent or cure cancer.

Mr. President, I am, therefore, introducing this bill, on behalf of Senator McMenamin, Senator Shafer, Senator Whalley, Senator Stevenson and myself.

BILLS INTRODUCED AND REFERRED

Messrs. LANE, McMENAMIN, SHAFER, WHALLEY and STEVENSON read in place and presented to the Chair, Senate Bill No. 378, entitled:

An Act making an appropriation for cancer research to be allocated to medical schools by the Governor.

Which was committed to the Committee on Appropriations.

DELEGATION OF REPUBLICAN WOMEN FROM LEBANON COUNTY PRESENTED TO SENATE

Mr. EHRGOOD. Mr. President, today we have a great many distinguished visitors to the Hall of the Senate.

We are very fortunate I think in having with us a delegation, from Lebanon County, of the fairer sex and the most important sex. This also applies to the guests of Senator Taylor. They are attending a Regional Meeting of the Republican Women's Council of Pennsylvania. The delegation from Lebanon is composed of six members, under Mrs. Mary Wheeler, the Republican Vice-Chairman.

There is only one thing I would like to call to their attention, and that is they are sitting on the wrong side of the aisle.

The PRESIDING OFFICER. The Chair, on behalf of Senator Ehrgood and the entire Senate, certainly welcomes the delegates, from Lebanon County, to the meeting of the Republican Women's Council. We sincerely hope that you will be able to make converts on that side of the Senate.

Mr. WEINER. Mr. President, I believe, after sitting so long on the other side of the aisle, it is about time that they came over here. Perhaps, they might get a better point of view than they had before.

The PRESIDING OFFICER. You will find that they are very broad-minded.

SENATE RESOLUTION, SERIAL No. 5, TAKEN FROM TABLE

Mr. WHALLEY. Mr. President, I call from the table Senate Resolution, Serial No. 5, which was reported from committee today.

SENATE RESOLUTION, SERIAL No. 5, ADOPTED

Mr. WHALLEY asked and obtained unanimous consent for the immediate consideration of this resolution.

On the question,

Will the Senate adopt the resolution?

It was adopted.

SENATE RESOLUTION, SERIAL No. 6, TAKEN FROM TABLE

Mr. WHALLEY. Mr. President, I call from the table Senate Resolution, Serial No. 6, which was reported from committee today.

SENATE RESOLUTION, SERIAL No. 6, ADOPTED

Mr. WHALLEY asked and obtained unanimous consent for the immediate consideration of this resolution.

On the question,

Will the Senate adopt the resolution?

It was adopted.

SENATE RESOLUTION, SERIAL No. 10, TAKEN FROM TABLE

Mr. WHALLEY. Mr. President, I call from the table Senate Resolution, Serial No. 10, which was reported from committee today.

SENATE RESOLUTION, SERIAL No. 10, ADOPTED

Mr. WHALLEY asked and obtained unanimous consent for the immediate consideration of this resolution.

On the question,

Will the Senate adopt the resolution?

It was adopted.

REPUBLICAN WOMEN FROM YORK COUNTY PRESENTED TO SENATE

Mr. SEYLER. Mr. President, previously, we had a delegation from Lebanon County introduced. I just recognized the fact that we have in our presence a very lovely delegation of Republican Women from York County. They are seated in the balcony. I wanted the Members of the Senate to know that this group is here also.

The PRESIDING OFFICER. The Chair is very happy to welcome the guests of Senator Seyler. We now understand why Senator Seyler is continually re-elected.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President the expression, coined by Christ, about expelling money-changers from the temple was a measure that was required after the damage was done.

The purpose of this resolution is to keep money-changers out of the temple. I am referring to the coming centennial of the Battle of Gettysburg, when, anticipating the pilgrimage of millions of Americans to the battlefield, a lot of commercial enterprises will be invading these environs.

There is a movement in Congress to acquire new land adjacent to the Gettysburg Battlefield and I feel that it is our duty to offer a resolution of exaltation, asking our delegates in Congress to spare no effort to see that the lands are acquired so as to keep commercial interests at a distance from the battlefield and thus keep the money-changers out of the temple.

MEMORIALIZING THE PENNSYLVANIA DELEGATION IN CONGRESS TO SUPPORT LEGISLATION AND APPROPRIATIONS WHICH WILL PROTECT THE ENVIRONS OF THE BATTLEFIELD OF GETTYSBURG FROM ENCROACHMENT BY COMMERCIAL ENTERPRISES

Messrs. STIEFEL and ELLIOTT offered the following resolution (Serial No. 14), which was read as follows:

In the Senate, March 3, 1959.

The Battlefield of Gettysburg is one of the most sacred historic shrines in Pennsylvania and the United States as the scene of the great battle on July 1 to 3, 1863 which marked the turning point in the Civil War.

As the result of the initiative of Governor Andrew G. Curtin of Pennsylvania and of other Northern Governors, the site of the battle became a National Cemetery and Park which evenutally passed into the care of the Federal Government.

The plans for the continuing development of the Gettysburg National Military Park, which call for the eventual inclusion in the Park of the entire area where the battle was fought, are seriously threatened by commercial enterprises which are stimulated by the volume of visitors to the Park; therefore be it

Resolved, That the Senate of the Commonwealth of Pennsylvania hereby recommends to the Pennsylvania delegation in Congress that they support any legislation and appropriations which will protect the environs of the Battlefield of Gettysburg from encroachment by commercial enterprises and housing which may prevent the full and complete development of Gettysburg National Military Park by the National Park Service; and be it further

Resolved, That a copy of this resolution be sent to each United States Senator and Congressman from Pennsylvania.

SENATE RESOLUTION, SERIAL No. 14, ADOPTED

Mr. STIEFEL asked and obtained unanimous consent for the immediate consideration of this resolution.

Mr. STIEFEL. Mr. President, I move that the Senate do adopt Senate Resolution, Serial No. 14.

Mr. ELLIOTT. Mr. President, I second the motion.

On the question?

Will the Senate agree to the motion?

Mr. ELLIOTT. Mr. President, I should like to thank my colleague, Senator Stiefel, for the privilege of cosponsoring this resolution. I would like to call to his attention, as well as to the attention of my other colleagues in the Senate, that among the women who are here—the delegation from Lebanon and Senator Seyler's delegation from York—is a group from my Senatorial District which, as you know, embraces not only Franklin County, but Adams County.

It seems most appropriate that this resolution was introduced at this time and that Senator Stiefel should know that these people are present.

And the question recurring,

Will the Senate agree to the motion?

The motion was agreed to and the resolution was adopted.

PERMISSION TO ADDRESS SENATE

Mr. DONOLOW asked and obtained unanimous consent to address the Senate.

Mr. DONOLOW. Mr. President, just two weeks ago today, I stood on the Senate floor and introduced a bill which would provide the people of Philadelphia with Home Rule on the Blue Laws. At that time, I related the financial problems we are having in center-Philadelphia, because of the suburbanitis that we are suffering from and because of our other problems which are facing every big metropolitan city in the United States today.

I am compelled, Mr. President, today to introduce a resolution concerning a problem which further threatens the city of Philadelphia in its very existence and that is the moving of the Philadelphia baseball team, the National League Team, from Philadelphia across the river to Camden. Mr. President, we in Philadelphia today, which is one of the third largest cities in the United States and the largest city in the Commonwealth of Pennsylvania, were the proud possessors of two National League Baseball Teams. We lost one and now one remains, and we are threatened with the removal of that team.

A National League Basebal Team, Mr. President, gives any city national prestige. It affects the city's economical and financial position. I say to the Members of the Senate

here today that if Philadelphia loses its last major league team across the river to New Jersey, Philadelphia will become a bush league city and, certainly, we are fighting to avoid that situation in the great history of our city.

Mr. President, the great Governor of New Jersey and the State Administration of New Jersey are going all out to entice this baseball team across the river. The Mayor of the city of Philadelphia, the Mayor's Committee which has been appointed, the President of City Council and the City Council, itself, of Philadelphia, are doing a yeoman's job to meet this threat. However, they cannot meet it by fighting the Administration of the State of New Jersey which has put its full force and power behind it.

As I stand in the Senate here today, I will make a prediction, Mr. President, that from every indication I have received, the Philadelphia National League Ball Club is going to Camden. Therefore, on behalf of several of my colleagues, I am introducing this resolution, calling upon the great Governor of the Commonwealth of Pennsylvania to forthwith appoint a committee of ten citizens and to use the full force and effect of the machinery of the State of Pennsylvania, in conjunction with the city, to help keep the National League Baseball Team in the city of Philadelphia.

Therefore, Mr. President, on behalf of my colleagues, Senator Van Sant, whom I consider an expert on sports in the Senate, Senator Berger, Senator Barr and myself, I am introducing this resolution.

REQUESTING THE GOVERNOR TO APPOINT A COMMITTEE FOR THE PURPOSE OF DETERMINING HOW TO KEEP MAJOR LEAGUE BASEBALL IN PHILADELPHIA

Messrs. DONOLOW, VAN SANT, BERGER and BARR offered the following resolution (Serial No. 15), which was read as follows:

In the Senate, March 3, 1959.

The sport of baseball is one of the national pastimes in the lives of American citizens.

Major league baseball contributes a great deal of prestige for the city in which it is located.

The financial and economical return of major league baseball is a tremendous contribution to the community.

In the City of Philadelphia, we have just one major league baseball team remaining and recently there is a great deal of speculation that the Club may move from the City of Philadelphia.

Such action would affect the City of Philadelphia financially, economically and prestige-wise, such city being the largest in the Commonwealth of Pennsylvania and the third largest in the United States.

The State of New Jersey is putting full force and effect of its State Administration behind a move to entice the Philadelphia major league ball club into going to Camden.

The Mayor and Council of the City of Philadelphia are working with all their power and putting forth outstanding efforts to help keep the Phillies in Philadelphia and we are faced with tremendous efforts on the part of our neighboring State of New Jersey; therefore be it

Resolved, That the Senate of the Commonwealth of Pennsylvania respectfully requests the Governor of the Commonwealth of Pennsylvania to appoint a committee of ten citizens of Pennsylvania, of his own selection, for the purpose of using the full force and effect of the State Administration behind the efforts of a movement to keep the major league baseball club in Philadelphia, and to cooperate with Mayor Richardson Dilworth, with the Mayor's Committee and the City Council of Philadelphia, make recommendations and secure financial aid in order to keep the major league baseball organization in the city.

SENATE RESOLUTION, SERIAL No. 15, ADOPTED

Mr. DONOLOW asked and obtained unanimous consent for the immediate consideration of this resolution.

Mr. DONOLOW. Mr. President, I move that the Senate do adopt Senate Resolution, Serial No. 15.

Mr. VAN SANT. Mr. President, I second the motion.

The motion was agreed to and the resolution was adopted.

HOUSE CONCURRENT RESOLUTION No. 10 TAKEN FROM TABLE

Mr. BERGER. Mr. President, I call from the table House Concurrent Resolution No. 10.

On the question,

Will the Senate concur in the resolution?

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION No. 10

Mr. BERGER. Mr. President, I move that the Senate do concur in this resolution.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to and the resolution was concurred in.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE RESOLUTION, SERIAL No. 11, TAKEN FROM TABLE

Mr. BERGER. Mr. President, I call from the table Senate Resolution, Serial No. 11.

The resolution was read by the Clerk as follows:

SENATE COMMITTEE TO INVESTIGATE THE RE-DECORATION OF THE OFFICES OF CHARLES H. BOEHM, SUPERINTENDENT OF PUBLIC INSTRUCTION

In the Senate, February 16, 1959.

It is rumored from reliable sources that the Superintendent of Public Instruction, Dr. Charles H. Boehm, is in the process of expending approximately $100,000 to redecorate his suite of offices and that within the past twelve months he has remodeled rooms adjacent to his private office at a similar cost. If these rumors are true, it is difficult to understand why such extensive alterations and beautifications are being undertaken at a time when our public schools need every available dollar to carry on the education of our youth. The amount being expended, if properly applied, could undoubtedly prevent certain schools from being closed as fire hazards.

Such an expensive undertaking is certainly not in conformity with the purported economies to be effected by our new administration.

It is recognized that responsible officials of our Commonwealth should be provided with adequate offices, but a line should be drawn between that which is necessary for comfort and efficiency and that which constitutes luxury and reputed sheer waste of tax moneys; therefore be it

RESOLVED, the the President pro tempore of the Senate appoint a committee of five Senators to investigate the truthfulness of rumors relating to the re-decoration of the offices of Charles H. Boehm, Superintendent of Public Instruction, and further fiscal policies of his administration OF THE DEPARTMENT OF PUBLIC INSTRUCTION and expenditure of appropriations without budgetary limitation TOGETHER WITH THEIR EFFECT ON LOCAL SCHOOL DISTRICT FINANCING, AND THEIR EFFECT ON THE FISCAL AND EDUCATIONAL POLICIES AND PROCEDURES OF THE ENTIRE EDU-

CATIONAL SYSTEM WITHIN THE COMMONWEALTH and to determine whether or not such costly alterations and policies are necessary and defendable at this time; and be it further

RESOLVED, THAT THE COMMITTEE MAY HOLD HEARINGS, TAKE TESTIMONY AND MAKE ITS INVESTIGATIONS AT SUCH PLACES AS IT SHALL DEEM NECESSARY WITHIN THIS COMMONWEALTH. IT MAY ISSUE SUBPOENAS UNDER THE HAND AND SEAL OF ITS CHAIRMAN, COMMANDING ANY PERSON TO APPEAR BEFORE IT AND TO ANSWER QUESTIONS TOUCHING MATTERS PROPERLY BEING INQUIRED INTO BY THE COMMITTEE, AND TO PRODUCE SUCH BOOKS, PAPERS, RECORDS AND DOCUMENTS AS THE COMMITTEE DEEMS NECESSARY. SUCH SUBPOENAS MAY BE SERVED UPON ANY PERSON AND SHALL HAVE THE FORCE AND EFFECT OF SUBPOENAS ISSUED OUT OF THE COURTS OF THIS COMMONWEALTH. ANY PERSON WHO WILFULLY NEGLECTS OR REFUSES TO TESTIFY BEFORE THE COMMITTEE OR TO PRDUCE ANY BOOKS, PAPERS, RECORDS OR DOCUMENTS SHALL BE SUBJECT TO THE PENALTIES PROVIDED BY THE LAWS OF THE COMMONWEALTH IN SUCH CASES. EACH MEMBER OF THE COMMITTEE SHALL HAVE POWER TO ADMINISTER OATHS AND AFFIRMATIONS TO WITNESSES APPEARING BEFORE THE COMMITTEE: AND BE IT FURTHER

RESOLVED, That the committee so appointed shall report back to the Senate its findings and recommendations as soon as possible.

(Caps in the above resolution indicate amendments.)

On the question,

Will the Senate adopt the resolution?

AMENDMENT OFFERED

Mr. HAYS. Mr. President, I desire to offer an amendment to this resolution, and to also make a brief statement.

Mr. President and gentlemen of the Senate, may I assure you that this amendment will in no way change the express purpose of the resolution. One problem of every committee or investigation is the proper place and surroundings for its meetings and its work.

I confess that I have never been in the locale suggested in this amendment, but from reports which I have received, it would appear that it might be a most fitting place for an investigation, of which the first announced purpose is the redecoration of the office of a schoolman.

Mr. President, I now offer an amendment to this resolution, and I believe that the adoption of it would add to the effectiveness of the Wade-Stoner resolution.

The amendment was read by the Clerk as follows:

Amend Senate Resolution, Serial No. 11 (not printed), by adding after the paragraph reading, "Resolved, That the committee so appointed shall report back to the Senate its findings and recommendations as soon as possible," the following paragraph:

"RESOLVED, That the committee so appointed request the Pennsylvania Turnpike Commission to make available to it for committee meetings certain rooms and other facilities in the Pennsylvania Turnpike Building, and if such rooms and facilities are so made available to the committee, the committee shall hold at least fifty per cent of its meetings and other deliberations as a group in the said Pennsylvania Turnpike Building."

On the question,

Will the Senate agree to the amendment?

Mr. BERGER. Mr. President, I believe that the resolution authorizes the President pro tempore to name a committee from the Members of this Senate. I am sure, having the utmost confidence in his ability and perspicacity, that he will appoint men from this Body who will be able to select for themselves the place of meeting in order to carry out their duties under this resolution. If it should so happen that they would desire to use the facilities of the Turnpike Commission, I have no doubt that the courtesy would be extended to them. However, to suggest it in a formal manner does not seem to me to be extending the protocol that might be due between one body and another.

Therefore, Mr. President, I would request my colleagues to vote "no" on the amendment.

Mr. WADE. Mr. President, on the amendment presented by the distinguished colleagues, Senator Hays, who, incidentally, is a schoolman and who, I know, is vitally interested in this problem, he was rather facetious in using the name of a man who is not a Member of this Senate. I submit to him and to all the other Members of the Senate that this matter is very serious.

During the address yesterday by the distinguished Governor of this Commonwealth, the Governor told us that he had, in his proposed budget for our consideration, the sum of $844,000,000 to meet the school needs of this Commonwealth for the ensuing biennium. May I submit to you further that during the past Administration, known as the Leader Administration, moneys to the extent of $1,428,000,000 were appropriated for school purposes in this Commonwealth. This was taxpayers' money and not our money. May I say further to you that the amount of money we set aside for the Leader Administration to help the school problem in Pennsylvania was equivalent to the appropriations made for that purpose during the entire Duff Administration and the entire Fine Administration.

Now as this problem increases, men like my distinguished colleague from Centre County, Senator Hays, who has devoted his life and received his compensation largely through school activities, should be more serious about this matter and should not offer an amendment to a resolution of this kind which is facetious. That is out of order entirely.

I say to you that any problem that has grown from $92,000,000 in twenty years to $844,000,000 of State moneys is one deserving of most serious consideration.

I, therefore, join with Senator Berger in asking all my colleagues on this side of the Senate to vote down the amendment offered facetiously by a schoolman from the State of Pennsylvania, Senator Hays.

Mr. BARR. Mr. President, I do not know whether the amendment is facetious. However, I have been in the Turnpike Commission Building and it is gorgeous.

I was not a member of the General State Authority and no Member on this side was a member of the General State Authority, but the money was appropriated to build this gorgeous building. I think the committee should go out to the Turnpike Commission Building and make a comparison, because I have seen this room in the Department of Public Instruction. By so doing, they could see where we are saving money; whereas, at the time they built the Turnpike Commission Building, I think they wasted money.

Mr. President, for Senator Wade to say that we have

spent more on education during the four years of Governor George M. Leader, and that we will spend more now during the two years of Governor David L. Lawrence, is true, but who sponsored the bill for these increases? It was sponsored by the Republicans in 1949 and, as you know, every two years an additional $70,000,000 debt is added onto the people of this Commonwealth for public education costs. I am not objecting to that, but I think the record should be kept straight. A bill was passed in 1949 providing that each two years, up to and including this year, 1959, the school debt for reimbursement to the teaching units would be increased by some seventy-odd million dollars. No Governor, whether you have five Governors or McGonigle and Lawrence, can change that debt.

I want you to know that I am happy to vote for this resolution because I just want the people to know that when you got up and said these were allegations and rumors, they were just that.

Mr. MULLIN. Mr. President, I desire to interrogate the sponsor of this resolution, the gentleman from Cumberland, Senator Wade.

The PRESIDING OFFICER. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. Wade. Mr. President, for the information of the Members of the Senate, there are three sponsors to this resolution. Does the Senator from Philadelphia, Mr. Mullin, desire to interrogate us all?

The PRESIDING OFFICER. Senator Mullin, which sponsor do you prefer?

Mr. MULLIN. Senator Wade, Mr. President.

The PRESIDING OFFICER. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will be delighted to be interrogated, Mr. President.

Mr. MULLIN. Since the time when this resolution was introduced, have the reliable sources from whom these rumors came been disclosed?

Mr. WADE. Yes, Mr. President. If I may, I will give you a little further information.

I am delighted that my colleague has asked that question because the Superintendent of Public Instruction, Doctor Boehm, has partly answered this question by stating in an article published in a Harrisburg paper, the Patriot, under date of February 19, 1959, the following:

"Budgetary reductions by the 1957 Legislature, however, cut the program short, with the result that some unused partitions" and so forth and so forth.

I gave you some figures on the amounts of those appropriations, which were far in excess of anything given to a previous Administration.

According to the newspaper report, the Governor went over to see the Superintendent's office and they could find a total amount of $28,900,000 in the Superintendent's individual office. The Superintendent further admitted the expenditure of $129,048 which this Legislature did not appropriate for that purpose. Does that answer the gentleman's question?

Mr. MULLIN. Not exactly, Mr. President, but I will have to accept it.

Now this committee is investigating not only an alleged $100,000 to redecorate an office, which I did not hear stated in your reply. You did not say that this money was spent to redecorate an office of the Superintendent. That was my question. I wanted to determine whether or not you have any reliable source which stated that the Superintendent would spend $100,000 to redecorate his offices.

Mr. WADE. May I say to the gentleman, in answer to his interrogation, that it comes from reliable sources now. I did not want to accuse anyone of giving figures which I did not know to be a fact. However, I want you to know that I consider Doctor Boehm reliable and the figures I gave were his figures. He said that he spent $129,000, and I shall take Doctor Boehm's word until I find out differently. However, he spent at least that amount of money.

Mr. MULLIN. I understood that Doctor Boehm was building an audio-visual laboratory to test the programs that are supposed to be made available to the Department of Public Instruction and that, I would say, is not redecorating an office. I am speaking specifically of redecorating an office; refurnishing it, making it more beautiful and things of that sort.

Have you found any sources which state that there is $100,000 being spent for that purpose?

Mr. WADE. Mr. President, I might answer the gentleman by saying "yes."

Mr. MULLIN. Will you disclose those sources?

Mr. WADE. Not until we are authorized by this resolution to look into the matter and find that those rumors, as he states, or statements which I now believe to be absolutely correct, are proven.

Mr. MULLIN. Mr. President, this resolution is a Senate Resolution and it goes far beyond that type of an investigation.

It goes so far as to give the committee the power to hold hearings, take testimony, make investigations it should deem necessary, issue subpoenas, commanding people to appear before it, to produce books, papers and records and so on.

Does this particular resolution carry any appropriation?

Mr. WADE. It does not, Mr. President. I think the gentleman is perfectly able to decide that for himself.

May I say in answer to his over-all interrogation, which has not been too clear-cut in that he wanted to divulge, if there is nothing wrong in this Department then an investigation can do no harm. As my distinguished colleague brought out, there is no appropriation. In other words, we are spending no more of the State's money, so why should they be fearful of an investigation?

I think that Doctor Boehm—as Senator Barr said awhile ago— and every member of the Senate on the Democratic side, particularly, would be anxious to prove to the citizens of Pennsylvania that every penny we appropriate to the Department of Public Instruction is being properly spent.

Mr. MULLIN. May I ask the Senator whether he expects this resolution to cost the Commonwealth of Pennsylvania any money?

Mr. WADE. May I ask him, Mr. President, to repeat his question.

The PRESIDING OFFICER. Will the gentleman please repeat his question?

Mr. MULLIN. Will the Senator advise us whether he expects this investigation to cost the Commonwealth of Pennsylvania any money?

Mr. WADE. Mr. President, it is altogether possible that this will save—not cost, but save—the citizens of Pennsylvania many, many tax dollars.

Mr. MULLIN. Well, do you expect this particular investigation to cost the Commonwealth of Pennsylvania any money?

Mr. WADE. I do not expect that it will. I cannot answer that definitely.

Mr. MULLIN. Do you expect that there will be no appropriation attached to this investigation at all?

Mr. WADE. I have already answered that question, Mr. President.

Mr. MULLIN. Mr. President, in a short while we will be holding hearings on the budget, which will include the budget for the Department of Public Instruction. I think that all the questions which could be asked by such an investigation as this could be asked at those budget hearings. The budget hearings are public hearings. I assume that that would be the appropriate place to ask these questions and conduct this investigation.

For that reason, I deem this particular resolution, at this time, to be, first of all, unnecessary; second of all, it is going to be costly and could wind up in costing the Commonwealth of Pennsylvania a very large sum of money. Therefore, since it is based on rumor and since there is not one direct charge which is based on any known fact, I want to say that I expect to vote against this resolution.

Mr. HAYS. Mr. President and Members of the Senate, I want to express my appreciation to the Senator from Cumberland for expressing his confidence in me as an educator. I also want to say that I do regard this resolution as a very serious one. I think education is the most important business in Pennsylvania, and I think it is important that this resolution be carried out so that education is put in the proper perspective with other agencies of State Government.

Mr. SEYLER. Mr. President, I think my remarks are in order on the amendment inasmuch as they are comments on the remarks made by Senator Wade.

I first of all, would like to say that if Senator Mullin's interrogation did not seem to the gentleman clear-cut, the gentleman's answers to Senator Mullin's latter questions about possible costs of the investigation did not seem to me any more clear-cut.

I was a bit surprised, Mr. President, at the vehemence with which Senator Wade greeted the suggestion in the amendment offered by Senator Hays. His usual savoir-faire and aplomb seemed to desert him there for just a moment. That seemed curious to me because there are rather humorous aspects, as well, in the whole allegations brought by the Senator from Cumberland. We all know the devotion of the Senator to his constituents. I believe there is a constituent of the Senator's involved in this case, and we all honor him for the way he is trying to carry out his duty, or his obligation perhaps, as he sees it, to a constituent in promulgating these allegations and rumors.

However, it does have its humorous aspect in the fact that the Senator comes to this Senate with only undisclosed sources and unverified allegations and rumors, some of which have been answered—certainly to the satisfaction of most of the people I have spoken with—already without an investigation. Therefore, I would simply like to remark that the vehemence and the lack of humor with which he greeted the suggestion made in the amendment offered by Senator Hays were rather surprising to one who knows the Senator as well as I do.

And the question recurring,

Will the Senate agree to the amendment?

(A voice vote having been taken, the question was determined in the negative.)

And the question recurring,

Will the Senate adopt the resolution?

SENATE RESOLUTION, SERIAL No. 11, ADOPTED

Mr. BERGER. Mr. President, I move that the Senate adopt this resolution.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President and Memebrs of the Senate, Senator Wade's resolution reminds me of the speech which Senator McGinnis has made on the floor of this Senate many, many times regarding suspicion and rumors. That is all that is contained in the resolution.

I understand that Senator Wade now has some facts. As a matter of fact, he mentioned something written in the Harrisburg Evening News. I would like very much to have the honor and privilege of interrogating the distinguished gentleman from Cumberland, Senator Wade.

The PRESIDING OFFICER. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will, Mr. President.

Mr. LANE. Do you claim now that you really have some facts in regard to the operation of the Department of Public Instruction?

Mr. WADE. Mr. President, let me say to the gentleman—

Mr. LANE. Just a moment, Senator Wade. I would just like you to answer the question, "yes" or "no," and not make a speech. If you do make a speech, you always becloud the issue.

Mr. WADE. I would like to inquire of the Chair, Mr. President, as I undestand it and according to our rules, all interrogations go through the Chair. I do not answer the gentlemen direct, nor do they interrogate me direct. According to our rules of parliamentary procedure, all interrogations go through the Chair.

The PRESIDING OFFICER. That is correct.

Mr. WADE. Then let me answer the gentleman from Washington, Senator Lane, by saying that he did misunderstand me. It was not the Harrisburg Evening News; it was the Harrisburg Patriot. Secondly, Doctor Boehm, in that newspaper, admitted the expenditure of about $130,000 for his offices. If I had the privilege now of interrogating Senator Lane, wihch I do not have, I would certainly ask him whether he voted for an appropriation of that size for the remodeling of offices in the Department of Public Instruction.

Mr. LANE. Mr. President, may I further interrogate the gentleman from Cumberland, Senator Wade?

The PRESIDING OFFICER. Will the gentleman from Cumberland, Mr. Wade, permit himself to be further interrogated?

Mr. WADE. I will, Mr. President.

Mr. LANE. In view of your statement, Senator Wade, do you not think it would be proper now to amend your resolution and set forth this fact in the resolution, as you

just stated on the floor? Do you not think that would be proper?

Mr. WADE. Mr. President, I think the gentleman's point is well taken and the amendment—we are just a day ahead of him—is already in the resolution. This led into such a wide declaration of facts from members of the Department of Public Instruction that we have broadened the resolution. I sincerely hope that the gentleman from Washington has read the remodeled or amended resolution, which I think he holds in his hand.

Mr. LANE. May I say first that I have read the resolution in detail and there are a number of things which I do not understand; primarily, some of the statements which were made in the newspaper, and I believe you made the statements.

Is it true, Senator Wade, that Representative Stoner's brother was dismissed from the Department of Public Instruction?

Mr. WADE. That is true, Mr. President, as I understand it.

Mr. LANE. Is it also true that Representative Stoner's brother had an increase in his appropriation in the amount of $970,000 which was not justified?

Mr. WADE. Mr. President, I am not at all familiar with the breakdown of the Department's appropriation. I gave over-all figures a few moments ago.

Mr. LANE. According to a newspaper account, —— and I will read this —— it says:

"The Cumberland County Republican claimed that many career employees in the Department were fired from the Administration of former Governor Leader and that these people should be called in before a Legislative Committee and given an opportunity to tell their stories."

Did you make that statement? Is that correct?

Mr. WADE. Mr. President, I would say that that is substantially correct, although I do not recall it at this time. However, I am giving the gentleman the benefit of the doubt.

Mr. LANE. Frankly, I had planned on voting in favor of this resolution. However, it appears to me that this is a question of political sour grapes. Do you agree with that?

Mr. WADE. Mr. President, I certainly do not agree with that. Since the gentleman has made the interrogation, may I extend my answer to the extent of reading a letter from a current employee in the Department of Public Instruction? Obviously, however, I will refrain from giving the name because I presume that if I did give this name because I presume that if I give this name and make it public, certainly the party's future employment in that Department would be short.

With your permission, Mr. President, and with the permision of the gentleman from Washington, I shall read the letter:

> "Dear Senator:
>
> "I am so glad you have the courage to investigate Doctor Boehm. Few of we people in the Department of Public Instruction can speak out because our jobs are at stake. Here is a situation which I report to you.
>
> In June 1958 there was the usual bureau meeting of Curriculum Administration with Doctor Mellman presiding. He spoke of the campaign for Democrat financial contributions and said, 'You are requested to make a payment in appreciation for your employment and for your future job security.'
>
> "Mr. Stoner asked Doctor Mellman to repeat that statement which he did. Then Mr. Stoner said, 'Doctor Mellman, you have just demanded a political contribution from State employees paid from Federal funds. These people are covered by the Federal Hatch Act and may make a voluntary contribution, but may not be solicited under threat of dismissal.'
>
> "There was a half-hour discussion, with the staff supporting it. Then Doctor Mellman called in Doctor Bryan to explain the situation. Doctor Bryan declared that this was an order from the front office and apologized for invading the rights of people paid by Federal funds."

Mr. President, I have many other letters which I will read if the gentleman insists, all of which indicate to me that there is a ri ht to ask for an investigation. If there is nothing to fear, the gentleman on the other side should be the first to vote for this resolution.

Mr. LANE. You talked about political contributions. You have been around here a long, long time and I am quite sure you can answer this question. Prior to the Democratic Administrations, did any of the employees of the Department of Public Instruction make any political contributions?

Mr. WADE. Mr. President, I cannot answer that. I do not receive a record, although I wish Senator Barr would give me a record because he and I represent the same District across the river. I wish Senator Barr would give me a record of the State employees who make these contributions. I think he is unfair in withholding that information from me.

Mr. BARR. Mr. President——

The PRESIDING OFFICER. Will the gentleman from Washington, Mr. Lane, yield the floor to Senator Barr?

Mr. LANE. I will, Mr. President.

Mr. BARR. Mr. President, I just remembered one thing, and that is that last year Senator Wade told me that he wanted to have his $50 dinner before Senator Taylor's.

Mr. LANE. Mr. President, may I further interrogate the gentleman from Cumberland, Senator Wade?

Mr. BERGER. Mr. President, I do not wish to intrude upon the delicacies of debate in this matter, but it would seem to me that the subject matter now being delved into is that which is called for by the resolution, after the resolution is adopted and the committee appointed.

I would like to point out to the Chair that these matters go more to the subject matter after —— and if —— the resolution is adopted. I would suggest that they might be slightly to the left of order.

The PRESIDING OFFICER. The point of order is well taken.

Mr. LANE. Mr. President, I was just rebutting on Senator Wade's statement in regard to political contributions by the Democrats. I thought it was proper to interrogate him in regard to political contributions made by the Republicans in the Department of Public Instruction.

Of course, I am discontinuing that particular line, but I would like to ask Senator Wade one more question, if I may.

The PRESIDING OFFICER. Will the gentleman from Cumberland, Mr. Wade, permit himself to be further interrogated?

Mr. WADE. I will, Mr. President.

Mr. LANE. Do you plan on asking the President pro tempore for a seat on this special committee?

Mr. WADE. Mr. President, I shall not ask —

Mr. BERGER. Mr. President, I submit that that is entirely out of order. Senator Wade has no discretion as to the appointment of this committee. The resolution calls for the appointment by the President pro tempore. I am sorry.

The PRESIDING OFFICER. The point of order is well taken. The discretion lies entirely with the President pro tempore.

Mr. LANE. Mr. President, may I interrogate the Chair?

The PRESIDING OFFICER. The gentleman will proceed.

Mr. LANE. Mr. President, do you have knowledge as to whether or not the President pro tempore has already appointed a committee from the Senate?

The PRESIDING OFFICER. The Chair has no knowledge of that, sir. The Chair does not know who the President pro tempore will appoint.

Mr. LANE. Thank you very much.

Mr. President and Members of the Senate, I can see that we are going to be confronted with some parliamentary moves here today, in order to keep down the interrogation. This is only natural. I can understand their position. However, I would like to make the comment that, in the first place, the Department of Public Instruction is audited by its own auditors. It seems to me we now have legislation on the statute books, or will have very shortly, which will cover another audit of the Department of Public Instruction by the Auditor General's Office.

Any resolution which is submitted to this Senate, based on rumor, to my way of thinking, appears to be a fishing expedition. The crux of this whole thing is the fact that a number of employees in the Department of Public Instruction, in all probability, might have been dismissed. They might have been of the Republican faith. For that reason, it appears that they are now after Doctor Boehm. During my interrogation of the gentleman from Cumberland, Senator Wade, he said that he might have made this statement whereby these few employees were fired under the Administration of Governor Leader and that they should be called in before a legislative committee to tell their stories. That sort of smells a little bit of politics. I dislike very much to make that statement, but it appears that way.

Frankly, Mr. President, I feel that Doctor Boehm, in my opinion, is a great educator. I am even going to vote for Senator Wade's resolution. However, I still say it certainly is political.

Mr. WEINER. Mr. President, following the policy which we have always followed on this side of the aisle, we have nothing to hide and if there is anything wrong or should be weeded out, I think we should know it. I am just sorry that this resolution is based on rumor and not based on facts that are available to the committee. I think that if Senator Wade has the facts, he should amend this resolution to so state these facts in order for us to have them before us when we begin this investigation, rather than going into rumors and gossip.

Therefore, Mr. President, on behalf of the Memebers on this side of the aisle, I ask that they vote in favor of this resolution because we would be interested in getting the facts and the information if it is available.

Mr. McMENAMIN. Mr. President, I rise to speak in support of this resolution for three reasons, the first of which is that when I look at the sponsors of it and I see, in addition to my good friend, Senator Wade, that the two co-sponsors are Senator Kessler and Senator Propert, I am not a bit worried about anybody spending or wasting any taxpayers' money in this investigation. I thing all of us know that no two Senators have had a greater regard for careful spending of public money since they have been here, or have been more frugal in trying to search for economy in government than Senator Kessler and Senator Propert. I think the resolution is in good hands if they are part of the guiding spirit behind this resolution.

Secondly, Mr. President, although the original language is perhaps unfortunate in that the word "rumor" is used, I think the amendment to the resolution has corrected that in spirit certainly if not in form. It has been broadened to extend its scope to an investigtion of the fiscal policies of the administration of the Department of Public Instruction. All of us dislike investigating merely on rumor, but, as I say, I believe that was perhaps originally just an unfortunate choice of words and the amendment has cleared that up.

I believe, in general terms, that an investigation such as this now contemplates is salutary. It has a beneficial effect not only in the department which is being discused, but throughout government here on the Hill. Too often, as all of us know, many public employees become, after years of service, somwhat dictatorial and arbitrary in their decisions on a day-to-day basis. That gives rise to what we know in America as bureaucracy. I do not know of another department in this Capitol that has a greater percentage of career employees than the Department of Public Instruction. I know from my own experience, and I am sure all of us have had similar experience, that there have been many instances of arbitrary and dictatorial action on the part of some of the employees of the Department of Public Instruction. I believe it is difficult, since we are in Session only every other year, to exercise the full control that we, as Members of the Legislature, should exercise over the departments to which we appropriate the people's money.

Mr. President, an additional reason why I am supporting this resolution is that since I have been in Harisburg it seems to me that the Department of Public Instruction has been the sacred cow down here, about which nobody could raise any questions. Too many times, I think they tried to indicate to all of us that just because they all have doctors' degrees, they were beyond question and beyond reproach. I think it is a good time to launch a discussion with the officials of the department on their spending policies. All of us heard, yesterday, Governor Lawrence's Budget Address in which forty per cent of this budget is going to the Department of Public Instruction. Perhaps we should have a full scale discussion on the spending by the Department of Public Instruction of so much of the taxpayers' money.

Thirdly, Mr. President, if there has been waste, as is charged here, — and certainly all of us have heard other instances of such spending — then I am sure no one would welcome this investigation and bringing to light such expenditures any more than Governor Lawrence. We all know that Governor Lawrence has launched an austerity program for the State. He has asked the heads of all departments to cut down unnecessary and not vital spending until the biennium ends. I think the Governor is searching sincerely and constantly for ways to cut this

budget. I think we can be of real service to the Administration and to the people if we can turn up any frills, fads or unnecessary spending of money in this Department which can be cut out of this budget.

Therefore, Mr. President, I will vote in favor of this resolution.

Mr. STIEFEL. Mr. President, I, too, am going to vote for this resolution, although I believe this is going to be an alchemical job, like medieval chemistry; making out of smoke, fire.

However, I know that in this body there are some capable attorneys who are able, by incisive questioning, to bring out the facts. For this reason, I am hopeful that the truth will come to the surface, but I pray that the membership of that committee will consist of the cream of the legal brains of the Senate so that they can conduct a speedy and incisive investigation.

And the question recurring,

Will the Senate agree to the motion?

Mr. MULLIN. Mr. President, I wish to be recorded as voting "no" on this resolution.

The PRESIDING OFFICER. The gentleman will be so recorded.

Mr. SEYLER. Mr. President, I would like the record to show that I voted in opposition to this resolution.

The PRESIDING OFFICER. It will be so noted on the record.

Mr. SILVERT. Mr. President, I wish to be recorded as voting "no" on this resolution.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the affirmative and the resolution was adopted.)

The PRESIDING OFFICER. The Chair now turns the gavel over to the President pro tempore of the Senate.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

The PRESIDENT pro tempore. Gentlemen, since the skirmish is over, I think we are all grateful that Senator Dent went to Washington because it could have developed into a real war.

COMMITTEE APPOINTED PURSUANT TO SENATE RESOLUTION, SERIAL No. 11

The PRESIDENT pro tempore. The Chair announces the appointment of the following committee, pursuant to Senate Resolution, Serial No. 11: the gentleman from Cumberland, Mr. Wade; the gentleman from Montgomery, Mr. Propert; the gentleman from Lebanon, Mr. Ehrgood; the gentleman from York, Mr. Seyler; and the gentleman from Centre, Mr. Hays.

BILL SIGNED

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the following bill:

House Bill No. 96, Printer's No. 15.

The PRESIDENT pro tempore. The Chair now invites the gentleman from Allegheny, Senator Fleming, to the rostrum to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

REPORT FROM COMMITTEE

Mr. BARR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BARR, from the Committee on Rules, reported as amended, Senate Bill No. 309, entitled:

An Act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment term of office, or of service, removal and manner of filling vacancies; fixing the salary of the Director of the Legislative Reference Bureau; and making appropriations.

SENATE CONCURRENT RESOLUTION, SERIAL No. 105, TAKEN FROM TABLE

Mr. BERGER. Mr. President, I call from the table Senate Concurrent Resolution, Serial No. 105.

On the question,

Will the Senate adopt the resolution?

SENATE CONCURRENT RESOLUTION, SERIAL No. 105, ADOPTED

Mr. BERGER. Mr. President, I move that the Senate do adopt this resolution.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to and the resolution was adpoted.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

Mr. BERGER asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. BERGER and Mr. TAYLOR,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

JUSTICE OF THE PEACE

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George E. Hodgdon, Main and Bridge Streets, Alexandria, Huntingdon County, for appointment as Justice of the Peace in and for the Borough of Alexandria, Huntingdon County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

February 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Arthur M. Bready, Davisville Road, Hatboro, Montgomery

County, for appointment as Justice of the Peace in and for the Township of Upper Moreland, Montgomery County, to serve until the first Monday of January 1960, vice Mary C. Leonard, deceased.

DAVID L. LAWRENCE.

MEMBERS OF THE INDIANA COUNTY BOARD OF ASSISTANCE

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Indiana County Board of Assistance:

Robert A. Bracken (Dem.), R. D. 1, Vintondale, Indiana County, until December 31, 1961, and until his successor is duly appointed and qualified, vice Harry A. Shearer, Indiana, whose term expired.

Merle L. Dickson (Prohibitionist), Black Lick, Indiana County, until December 31, 1959, and until his successor is duly appointed and qualified, vice Frank T. Valeri, Indiana, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert O. Dewey, South Water Street, Knoxville, Tioga County, for appointment as Justice of the Peace in and for the Borough of Knoxville, Tioga County, to serve until the first Monday of January 1960, vice Lionel W. Stevens, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gerald M. Hoffert, Route 1, Mohnton, Berks County, for appointment as Justice of the Peace in and for the Township of Brecknock, Berks County, to serve until the first Monday of January 1960, vice Paul Shindel, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE MINE INSPECTORS' EXAMINING BOARD FOR THE BITUMINOUS COAL MINES OF PENNSYLVANIA

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ralph C. Beerbower, Jr., 11 Crestview Drive, Uniontown, Fayette County, for appointment as a member of the Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, vice Jesse F. Core, whose term expired.

DAVID L. LAWRENCE.

ALDERMAN

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Samuel Dorfman, 941 Quincy Avenue, Scranton, Lackawanna County, for appointment as Alderman in and for the Ninth Ward of the City of Scranton, Lackawanna County, to serve until the first Monday of January 1960, vice Samuel K. Mittleman, deceased.

DAVID L. LAWRENCE.

A motion was made by Mr. BERGER and Mr. KOPRIVER, JR.,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler,	Pechan,	Taylor,
Camiel,	Kopriver, Jr.,	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Walley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. BERGER. Mr. President, I move that the Executive Session do now rise.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Mr. BERGER. Mr. President, may we be at ease a few moments?

The PRESIDING OFFICER. The Senate will be at ease.

(The Senate was at ease.)

CALENDAR

BILL ON FINAL PASSAGE

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 151, Printer's No. 163, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 3, Printer's No. 3, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 32, entitled:

An Act amending the act of July 20, 1953 (P. L. 550), entitled "An act providing for and regulating the annexation of parts of a second class township to boroughs cities and townships," fixing the time when annexation takes effect and further providing for the payment of costs.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Kalman,	Miller,	Stevenson,
Berger,	Keller,	Mullin,	Stiefel,
Blass,	Kessler,	Murray,	Taylor,
Camiel,	Kopriver, Jr.,	Pechan,	Van Sant,
Chapman,	Kromer,	Propert,	Wade,
Confair,	Lane,	Ripp,	Wagner,
DiSilvestro,	Madigan,	Rooney,	Walker,
Donolow,	Mahady,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Walley,
Elliott,	McCreesh,	Scott,	Wolfe,
Flack,	McGinnis,	Shafer,	Fleming,
Harney,	McMenamin,	Silvert,	Presiding Officer

NAYS—3

Hays,	Seyler,	Weiner,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 74, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945," authorizing Authorities in certain cases to install water meters on properties connected with the sewer system of the Authority.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Barr,	Kopriver, Jr.,	Murray,	Stevenson,
Camiel,	Kromer,	Pechan,	Stiefel,
DiSilvestro,	Lane,	Propert,	Van Sant,
Donolow,	Madigan,	Ripp,	Wade,
Elliott,	Mahady,	Rooney,	Wagner,
Flack,	Mallery,	Ruth,	Walker,
Harney,	McCreesh,	Sarraf,	Watkins,
Hays,	McGinnis,	Scott,	Weiner,
Kalman,	McMenamin,	Seyler,	Walley,
Keller,	Miller,	Shafer,	Wolfe,
Kessler,	Mullin,	Silvert,	Fleming, Presiding Officer

NAYS—6

Berger,	Chapman,	Ehrgood,	Taylor,
Blass,	Confair,		

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order

The Senate proceeded to the third reading and consideration of Senate Bill No. 161, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," providing an additional procedure for creating cities authorizing elections and permitting selection of a form of city government in such cases from among several optional plans and conferring powers and imposing duties on courts of quarter sessions, county board of elections and corporate authorities of towns, townships and boroughs.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler,	Pechan,	Taylor,
Camiel,	Kopriver, Jr.,	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Walley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order

The Senate proceeded to the third reading and consideration of Senate Bill No. 162, entitled:

An Act amending the act of June 26, 1931 (P. L. 1379), entitled "Third Class County Board Assessment Law," providing for and regulating appeals from valuations and assessments of real property the first year any county makes a complete reassessment of real property in conjunction with a permanent system of records and imposing certain temporary restrictions on political subdivisions using the county assessments for taxation purposes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler,	Pechan,	Taylor,
Camiel,	Kopriver, Jr.,	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Walley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order

The Senate proceeded to the third reading and consideration of House Bill No. 167, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the regulation of junk dealers, junk yards and scrap yards.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler,	Pechan,	Taylor,
Camiel,	Kopriver, Jr.,	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Walley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order

The Senate proceeded to the third reading and consideration of Senate Bill No. 175, entilted:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing the purchase of public liability insurance.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler,	Pechan,	Taylor,
Camiel,	Kopriver, Jr.,	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Walley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order

The Senate proceeded to the third reading and consideration of Senate Bill No. 237, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing boroughs to construct storm sewers and other drainage facilities.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler,	Pechan,	Taylor,
Camiel,	Kopriver, Jr.,	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Walley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order

The Senate proceeded to the third reading and consideration of Senate Bill No. 255, entitled:

An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler,	Pechan,	Taylor,
Camiel,	Kopriver, Jr.,	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Walley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order

The Senate proceeded to the third reading and consideration of Senate Bill No. 256, entitled:

An Act amending the act of July 28 1953 (P. L. 723), entitled "Second Class County Code," authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler,	Pechan,	Taylor,
Camiel,	Kopriver, Jr.,	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Walley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order

The Senate proceeded to the third reading and consideration of Senate Bill No. 266, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," further providing for salaries of mayor and councilmen in newly created cities.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler,	Pechan,	Taylor,
Camiel,	Kopriver, Jr.,	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Walley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 42, entitled:

An Act Authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WEINER offered the following amendment:

Amend Section 1, page 3, lines 2 and 3, by striking out "twenty-seven million five hundred Thou-" in line 2 and "sand dollars ($27,500,000)" in line 3, and inserting: "thirty-five million dollars ($35,000,000)"

It was agreed to.

The section was agreed to as amended.

The second and third sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 44; and

Senate Bill No. 45, Printer's No. 45.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

The Senate proceeded to the second reading and consideration of Senate Bill No. 100, entitled:

An Act providing for the compilation and publication by the Legislative Reference Bureau of a work containing the several constitutions of the Commonwealth defining the bureau's powers and duties in connection therewith and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RE-REFERRED

Mr. BERGER. Mr. President, I move that Senate Bill No. 100, the bill just read, be re-refered to the Committee on Appropriations.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 132, entitled:

An Act authorizing the Department of Public Welfare with the approval of the Board of Trustees of the Hollidaysburg State Hospital to contract with the Borough of Hollidaysburg and the Hollidaysburg Sewer Authority for improvements and extensions to the sewerage collection system and treatment plant and the use thereof by the Hollidaysburg State Hospital and the payment of part of the cost and maintenance thereafter and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RE-REFERRED

Mr. BERGER. Mr. President, I move that Senate Bill No. 132, the bill just read, be re-referred to the Committee on Apprpriations.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 141, Printer's No. 323, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 158, entitled:

An Act amending the act of July 15, 1957 (P. L. 932), entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor Lancaster County for the use of the Millersville State Teachers College and making and appropriation" by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 173, entitled:

An Act amending the act of April 25, 1929 (P. L. 723) entitled "An act regulating the investment of funds by administrative departments * * *" increasing the investment prowers of State administrative departments boards commissions or officers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 227, entitled:

An Act amending the act of July 12, 1919 (P. L. 941) entitled "An act providing for the preparation contents style printing and binding of the Legislative Journal and its delivery and distribution * * *" changing provisions relating to the contents of the Legislative Journal.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 261, entitled:

An Act amending the act of April 27, 1927 (P. L. 465) entitled as amended "Fire Safety Building Regulation Law" providing exemptions from certain provisions of the act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

LEAVE OF ABSENCE

Mr. BARR asked and obtained leave of absence for tomorrow's Session in order to attend a funeral.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 118, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," increasing the compensation of certain members of the Pennsylvania State Police Force and fixing minimum subsistence allowances.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 250, entitled:

An Act amending the act of April 9, 1929 (P. L. 343), entitled "The Fiscal Code," providing for additional reimbursement and procedures relative thereto in the auditing of disbursements, affairs and accounts and clarifying the provisions relating to audits.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 251, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing certain procedures and providing for audits and verification of rights to reimbursements.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 264, entitled:

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of establishing, construcing and maintaining a State highway in Montgomery County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 265, entitled:

An Act authorizing the Department of Highways, with the approval of the Governor, to construct a highway and to erect and maintain a bridge over the Schuylkill River, in Montgomery County, between a point in the Borough of Norristown or a township adjacent thereto, and a point in the Borough of Bridgeport or a township adjacent thereto, and to provide the necessary approaches and connections with State highways; empowering the county to pay certain damages, and making an appropriation therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 306, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," regulating rights and privileges of employes; providing for certain military reserve service by employes; providing for benefit payments to spouses of deceased retired employes; and further regulating distribution of funds received by the county retirement system from certain former State and municipal employes and their former employers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 309, entitled:

An Act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies fixing the salary of the Director of the Legislative Reference Bureau and making appropriations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 324, entitled:

An Act amending the act of May 28, 1937 (P. L. 955), entitled, as amended, "Housing Authorities Law," increasing the minimum amount for which the authorities may contract or purchase without bids.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 325, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the supervisors to construct or contribute money for ponds or dams for the purpose of providing water for fire protection.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 326, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," providing that applicants for the position of policeman or fireman need not be residents of the borough.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 327, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," further providing for the employment of a certified public accountant.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 328, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," extending the jurisdiction of borough policemen to include property outside the borough owned or conrolled by the borough.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 339, entitled:

An Act amending the act of May 28 1915 (P. L. 598), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," extending the time for authority employes to join or refuse to join the pension fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. PECHAN. Mr. President, I move that the Senate do now adjourn until Wednesday, March 4, 1959, at 10:00 o'clock, a.m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:20 o'clock, p.m., Eastern Standard Time, until Wednesday, March 4, 1959, at 10:00 o'clock a.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, March 3, 1959

The House met at 12:00 o'clock noon.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Bless these, Thy humble servants, we pray, O God. May they ever be aware of Thy continued guidance and protection; guard them against the allurement of stooping below the dignity of the high office to which they have been called. Fill them with the fullness of Thy glory that they may catch a glimpse of the vision of Thy truth emblazened against the horizon of tomorrow; instill within them the knowledge of Thy will and way. Use them for the propagation of Thy gospel; inspire them in the furtherance of Thy kingdom in the hearts and minds of mankind. And through the sacrifice of Jesus Christ upon Calvary's Cross, save them to inherit eternal life in the world which is to come; bring them to the glory of Easter Morn with a deeper realization and appreciation of its significance in the life of the children of God. Through Jesus Christ, our Lord, we pray. Amen.

ANNOUNCEMENT

The SPEAKER. The Chair will refer bills, and then if the Democratic Caucus has not returned, the Chair will, at the request of the Majority Leader, and with the consent of the Minority Leader, declare a brief recess.

BILLS INTRODUCED AND REFERRED

By Messrs. ROVANSEK, A. W. JOHNSON, McCANN and BOWER. HOUSE BILL No. 621.

An Act creating a Bituminous Mine Law Study Commission for the purpose of making a study and investigation of all laws relating to bituminous coal mines and the preparation of a modern code relating thereto, and making an appropriation.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. GOLDSTEIN and WILT. HOUSE BILL No. 622.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), eliminating straight party voting by ballot and voting machine.

Referred to the Committee on Elections and Apportionment.

By Messrs. GIBSON, DENNISON and MILLS. HOUSE BILL No. 623.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prescribing penalties for using obscene or offensive language over telephones, or repeatedly by telephone annoying, molesting or harassing another.

Referred to the Committee on Law and Order.

By Messrs. MORAN and JENKINS. HOUSE BILL No. 624.

A Joint Resolution proposing an amendment to article four, section three of the Constitution of the Commonwealth of Pennsylvania, permitting the Governor to succeed himself.

Referred to the Committee on Rules.

By Mr. MORAN. HOUSE BILL No. 625.

A Joint Resolution proposing an amendment to Art. VIII, Sec. 1 of the Constitution of the Commonwalth of Pennsylvania, permitting citizens eighteen years of age or over to vote.

Referred to the Committee on Rules.

By Messrs. POLEN, McCANN and HAUDENSHIELD. HOUSE BILL No. 626.

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), increasing monthly pension allowance and maximum income allowance and establishing the sum of income and pension as a ceiling for pension receivable.

Referred to the Committee on Welfare.

By Messrs. STIMMEL and VARNER. HOUSE BILL No. 627.

An Act amending the act of June 29, 1937 (P. L. 2420), entitled, as amended, "An act fixing the hours of rest each calendar week and the vacation period of members of the Pennsylvania State Police, and Guards in State Parks," limiting the weekly hours of duty of such persons and providing for overtime payments.

Referred to the Committee on State Government.

By Mr. GALLAGHER. HOUSE BILL No. 628.

An Act regulating the time of payment of wages and earnings of railroad employes.

Referred to the Committee on Railroads and Railways.

By Messrs. MAXWELL and MILLS. HOUSE BILL No. 629.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), changing provisions relating to additional fees for special registration plates.

Referred to the Committee on Motor Vehicles.

By Messrs. ROVANSEK, KORNS, POLASKI and SCHAAF. HOUSE BILL No. 630.

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897), eliminating the one-week waiting period for unemployment compensation payments.

Referred to the Committee on Labor Relations.

By Messrs. MEHOLCHICK, CURWOOD, MUSTO and JUMP. HOUSE BILL No. 631.

An Act providing for certain payments by the Commonwealth of Pennsylvania to residents of Pennsylvania who are student nurses and who agree to engage in the practice of nursing in Pennsylvania for six months after licensure as registered nurses.

Referred to the Committee on Public Health and Sanitation.

By Messrs. MACHMER and GALLAGHER. HOUSE BILL No. 632.

An Act amending the act of May 11, 1949 (P. L. 1116),

entitled "An act to regulate deliveries of light fuel oil to domestic consumers; * * *," requiring that vehicles delivering light fuel oil be equipped with meters capable of furnishing printed receipts; and requiring that such receipts be furnished to consumers.

Referred to the Committee on Law and Order.

By Messrs. FRANK and STIMMEL. HOUSE BILL No. 633.

An Act amending the act of June 29, 1937 (P. L. 2420), entitled, as amended, "An act fixing the hours of rest each calendar week, and the vacation period of members of the Pennsylvania State Police and Guards in State Parks," providing for additional days of vacation when duties are performed on certain holidays.

Referred to the Committee on State Government.

By Mr. FILO. HOUSE BILL No. 634.

An Act requiring the erection and maintenance of medial barriers or guards on the Pennsylvania Turnpike.

Referred to the Committee on Motor Vehicles.

By Messrs. FLYNN and STIMMEL. HOUSE BILL No. 635.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), changing the time within which notice of a hearing is issued, and requiring notice of violations as a prerequisite to imposition of a penalty, suspension or revocation.

Referred to the Committee on Liquor Control.

By Messrs. SNIDER, BELL, BONNER and HELM. HOUSE BILL No. 636.

An Act amending the "Public School Employes' Retirement Law," approved July 18, 1917 (P. L. 1043) increasing certain annuities and compensation.

Referred to the Committee on Education.

By Mr. NAUGLE. HOUSE BILL No. 637.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), changing fee requirements for renewal registrations for vehicles of amateur radio operators.

Referred to the Committee on Motor Vehicles.

By Messrs. FILO and JUMP. HOUSE BILL No. 638.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), regulating the operation of motor vehicles in areas where a fire, flood or other disaster or emergency has occurred, and providing penalties.

Referred to the Committee on Motor Vehicles.

By Messrs. NEEDHAM, BELL, OGILVIE and CROSSIN. HOUSE BILL No. 639.

An Act amending the act of May 21, 1943 (P. L. 322), entitled "An act providing for the issuance of certified copies of death, birth and marriage certificates * * * to disabled war veterans and their dependents, * * *" extending its provisions to all honorably discharged veterans of wars and armed conflicts regardless of disability.

Referred to the Committee on Public Health and Sanitation.

By Messrs. WHEELER, HAMILTON, P. G. MURRAY and WESCOTT. HOUSE BILL No. 640.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), further regulating bonds to be given for protection of labor and materialmen.

Referred to the Committee on Boroughs.

By Messrs. WHEELER, HAMILTON, P. G. MURRAY and WESCOTT. HOUSE BILL No. 641.

An Act amending "The First Class Township Code," approved June 24, 1931 (P. L. 1206), further regulating bonds to be given for protection of labor and materialmen.

Referred to the Committee on Townships.

By Messrs. WHEELER, HAMILTON, P. G. MURRAY and WESCOTT. HOUSE BILL No. 642.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), further regulating bonds to be given for protection of labor and materialmen.

Referred to the Committee on Townships.

By Messrs. WHEELER, HAMILTON, P. G. MURRAY and WESCOTT. HOUSE BILL No. 643.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), clarifying the power of the township supervisors to impose penalties for disorderly conduct.

Referred to the Committee on Judiciary.

By Messrs. WHEELER, HAMILTON, P. G. MURRAY and WESCOTT. HOUSE BILL No. 644.

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), further regulating bonds to be given for protection of labor and materialmen.

Referred to the Committee on Cities—Third Class.

By Messrs. AGNEW, A. W. JOHNSON, GIBB and COMER. HOUSE BILL No. 645.

An Act amending the "Building and Loan Code," approved May 5, 1933 (P. L. 457), increasing the percentage of real property that may be used as security for a loan.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. DONALDSON, A. W. JOHNSON, WILT and COMER. HOUSE BILL No. 646.

An Act amending the "Banking Code," approved May 15, 1933 (P. L. 624), increasing the fraction of certain real property that may be used as security for a loan.

Referred to the Committee on Banking and Building and Loan Associations.

By Mrs. REIBMAN and and Mr. HELM. HOUSE BILL No. 647.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), changing the provisions relating to sick leaves for certain State employes.

Referred to the Committee on State Government.

By Messrs. LIPPINCOTT, DEVLIN, STONE and TOMPKINS. HOUSE BILL No. 648.

An Act amending "The Divorce Law" approved May 2 1929 (P. L. 1237), enlarging the scope of divorce and annulment proceedings and decreases and orders in relation thereto.

Referred to the Committee on Judiciary.

By Messrs. LIPPINCOTT, DEVLIN, STONE and TOMPKINS. HOUSE BILL No. 649.

An Act amending "The Pennsylvania Civil Procedural Support Law" approved July 13, 1953 (P. L. 431), providing for the establishment of a Domestic Relations Division in each county and further defining the powers and duties of the Domestic Relations Division and probation officers.

Referred to the Committee on Judiciary.

By Messrs. LIPPINCOTT, STONE and TOMPKINS. HOUSE BILL No. 650.

An Act amending the act of May 19, 1897 (P. L. 67), entitled "An act regulating the practice, bail, costs, and fees on appeals to the Supreme Court and Superior Court," changing and making uniform the time within which appeals may be allowed from courts of inferior jurisdiction and from administrative agencies.

Referred to the Committee on Judiciary.

By Messrs. HAMILTON and STIMMEL. HOUSE BILL No. 651.

An Act amending the "Fictitious Corporate Name Act," approved July 11, 1957 (P. L. 783), excluding insurance companies from the act.

Referred to the Committee on Judiciary.

By Messers. HAMILTON and STIMMEL. HOUSE BILL No. 652.

An Act amending "The Insurance Company Law of 1921, " approved May 17, 1921 (P. L. 682), prohibiting the use by any insurance company of a name too closely resembling that of another insurance company.

Referred to the Committee on Insurance.

By Messrs. DONALDSON, HAMILTON and STONE. HOUSE BILL No. 653.

An Act creating the Student Loan and Fellowship Fund; providing for loans of money to persons pursuing courses of study in preparation for professional or technical positions with the Commonwealth*** and making an appropriation.

Referred to the Committee on State Government.

By Mr. ZIMMERMAN, Mrs. DONAHUE, Mr. WILLARD and Mrs. KERNAGHAN. HOUSE BILL No. 654.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for priority in projects for reimbursement purposes.

Referred to the Committee on Education.

By Mr. WHEELER. HOUSE BILL No. 655.

An Act reenacting and amending "The Realty Transfer Tax Act," approved December 27, 1951 (P. L. 1742), imposing the tax permanently; redefining documents and transactions; providing for determination of deficiencies, redetermination, reviews and appeals therefrom, imposing duties upon the Secretary of the Commonwealth; conferring additional powers and duties upon the Department of Revenue.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 656.

An Act reenacting and amending the "State Personal Property Tax Act," approved June 22, 1935 (P. L. 414), by reenacting and clarifying the State personal property tax, increasing the rate thereof and of the corporate loans tax, granting certain additional exemptions and credits, and providing for the valuation of stock in certain investment companies.

Referred to the Committee on Ways and Means.

By Messrs. ROVANSEK, MILLS and WHEELER. HOUSE BILL No. 657.

An Act amending the "Corporation Income Tax Law," approved August 24, 1951 (P. L. 1417), increasing the rate of tax.

Referred to the Committee on Ways and Means.

By Messrs. ROVANSEK, MILLS and WHEELER. HOUSE BILL No. 658.

An Act amending the "Corporate Net Income Tax Act," approved May 16, 1935 (P. L. 208), increasing the rate of tax.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 659.

An Act to provide revenue by imposing an excise tax, payable by those herein defined as manufacturers and bottlers of bottled soft drinks, and syrups as herein defined, prepared, used, sold, transported or delivered within the Commonwealth and by others; *** conferring powers and imposing duties on the Department of Revenue and those manufacturing, bottling, distributing, selling and transporting syrup or bottled soft drinks and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 660.

An Act amending the act of June 1, 1889 (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred seventy-nine," continuing in effect the rate of tax of fourteen mills heretofore imposed upon the gross receipts of certain companies, limited partnerships, associations, joint-stock associations, copartnerships and persons, and imposing the tax upon the gross receipts of gas companies.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 661.

An Act amending the act of July 15, 1897 (P. L. 292), entitled "An act to provide revenue by taxation," increasing the rate of tax on shares of capital stock of banks and savings institutions.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 662.

An Act amending the act of June 13, 1907 (P. L. 640), entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; * * *" increasing the rate of tax on shares of capital stock of every title insurance or trust company, bank and trust company, or trust company.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 663.

An Act amending the "Pennsylvania Cigarette Tax

Act of 1957" approved July 8, 1957 (P. L. 594), making permanent a temporary additional State excise tax upon sales or gifts of cigarettes.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 664.

An Act to provide revenue by imposing an excise tax on the underground storage of gas within the Commonwealth; requiring permits; fixing the rate of tax; providing for the reporting of such storage, the payment of the tax, interest and penalties; conferring powers and imposing duties upon the Department of Revenue, common carriers, and county officials.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 665.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), changing the short title; defining or redefining certain words, terms and phrases; increasing the rate of tax; imposing tax on certain additional services; changing the bracket schedule and basis to reflect tax increases; * * *.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 666.

An Act amending "The Hotel Occupancy Tax Act," approved March 6, 1956 (P. L. 1256), increasing the rate of tax; clarifying the liability of hotel operators for tax collections; providing standards for commission allowances.

Referred to the Committee on Ways and Means.

By Mr. BUCHANAN (By request). HOUSE BILL No. 667.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), requiring the consent of all persons with interest in the property before allowing the dumping of trash or garbage upon said property.

Referred to the Committee on Law and Order.

By Messrs. GALLAGHER, MACHMER, GIBSON and WILT. HOUSE BILL No. 668.

An Act authorizing the licensing of public weighmasters; defining their powers and duties; providing for the collection and disposition of license fees and imposing penalties for violations.

Referred to the Committee on Professional Licensure.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 103.

An Act amending the act of August 9, 1955 (P. L. 323) entitled The County Code" providing for the creation of capital reserve funds for capital expenditures.

Referred to the Committee on Counties.

SENATE BILL No. 120.

An Act amending the act of May 17, 1921 (P. L. 682) entitled "The Insurance Company Law of 1921" providing for the clarification of The Standard Fire Insurance Policy of the State of Pennsylvania as it relates to losses or damage caused by nuclear reaction nuclear radiation or radioactive contamination.

Referred to the Committee on Insurance.

SENATE BILL No. 184.

An Act amending the title and act of June 25, 1937 (P. L. 2123) entitled "An act to define and restrict the obligation of persons engaged or connected with or employed by certain newspapers or press associations in testifying as to the source of information procured or obtained by such persons" extending the provisions of the act to include certain persons connected with radio and television stations.

Referred to the Committee on Rules.

RECESS

The SPEAKER. Without objection, the Chair will declare a 15 minute recess.

The Chair hears none and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Tuesday, February 24 and Wednesday, February 25, 1959? If not, and without objection, the Journals are approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, March 2, 1959 will be postponed until printed.

The Chair hears none.

WESTTOWN STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House the fifth grade students of the Westtown School, Chester County, and the teacher in charge, Teacher Irene. They are the guests of Mr. Ashton, Mr. Brown and Mr. Ujobai of Chester County.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. WELSH for today.

Mr. Gibson for Mr. KNECHT for today because of ilness.

REPORTS FROM COMMITTEE

Mr. NEEDHAM from the Committee on Military Affairs, reported as amended, House Bill No. 1, entitled:

An Act amending the "World War II Veterans' Compensation Act," approved June 11, 1947 (P. L. 565), extending the time during which applications may be filed for veterans' compensation.

Mrs. KOOKER from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 44, entitled:

An Act amending the act of July 11, 1917 (P. L. 758),

entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, * * *," clarifying the definition of "drug" to include heroin in any quantity.

Mr. YATRON from the Committee on Law and Order, reported as committed, House Bill No. 77, entitled:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) prohibiting the coloring or dyeing of chickens, ducks or rabbits and prohibiting the sale of colored or dyed chickens, ducks and rabbits.

Mr. T. H. W. JONES from the Committee on Elections and Apportionment, reported as committed, House Bill No. 142, entitled:

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), changing the provisions relating to the nomination of candidates for public office by nomination papers and the filing fees therefor.

Mr. REIDENBACH from the Committee on Education, reported as committed, House Bill No. 166, entitled:

A Joint Resolution proposing an amendment to article nine, section eight of the Constitution of the Commonwealth of Pennsylvania, increasing the borrowing capacity of school districts.

Mrs. MONROE from the Committee on Law and Order, reported as amended, House Bill No. 266, entitled:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) prohibiting the installation or operation in motor vehicles of equipment capable of intercepting police radio messages and providing for certain exemptions.

Mr. FLOYD from the Committee on Education, reported as committed, House Bill No. 338, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103) changing provisions relating to compensation of special school police.

Mr. SCHWARTZ from the Committee on Judiciary, reported as committed, House Bill No. 451, entitled:

An Act to assure and confirm the validity and effect of descriptions of real estate in certain documents by the incorporation, by reference therein of a description of the real estate previously recorded in the county where such real estate lies.

Mr. McKEEVER from the Committee on Military Affairs, reported as committed, House Bill No. 465, entitled:

An Act amending the act of April 8, 1867 (P. L. 50), entitled "An act to permit disabled soldiers to peddle by procuring a license therefor, without charge," prohibiting the peddling of labeled flowers of the Italian American War Veterans of the United States, Incorporated.

Mr. McKEEVER from the Committee on Military Affairs, reported as committed, House Bill No. 467, entitled:

An Act amending the act of May 3, 1923 (P. L. 134), entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State; and providing for their publication and distribution," including the Italian American War Veterans of the United States, Incorporated, among the veterans organizations entitled to the printing of convention reports.

Mr. McKEEVER from the Committee on Military Affairs, reported as committed, House Bill No. 470, entitled:

An Act amending the act of April 18, 1929 (P. L. 609), entitled "An act providing for the location, care, and maintenance of graves of soldiers, sailors, marines, and members of the enlisted nurse corps; * * *," authorizing the Italian American War Veterans of the United States, Incorporated, to gather and file data concerning burial places of persons who have served in the military, naval or other combative forces with city commissioners in cities of the first class.

Mr. McKEEVER from the Committee on Military Affairs, reported as committed, House Bill No. 471, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting imitating, selling or offering to sell the labeled artificial flower of the Italian American War Veterans of the United States, Incorporated.

Mr. ROVANSEK from the Committee on Education, reported as committed, House Bill No. 493, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

Mr. GAILEY from the Committee on Judiciary, reported as committed, House Bill No. 587, entitled:

An Act providing for the destruction of certain records and papers upon petition in cities of the first class.

Mr. FRASCELLA from the Committee on Ways and Means, reported as committed, House Bill No. 619, entitled:

An Act amending the "Pennsylvania Cigarette Tax Act of 1957," approved July 8, 1957 (P. L. 594), imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund.

Mr. BELL from the Committee on Military Affairs, reported as committed House Bill No. 620, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans; creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund; * * * and making an appropriation.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. NEEDHAM asked and obtained unanimous consent to add two additional sponsors to House Bill No. 1.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 106, entitled:

An Act amending the act of May 1, 1935 (P. L. 127) entitled "An act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors who die become ill or are discharged for legal cause" providing for the selection of alternate jurors.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 141, entitled:

An Act imposing liability upon parents for the tortious acts of children under eighteen years of age setting limitations and providing procedure for recovery.

The first section was read, and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. YATRON and Mrs. HENZEL offered the following amendments:

Amend Sec. 2, page 2, line 3, by striking out "Any" and inserting: "The parents or any."

Amend Sec. 2, page 2, line 3, by inserting after "child": "over the age of seven and."

Amend Sec. 2, page 2, line 5, by striking out "an" and inserting: "a wilful or malicious."

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. YATRON and Mrs. HENZEL offered the following amendments:

Amend Sec. 3, page 2, lines 8 to 20, and page 3, lines 1 to 5, by striking out all of said lines.

It was agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. YATRON and Mrs. HENZEL offered the following amendments:

Amend Sec. 4, page 3, line 6, by striking out "4" and inserting: "3."

Amend Sec. 4, page 3, line 8, by striking out "tortious" and inserting: "wilful or malicious."

Amend Sec. 4, page 3, line 9, by striking out "tortious" and inserting: "wilful or malicious."

Amend Sec. 4, page 3, line 13, by striking out "tortious" where it appears the first time and inserting: "wilful or malicious."

Amend Sec. 4, page 3, line 13, by striking out "tortious" where it appears the second time, and inserting: "wilful or malicious."

Amend Sec. 4, page 3, lines 14 and 15, by striking out "as ascertained by the court or the judgment against the child."

Amend Sec. 4, page 3, lines 14 and 15, by striking out "as asscertained by the court or the judgment against the child."

Amend Sec. 4, page 4, line 6, by striking out "tortious" and inserting: "wilful or malicious."

Amend Sec. 4, page 4, line 7, by striking out "tortious" and inserting: "wilful or malicious."

They were agreed to.

The section was agreed to as amended.

The fifth section was read:

On the question,

Will the House agree to the section?

Mr. YATRON and Mrs. HENZEL offered the following amendments:

Amend Sec. 5, page 4, line 8, by striking out "5" and inserting: "4."

Amend Sec. 5, page 4, line 12, by striking out "tortious" and inserting: "wilful or malicious."

Amend Sec. 5, page 4, lines 14 to 16, by striking out "Any judgment against a child" in line 14, all of line 15, and "this act shall be reduced by the amount paid by the parent" in line 16.

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the section?

Mr. YATRON and Mrs. HENZEL offered the following amendments:

Amend Title, page 1, line 1 of Title, by striking out "tortious" and inserting: "wilful or malicious."

Amend Title, page 1, line 1 of Title, by inserting after "children": "over seven and."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 203, entitled:

An Act amending the act of June thirty one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employes * * *" imposing certain duties on the Governor and state agency or political subdivision involved.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 287, entitled:

An Act amending "The Liquid Fuels Tax Act" approved May 21, 1931 (P. L. 149) further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 297, entitled:

An Act amending the "Beauty Culture Law" approved May 3, 1933 (P. L. 242) requiring examinations for licenses to be held in the City of Dubois.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 306, entitled:

An Act amending the act of June 21, 1939 (P. L. 626) entitled "An act providing for and regulating the asessment and valuation of all subjects of taxation in counties of the second class * * *" requiring that tax exempt property be listed and valued.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 307, entitled:

An Act amending the "Third Class County Board Assessment Law" approved June 26, 1931 (P. L. 1379) requiring that tax exempt property be listed and valued.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 315, entitled:

An Act amending the "Milk Sanitation Law" approved July 2, 1935 (P. L. 589) relieving the Secretary of Health and the Advisory Health Board of certain powers and duties imposing powers and duties on the Secretary of Agriculture establishing certain fees * * *.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 329, entitled:

An Act providing for leaves of absence for employes who are called to engage in temporary military training as a reserve member of the armed forces of the United States or as a member of the Pennsylvania National Guard.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 349, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) increasing the mileage allowance for county officers to meetings of their State associations.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 385, entitled:

An Act amending 'The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) changing the provisions relating to sick leaves for certain State employes.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 389, entitled:

An Act amending the "Veterans Preference Act of 1957" approved July 8, 1957 (P. L. 557) excepting second class county employees from provisions relating to option retirement contribution rights

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 397, entitled:

An Act establishing a State Enforcement Officers Retirement System providing for payment upon retirement death disability involuntary retirement and payments of certain medical expenses from the State Employes' Retirement Fund under the administration of the State Employes' Retirement Board providing for contributions by employes to whom the act applies. ***

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 445, entitled:

An Act amending the act of May 6, 1887 (P. L. 86) entitled "An act to authorize the commissioners of the several counties of this Commonwealth to discharge from prison all persons confined in jail without proceedings under the insolvent laws" providing for the discharge of paroled prisoners without proceedings under the insolvency laws

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 490, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) requiring that children be vaccinated before being admitted to kindergartens.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 491, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for advance payments to enable schools to remain open.

The first section was read and agreed to.

Mrs. Reibman offered the following amendment:

Amend bill, page 3, by inserting after line 2: "Section 2. This act shall take effect immediately."

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 567, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) authorizing submission of question of formation of union or merged districts at primary elections.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WHEELER asked and obtained permission for the Committee on Ways and Means to meet during the session of the House.

Mr. McCANN. During the period that the Committee on Ways and Means will be in its meeting, I ask that the House be at ease.

The SPEAKER. The House will be at ease awaiting the return of the members of the Ways and Means Committee.

GIRL SCOUT TROOP 139 WELCOMED

The SPEAKER. The Chair notes the presence in the House of Girl Scout Troop No. 139 of Manheim, who are here under the supervision of Mrs. MacTaggert. They are the guests of the Members of the House from Lancaster County.

COUNCIL OF REPUBLICAN WOMEN WELCOMED

The SPEAKER. We have another delegation, members of the South Central region of the Pennsylvania Council of Republican Women. They are the guests of the Republican lady Members of the House.

REPUBLICAN WOMEN'S CLUB WELCOMED

The SPEAKER. There is a delegation of 20 ladies from the Republican Women's Club of York County who are here with their President, Mrs. Huffnagle. My memo would indicate that they are here as the guests of the Democratic Members from York County. The Chair is pleased to note this evidence of political integration in that great County of York.

FORMER MEMBERS WELCOMED

The SPEAKER. The Chair has noted the presence in the Hall of the House of Mr. Eugene A. Caputo, of Beaver County. If he is still in the Hall of the House, will he please rise? I do not believe he is here now. He was here earlier.

The SPEAKER. The Chair also notes the presence in the Hall of the House, or did note the presence, of Mr. Frank Wallace, a former Member.

REPORTS FROM COMMITTEE

Mr. CAPANO from the Committee on Ways and Means, reported as amended House Bill No. 665, entitled:

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), changing the short title; defining or redefining certain words, terms and phrases; increasing the rate of tax; imposing tax on certain additional services; changing the bracket schedule and basis to reflect tax increases; ***.

Mr. CAPANO from the Committee on Ways and Means, reported as committed, House Bill No. 666, entitled:

An Act amending "The Hotel Occupancy Tax Act," approved March 6, 1956 (P. L. 1256), increasing the rate of tax; clarifying the liability of hotel operators for tax collections; providing standards for commission allowances.

BILLS ON THIRD READING

The House proceeded to the third reading and consideration of House Bill No. 117, entitled as follows:

An Act amending the "State Employes' Retirement Law" of June 27, 1923 (P. L. 858) , defining employes of redevelopment authorities as State employes.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SCHWARTZ. Mr. Speaker and Members of the House, I rise to speak on this bill, first of all, because I am in favor of the bill, and secondly, to give some of the Members on this side of the aisle a chance to get back into their seats.

The SPEAKER. That is a laudable ambition.

Mr. SCHWARTZ. Mr. Speaker, I think this is good legislation and first of all, to dispel any doubts that some of the Members here may have, this bill does not apply exclusively to the city of Philadelphia. It applies statewide.

This is a "may" or permissive piece of legislation which will apply to each and every redevelopment authority in the entire Commonwealth. In other words, if there is a redevelopment authority in your municipality or in your county, the employes and the authority of that redevelopment authority will decide for themselves whether, if we pass this legislation, they desire to become a part of the state pension system.

I want to point out also that under this bill as written and drawn, the entire cost of joining the pension system is to be picked up by the authority and the employes thereof. I say to you that this will cost the pension fund nothing whatsoever, except administration costs which they already have. But the actual cost of financing the employes of redevelopment authorities joining the system must be borne by the authorities and by the employes thereof.

It is interesting to examine the Act of 1945 under which redevelopment authorities have been organized and formed so that we can decide for ourselves why should employes of redevelopment authorities become part of the state pension system. Section 1702, states that redevelopment authorities shall exist and operate for public purposes. Such purposes are hereby declared to be public purposes for which public money may be spent. Some people might ask why don't, for instance, the redevelopment body of the city of Philadelphia join the Philadelphia pension system? Why do they have to join the state system? The next section I am going to bring to your atention answers that.

This is Section 1704. It says as follows:

"Each such body shall be known as the Redevelopment Authority of the city or county but shall in no way be deemed to be an instrumentality of such city or county or engaged in the performance of a municipal function."

In other words, I say to you the way the present Act of 1945 is drawn, under which these redevelopment authorities are organized, specifically would eliminate in Philadelphia, for instance—or in your county or in your muncipility—the members or employes of the redevelopment authority of that locality from joining either the county or municipal pension system.

Let us go a step further and look at Section 1709. This says an Authority shall constitute a public body corporate and politic, exercising public powers of the Commonwealth as an agency thereof. So that the closest place that you can put a redevelopment authority is by saying that it is an agency of the Commonwealth and exercises the functions and powers of the Commonwealth.

Therefore in all fairness, employes of a redevelopment authority should be given the same privileges as you and I have here, or the privileges of any employe that works for the Commonwealth of Pennsylvania.

There have been departures before, so far as agencies of the Commonwealth are concerned. Let me explain to you what I mean by that. At the present time, by amendment to the existing law, Penn State University employes are subject and eligible to the pension system; also the Interstate Commission on the Delaware River Basin, Pennsylvania Tunnel Commission, Pennsylvania Turnpike Commission, Delaware River Joint Commission and Delaware River Joint Toll Bridge Commission, State Public School Building Authority, General State Authority, State Highway and Bridge Authority so that I urge the Members on this side of the House and the Members on the other side of the House to support this type of legislation.

You want to remember another thing. Employes of redevelopment authorities do not come under unemployment compensation. In other words, if they lose their job for any reason they have no place to turn. They are presently under Social Security, and there again only because the Commonwealth of Pennsylvania saw fit to do this for them.

Under an amendment of 1950 to the Social Security Act and an agreement of 1951 between the Social Security Administration and the Commonwealth of Pennsylvania, employes of redevelopment authorities throughout the Commonwealth are now under Social Security.

Again I would like to call to your attention the fact that a number of the functions of redevelopment authorities are subject to the control and administration of the Secretary of Commerce of the state of Pennsylvania. I urge you in all sincerity to give this full consideration and vote "Aye."

Mr. TOMPKINS. Mr. Speaker, I would like to interrogate the gentleman from Washington, Mr. Polen, on this bill.

The SPEAKER. Will the gentleman from Washington, Mr. Polen, consent to be interrogated?

Mr. POLEN. I shall, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, I have noticed that the gentleman from Washington, the Chairman of the Appropriations Committee has been re-referring all bills for appropriations that might likely have any cost to the Commonwealth attached to them.

I would now like to ask the gentleman from Washington, has this bill been examined by the Appropriations Committee to determine whether or not it will entail any cost to the Commonwealth?

Mr. POLEN. Mr. Speaker, I just came into the House. Would the gentleman inform me on which bill he is speaking.

Mr. TOMPKINS. Page 6 of today's Calendar, House Bill No. 117, Printer's No. 28, relating to the State Employes' Retirement to bring redevelopment employes into it.

Mr. POLEN. We did not have this bill in the Appropriations Committee, and we did not re-refer it to the Appropriations Committee because we understood it would not cost the Commonwealth any additional monies.

Mr. TOMPKINS. There has been some question raised along that line. I wonder if it should not be examined by the Appropriations Committee first before we act upon this bill.

BILL RECOMMITTED

Mr. TOMPKINS. Mr. Speaker, inasmuch as this has not been examined by the Appropriations Committee, I move that House Bill 117, Printer's No. 28, be re-referred to the Committee on Appropriations for re-examination.

On the question,
Will the House agree to the motion?

Mr. SCHWARTZ. Mr. Speaker, I have no objection whatsoever to this bill being re-referred to the Appropriations Committee for study, because I feel certain the study must disclose, as I stated here on the floor, that absolutely no appropriation whatsoever is required. I am sure that a lapse of a week or two weeks will not make too much difference. I think it is good legislation and I think it will see the light of day.

Therefore, I ask the Members on this side of the aisle, if Mr. Tompkins insists that that is good procedure, to go along with Mr. Tompkins and re-refer it to the Committee on Appropriations.

On the question recurring,
Will the House agree to the motion?
It was agreed to.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 135, entitled as follows:

An Act providing that in actions of trespass founded upon negligence the contributory negligence of a plaintiff

shall not bar recovery unless such contributory negligence is a proximate cause of his injury.

On the question,
Will the Houes agree to the bill on third reading?
It was agreed to.

On the question,
Shall the bill pass finally?

Mr. SHERMAN. Mr. Speaker, I realize that House Bill 135 is one of the most important bills, if not the most important, for the benefit of the people, that has been brought up in this Session, and undoubtedly one of the most important that will be brought up in this entire Session.

This bill, I understand today, represents a controversial piece of legislation and the first controversial legislation of a non-partisan nature. Therefore when I finish, and those who talk in favor of this bill have finished, I will ask for votes favoring this bill on both sides of the House.

This bill provides that the contributory negligence of the plaintiff, that is, the party who brings suit in any action, shall not bar a recovery unless such contributory negligence is a proximate cause of his injury.

I say this is a most important piece of legislation. Both I and several other Members of the Legislature have gone to a great deal of trouble and expense from our own pockets as such to fight for legislation of this kind. We have spoken on similar legislation at Spring Lake, New Jersey, bordering on the Atlantic, and have gone as far as Pittsburgh to talk on this piece of legislation.

Most attorneys are under the impression that the law that we seek to pass in bill No. 135 is the law today. But unfortunately as a result of a few late decisions on the subject—Crane versus Neal, 389 Pa. 329, and Middletown versus Glenn, 393 Pa. 360—the court held in those cases that there is not the slightest doubt, and I am quoting, that a plaintiff is guilty of contributory negligence and can't recover if his negligence contributed in any degree, however slight, to the injury.

This bill has had a great deal of study, not only by ourselves, but by the Pennsylvania Bar Association, which acted favorably on this bill and is wholeheartedly supporting it.

At the present time the slightest fault on the part of a plaintiff who brings suit would bar a recovery. For example, if farmer Grey parked his vehicle on the side of the road, loaded with hay, because of some mechanical difficulties, and there was plenty of room on the side for another vehicle that is proceeding 60 or 70 miles an hour to pass, regardless of the fact that there is plenty of room on that side, if that man who is proceeding at a rapid rate of speed would crash into that hay load of farmer Grey, injure him, cripple him for life and maim him, not one cent of recovery under our present law can be had by farmer Grey because of the law which states that he may have been—there is a slight possibility that he may have been—slightly in the wrong for parking that vehicle, regardless of the fact that he could have had very great difficulty parking it any other place because there may have been mud, and slime and dirt on the side of the road on which he could park it.

In searching the law for cases on this subject and looking in 65 Corpus Juris—

The SPEAKER. Will the gentleman yield for just a moment? The Chair would like the gentleman from Warren, Mr. Gibson, to preside temporarily.

Mr. GIBSON IN THE CHAIR

Mr. SHERMAN. It has been ascertained in research on the subject that the great majority of the states of this country now have the rule and the law embodied in bill No. 135. Corpus Juris 65, C. J. S., which stated at the time the Corpus Juris came out that at least 40 states approved this bill and had this as a law of the state.

At the present time there is not one other bill in the entire country that provides that the mere fact that a plaintiff may have contributed to negligence in the slightest degree would bar a recovery by him. Pennsylvania is the only state.

This bill came about, as you may have realized, when several years ago we had a bill for comparative negligence on the floor of this House, which bill almost passed. The present proposal presents a middle course. Though the Bar Association did not approve comparative negligence, they have wholeheartedly supported this bill which eliminates the rights of the parties without imposing the objectionable features of a comparative negligence law.

Under no circumstances in this bill can there be a recovery on the part of both plaintiff and defendant. There is no such thing. The only recovery sought is on the part of the plaintiff, and the only thing this bill does—it goes a step further than the law is in Pennsylvania at the present time by providing that cause of negligence on the part of the plaintiff who brings suit must at least be a proximate cause before he be denied a recovery. That is a direct cause as distinguished from a remote cause, a proximate cause as distinguished from a possible cause.

I have made a great deal of research and also consulted various judges and public officials throughout the Commonwealth with reference to this bill. This bill was originally suggested several years ago in a Pennsylvania Bar Association meeting by Judge Leo H. McKay of Mercer County, who informs me at the present time that the bill is appropriately drawn and it harmonizes with the law of Pennsylvania. The Pennsylvania Bar Association supports it. The judges of Bucks County believe that it is an excellent piece of legislation. Professor Laurence H. Elridge, former professor of the University of Pennsylvania, states that it is a step in the right direction.

To show the inconsistency in the law as it exists today, unless this legislation is passed, where there is a violation of the statute at the present time, for example, where there is a violation of any part of the Motor Vehicle Code, you do require at the present time proximate cause on the part of the plaintiff in order to prevent or permit a recovery; whereas if there is no violation of the statute, the slightest degree of negligence, it does not matter how small, would prevent a recovery.

If I were walking across the street and I do not continue to look and keep my eyes open continuously from the time I start to the time I finish, and a vehicle speeds along knowing that I am there and strikes me, I cannot recover regardless of whether I am maimed or crippled for life.

In closing, all we are doing is asking for an act which will make the law correspond with existing practice as it is employed in the negligence field today.

I also submit that this bill has come out of the Judiciary Committee without one dissenting vote.

I wish to close in quoting from a prominent attorney in the negligence field as follows:

> There is no doubt that the adoption of this bill is essential to bring the laws of Pennsylvania back into accord with that of every jurisdiction which follows a rule of reason in this type of case.
> I know of no other court which has ever held that an act of negligence may bar a recovery, even though there is not the proximate cause or a proximate contributing cause of an accident.
> This is a concept which is foreign to the law and foreign to every principle of logic.

I have also ascertained that there is no way to show that there is any real increase in insurance rates as a result of this bill for when insurance rates have gone up, Pennsylvania has just followed in the usual step with other states.

I ask in the absence of a peoples' lobby that you as Members of the Legislature go along and support this bill for the benefit of the people of Pennsylvania.

Mr. GELFAND. I do not wish to debate the bill at this time. I would like to see if there are any other speakers who oppose the legislation.

Mr. EILBERG. Mr. Speaker, I do not want to belabor the House to any extent that is absolutely unnecessary, but their are a few observations I would like to add to the remarks made by my colleague, Mr. Sherman.

Under the present law, before a defendant can be held responsible in an automobile accident case, his negligence must be a direct cause of the accident. Under our present law, the plaintiff can be only slightly negligent or at fault and he is out of court according to law. This seems to be grossly unfair.

All that we are asking is that the plaintiff be thrown out if his conduct is a direct cause of the accident. If not, he should be permitted under the law to go to the jury.

Under the present law the judge invariably charges the jury that the slightest degree of fault on the part of the plaintiff will eliminate him from any consideration. As a matter of fact, and the opponents of the bill will readily admit that the juries invariably ignore the charge of the court and say since the practice is to ignore the charge of the court why worry about it. This means real contempt for law to have our jurors listen to the charges of our courts and openly ignore them.

A few sessions ago we had on this floor a comparative negligence bill. The bill went down for a couple of reasons. One was the difficulty expressed on this floor in measuring degrees of negligence. How are you going to tell the degree of fault of the plaintiff and the defendant—how are you going to measure it? We have eliminated that possibility in this bill.

On the other hand, another reason why the comparative negligence bill went down was because the Pennsylvania Bar Association had not then taken a position on the bill. Many of our Members did not vote on the comparative negligence bill for that particular reason.

I say to you now, Mr. Speaker, that the Pennsylvania Bar Association, the highest legal authority in the State of Pennsylvania, has come out for this bill. This is their bill. All that we are asking is that the plaintiff in an negligence case, an accident case, be placed on the same footing as the defendant.

Some years ago a lot of our college professors, law professors, got together and wrote a restatement of the law which applies to the entire country. Those professors decided that the law, the prevailing law in this country, was as is presented in House Bill 135. Here we are in the state of Pennsylvania with an archaic law, a law that does not conform to the announced opinion of the legal authorities of the entire country.

House Bill 135 is a bill for the middle man. We will admit that this will enable some people to recover who have contributed in a slight degree to the accident in which they were involved. I ask that real consideration be given to this bill. I realize that many Members of this House are perhaps insurance brokers or have an interest in insurance companies, or are lawyers representing primarily plaintiffs. I say that we should not allow, and I say this with the deepest sincerity, that kind of selfish interest to influence our vote at this time. This bill is a bill in the public interest and I earnestly implore every Member to vote "aye".

Mr. STEWART. Mr. Speaker, I think all of the arguments that can be made in favor of this bill have been made. I have no desire at this time to add any further remarks other than to say that insurance rates could increase. However, the widows and children of people who have been injured or killed in automobile accidents, to these people you will be giving some relief. When you weigh the public good against the possibility of increased insurance rates, I am sure that all of you will vote "aye" for this bill.

Mr. LAMB. Mr. Speaker, I just have a one minute talk in discussing this bill. Before we went into Session I had heard a lot of the Members say this is a lawyer's bill. I wish to dispel that thought—this is not a lawyer's bill. This is a bill, as Mr. Eilberg said, for the benefit of every citizen in the Commonwealth. It is a bill in the public interest.

Mr. SAKULSY. Mr. Speaker, I rise to ask for recognition for the purpose of speaking against this bill.

The substitution of comparative negligence for the rule of contributory negligence would be a major change in our law of negligence. Proponents of this change like to cite extreme hardship cases where very slight negligence on the part of plaintiff prevents recovery of damages. Such cases exist in theory only as it is common knowledge that the courts and casualty insurance claim practices have softened the rule of contributory negligence.

Comparative negligence would constitute a long and irrevocable step toward a compensation system modeled after workmen's compensation laws. Such a system would be most difficult to administer in the absence of an employer-employee relationship and would be tremendously costly if claimants were to receive awards even remotely close to the amounts they are presently accustomed to receive.

By permitting a person who is largely responsible for an accident to recover damages, comparative negligence removes an important and effective incentive for safe driving. Thus, it works at cross-purposes with intensive national, state and local programs aimed at making motorists drive slower and more carefully.

The law of negligence has two major precepts. One is that a person who through carelessness has injured another person shall make financial restitution to such

person. The other is that the injured person cannot recover if his own carelessness contributed to the accident. The latter is commonly called the rule of contributory negligence.

From time to time this rule of contributory negligence has been challenged by legal scholars and sociologists. It is unsound, they argue, to deprive an injured person of a recovery when his negligence, as contrasted with the defendant's negligence, was minor in degree. They contend that the rule of contributory negligence should be replaced by a doctrine known as comparative negligence which has a variety of forms but which generally permits a person to recover damages despite his own contributory negligence.

Some states have tried comparative negligence and long since abandoned it. Louisiana tried it as long ago as 1825 but for over a century the courts have refused to enforce it. Kansas once had a law which it abandoned in 1883 and the Illinois courts adopted such a rule following the Civil War, and then renounced it in 1894. Obviously, there is nothing new about comparative negligence, and despite its presence on the scene for many, many years, there has been no surging groundswell demand from the public. The reason is quite simple. All can find fault with a strict and rigid application of the rule of contributory negligence. It does seem inequitable to deny recovery to an injured person merely because some slight negligence on his part may have contributed to the accident. A good example is the case where a pedestrian is hit by a speeding automobile clearly out of control, but it turns out that the pedestrian was not crossing at exactly the lane marked for the crosswalk. But such forms of slight contributory negligence are ignored today not only by courts and juries but by claim men. No claim man would dare go to trial today, relying on court or jury to find for the defendant under such a set of facts. Experienced negligence attorneys know that adherence to the strict rule of contributory negligence has been tempered by claim practices and by the present judicial process and this is true even in many types of cases where contributory negligence is considerably greater than in the example cited above.

A modified form of comparative negligence is actually in effect and the hardship cases which scholars are so fond of citing just do not happen. In a recent case (Karcesky vs. Laria, 114 A. (2nd) 150, (1955)), the Supreme Court of Pennsylvania, recognizing this fact, stated:

> "The doctrine of comparative negligence, or degrees of negligence, is not recognized by the courts of Pennsylvania but as a practical matter they are frequently taken into consideration by a jury. The net result, as every trial judge knows, is that in the large majority of negligence cases where the evidence of negligence is not clear, or where the question of contriburoy contributory negligence is not free from doubt, the jury brings in a compromise verdict."

The question inevitably arises as to why comparative negligence legislation is incompatible with the public interest when admittedly a modified form of comparative negligence is now utilized by courts and juries and even by casualty insurance companies in the settlement of claims. First, most of the comparative negligence bills sponsored in state legislatures are by no means modified forms. They are generally the so-called complete type such as the Mississippi law and the Federal Employer's Liability Act under which a plaintiff who is 99% responsible for the accident is permitted to recover.

Agitation for comparative negligence is not an isolated development. It is part of the general trend toward broader liability and compensation for all injuries regardless of causation or fault, a trend evidenced by allowance of recovery in no-contact cases where the only injury is mental, by attractive nuisance cases, recoveries for prenatal injuries, and plaintiffs' verdicts in cases where negligence is extremely doubtful.

Some have the misguided notion that no one will be affected by this trend. The cost, they believe, will be borne by insurance companies and self-insurers with their endless supply of funds. Clearly this is specious reasoning. The cost will inevitably come back to the policyholders. If eventually there evolves an automobile compensation system, modeled after our workmen's compensation laws, the cost will be staggering.

Sometimes it is argued that defendants as well as plaintiffs benefit from comparative because a plaintiff's recovery is diminished by an amount determined by the percentage of causal negligence attributable to the plaintiff, Actually, jurors, frequently out of sympathy for the injured claimant, ignore plaintiff's negligence and base their verdict on the total amount of plaintiff's damages.

Today one of our gravest domestic problems is the rising tide of automobile accidents. According to the National Safety Council, 83% of all fatal accidents involve punishable traffic violations. Quite naturally, therefore, traffic experts are unanimous in the opinion that the most important phase of highway accident prevention is to impress upon the driver, the man behind the wheel, the need for careful driving. Intensive enforcement of traffic laws with stiffer fines is being advocated. Every possible means of reaching him with this important message is utilized. While the best brains in the traffic accident prevention field are working feverishly in a common crusade to improve driving habits, the proponents of comparative negligence, quite unwittingly, are telling this same man behind the wheel:

> "Drive as recklessly as you please; no matter how negligent you are, if you are injured and your car is wrecked, you can be certain of recovering damages, just so long as the other fellow is a tiny bit negligent."

It is submitted that an impartial and objective study of our present system will not justify the need for any such drastic change which must necessarily be a long and irrevocable step toward a compensation system regardless of fault and which is so inconsistent with present efforts to curtail motor vehicle accidents.

Under this bill both parties involved in an accident will undoubtedly be paid off and this certainly is breeding more carelessness on the highways. As you know we have enough irresponsible people in the streets now, without being responsible for them in the event of an accident.

The present system of judges and juries have administered the law of contributory negligence very satisfactorily for many years, and certainly do not feel that

it should be possible for irresponsible and careless people to collect.

The verdicts will undoubtedly rise so as to pay off these careless people and increase the burden of the other people in the state to pay increased premiums for such payments. Because of the large verdicts handed down today by the courts, the costs of insurance has risen as high as 300 percent in cases of bodily injury, liability and property damage.

There is no question that sizable additional rates will be necessary and instead of one law-suit there undoubtedly will be two law-suits and again I see a large increase in rates.

If this bill is allowed to become a law it will be difficult for the automobile owners in Pennsylvanie to obtain insurance because the companies will insist upon signed and possibly notarized applications and the policies will probably be written on a 30 day basis with a 30 day notice of termination. Companies writing automobile insurance will conduct rigid investigations before writing the insurance. Today casualty companies employ fine underwriting and it is very difficult to obtain automobile insurance today.

Are you going to pass on the increased insurance cost to the people of this Commonwealth because of negligent operators of motor vehicles?

The passage of this bill will undoubtedly mean increase in the insurance rates whereby automobile insurance will become too costly for the average individual.

Mr. Speaker, I ask that only those answering to their names be recorded.

Mr. McCORMACK. Mr. Speaker, I would like to briefly rebute the gentleman from Westmoreland if there are no other speakers who are going to speak against this bill. I think it would be more practical to do that.

The SPEAKER pro tempore. The gentleman is in order if he wishes to interrogate the gentleman from Westmoreland, Mr. Sakulsky.

Mr. McCORMACK. I am getting all kinds of directions here, Mr. Speaker. I do not know whether I am to sit down or stand up.

The SPEAKER pro tempore. The gentleman has the floor. The gentleman will proceed.

Mr. McCORMACK. Thank you, Mr. Speaker.

I briefly want to rebut the argument of the gentleman from Westmoreland County. One argument was that there would be a tremendous increase in the cost of writing casualty insurance, and two, that it would somehow affect highway safety.

It is very easy to make a statement here about casualty insurance rates and their being projected in an upward spiral as a result of legislation like this, but it is another thing to cite statistics. Now being an attorney and one who practices negligence cases, I do not have a close affinity for insurance companies, but rather a large part of my practice involves those cases arising out of torts, —and being a novice at the microphone, Mr. Speaker, I am a little nervous.

The SPEAKER pro tempore. The gentleman is not the only one.

Mr. McCORMACK. Nevertheless, there have been no figures cited here, and therefore I think we can very well disregard what the gentleman says.

With respect to highway safety, that factor, of course, does not enter into it when we consider the pedestrians because certainly the present law makes it very difficult for a plantiff to recover in a negligence action arising out of an automobile accident.

With respect to pedestrians they certainly are entitled to recover and there is no question of highway safety involved there. The case that was cited by the gentleman from Westmoreland, Karcesky vs. Laria, was a 1955 Supreme Court of Pennsylvania case arising in Beaver Falls, Pennsylvania, where the husband and wife were walking across the street in the middle of an intersection, and they sustained serious personal injuries as a result of this car barrelling down the highway at a tremendous rate of speed. The negligence of the defendant was clear and they raised contributory negligence on the part of the husband and wife plantiffs who were crossing in the middle of an intersection as a bar to their recovery. It is true that they were awarded a verdict, but it was clearly a compromise verdict, a verdict that in no way adequately compensated for the serious personal injury.

The comparative negligence doctrine was discussed at length in that case. That is not the law in Pennsylvania on comparative negligence, and the jurors in reaching this compromise verdict clearly violated their oaths as jurors. That case is certainly an illustration of the fact that claim managers, or rather insurance attorneys do bring those cases to court. I state this in connection with what the gentleman said about no claims manager or attorney bringing that kind of case to court.

In the other cases, Neal vs. Crane in 1957, that was a Supreme Court Case where the two plaintiffs were riding on a motorcycle, the motorcycle broke down and they parked on the side of the road. They did not go all the way over but nevertheless under the facts there was sufficient room for a vehicle to go by, but this defendant's vehicle came barrelling up the highway and it collided with them, they sustained serious personal injury and, after a long projected trial in the lower court, the judge charged the jury that in order for you to find plaintiff's contributory negligence you must find that their negligence was the proximate cause of the injury.

That is precisely what we are trying to do here today, make the plaintiff's injury be the proximate cause before he is barred from recovery. The court so charged, there was a verdict for the plaintiff, and the Supreme Court reversed it because it said the law in Pennsylvania is that regardless of how slight the negligence on the part of the plaintiff is, and regardless of whether or not it was the proximate cause, that could be a bar from recovering any verdict. They reversed the lower court and ordered a new trial.

This is precisely the type of legislation that would avoid such obvious injustice that is perpertrated by virtue of this harsh doctrine which was eliminated back in England, from whence it originated, and which has been eliminated in most of the jurisdictions in the United States.

The Bar Association in Pennsylvania, an extremely conservative group, and the Philadelphia Bar Association have gone on record in support of this type of legislation. It is not a lawyer's bill, as the gentleman from Allegheny, Mr. Lamb said, it is a bill that vitally affects those people who are struck by automobiles as a result of

careless driving. I think this is an enlightened doctrine that we ought to espouse in this Commonwealth. I am going to vote for the bill.

Mr. GELFAND. Mr. Speaker, I do not want to debate this bill at length, but I would like to direct some attention to the speech that the gentleman from Westmoreland made.

He gave a very good exposition of another problem which could be refuted. He was talking about comparative negligence. This bill in no way deals with comparative negligence, and I wish it would be clearly understood by the Members of both sides.

Mr. SCHWARTZ. Mr. Speaker, I just want you here for a moment to serve as a jury and I am ging to give you a case. I am going to give it to you very quickly. I want you to ask yourselves, where would your sympathies lie in this particular case. This is an actual case that happened at 8th and Race Streets in the city of Philadelphia.

A public transportation bus, riding on Race Street went through a red light. There was no question about the facts. An ordinary citizen in an automobile riding on Eighth Street came to the intersection, had a green light and went across the intersection. When he went across the intersection his car was struck by this bus. As a result and due to the injuries the man received driving the automobile, both of his legs were amputated. He was not a lawyer. When the case came to court for trial he was on the witness stand, and the attorney for the bus company asked him a simple question: "When you went through this intersection, did you look to the left and right?" He said, "No, I did not because I had a green light in my favor." Now, that is the case.

If your sympathies in that case would dictate to you that you have to find in favor of the operator of that automobile, then I say to you that you should be for this particular bill that is here before us because it was needed in that particular case. That man was denied recovery in that case because of the fact that his negligence contributed to that accident.

If this bill was in effect at that particular time, this man would have recovered, as I say he rightly should have, because there is no question in anybody's mind that that accident was caused by the bus driver going through a red light.

I say to you if your sympathies are with the operator of that automobile, you should be in favor of this particular bill.

Mr. HAMILTON. Mr. Speaker, I would like to make a brief statement in opposition to House Bill No. 135. Being in the insurance industry, I would like to oppose this bill, as this bill at this time changes the public policy of the Commonwealth of Pennsylvania.

The insurance industry is going to have to meet this change. Of course, the first big thing that is going to change will be the railroad industry. At their intersections you must stop, look and listen. Now how much of "stop, look and listen" is to be deleted from our negligence law when it comes to the big fleet operators on our highways?

The cost of operation of trucks and accidents is one of our biggest problems. The insurance industry is certainly trying to do all it can to lick this problem. Yet the accidents of big trucks have caused considerable dismay among the insurance industry to try to cover this industry so that the public is well protected; so that the policy holders can afford to pay for this insurance.

To change public policy at this particular time without showing any economic, geographic or social reason for doing so, just because a Committee of the Pennsylvania Bar Association deems the public policy should be changed without necessity, I feel the insurance industry should rise up and oppose this bill with all its force.

Mr. GOLDSTEIN. Mr. Speaker, I have been advised by my colleagues on this side the sponsors of this bill may be guilty of contributory negligence because we are talking too long. However, it is a good cause and I want to speak very briefly and analyze the learned address and treatise of the gentleman from Westmoreland, Mr. Sakulsky.

The gentleman made two points in his talk. First of all, he was delivering a harangue against comparative negligence. We are not debating comparative negligence today.

Secondly, he proved a necessity for the bill when he stated that the courts and the juries must temper justice with mercy in their analysis of the case for the law today is a harsh doctrine.

If you examine the law—and I have a law book here and I have 45 others that I was going to bring up, but Mr. Stimmel advised me not to do so—you will realize that the restatement of the law in the late decisions is a return to a harsh doctrine.

As late as 1880 the Supreme Court of Pennsylvania says that the contributory negligence of a plaintiff must be the direct and proximate cause. For a plaintiff to be guilty of negligence, his negligence must be the proximate cause. Therefore the defendant's negligence should be the proximate cause. We want the plaintiff to have a square deal; we want the defendant to have a square deal. We think this is a good bill but we talk too much.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—79

Agnew,	Frascella,	McCormack,	Rudisill,
Anderson,	Fulmer,	McDonald,	Scarcelli,
Arlene,	Gailey,	McKeever,	Schaaf,
Auker,	Gallagher,	McLaughlin,	Schuster,
Bonner,	Gelfand,	Mihm,	Schwartz,
Branca,	Goldstein,	Monroe,	Shupnik,
Breth,	Heffner,	Moran,	Silverman,
Burns,	Holt,	Muldowney,	Snider,
Capitolo,	Irvis,	Murphy, A.J., Jr.,	Stewart,
Clarke,	Jenkins,	Murray, J. J.,	Stone,
Comer,	Jones, T. H. W.,	Musto,	Sullivan,
Dennis,	Kamyk,	O'Donnell, J. A.,	Taylor,
Donaldson,	Kovolenko,	O'Donnell, J. P.,	Trusio,
Dougherty,	Lamb,	Parlante,	Varallo,
Ellberg,	Lee, K. B.,	Pashley,	Verona,
Eshback,	Leonard,	Perry, P. E.,	Wheeler,
Filo,	Limper,	Polaski,	Williams, A.D., Jr.,
Fineman,	Lopresti,	Prendergast,	Williams, E. S.,
Floyd,	Luigard,	Reibman,	Andrews,
Foerster,	McCann,	Riley,	Speaker

NAYS—120

Ashton,	George,	Lutty,	Rovansek,
Balthaser,	Gibb,	McInroy,	Royer,
Barton,	Gibson,	Machmer,	Sakulsky,
Bell,	Goodrich,	Magee,	Seltzer,
Blair,	Gramlich,	Markley,	Sherman,
Boris,	Guthrie,	Maxwell,	Snare,
Bower,	Hamilton,	Meholchick,	Stank,

Bowman,	Haudenshield,	Merry,	Steckel,
Brenninger,	Heavey,	Miller, B. Z.,	Stevens,
Brown,	Helm,	Miller, H. G.,	Stimmel,
Buchanan,	Henzel,	Mills,	Stoner,
Capano,	Hocker,	Munley,	Strausser,
Cianfrani,	Holliday,	Murphy, P. J.,	Stroup,
Cioffi,	Horst,	Murray, H. P.	Tompkins,
Cooper,	Isaacs,	Murray, P. G.,	Ujobai,
Crossin,	Jim,	Naugle,	Varner,
Curwood,	Johnson, A. W.,	Needham,	Wall,
Davis,	Johnson, R.,	Nelson,	Walsh,
Dengler,	Jump,	O'Dell,	Wargo,
Dennison,	Kee,	Odorisio,	Wescott,
Devlin,	Keiser,	Ogilvie,	Whittaker,
Donahue,	Kernaghan,	O'Neil,	Willard,
Edwards,	Kessler,	Perry, H. H.,	Willaredt,
Eshleman,	Kooker,	Petrosky,	Wilt,
Ewing,	Kornick,	Polen,	Wood,
Farabaugh,	Korns,	Price,	Worley,
Fetterolf,	Kubitsky,	Pursley,	Wynd,
Flynn,	Lee, A. M.,	Reidenbach,	Yatron,
Frank,	Light,	Renwick,	Yetter,
Garlock,	Lippincott,	Rigby,	Zimmerman,

NOT VOTING—11

Boles,	Jones, G. E.,	Mahan,	Weidner,
Down,	Knecht,	Mullen,	Welsh,
Fox,	McCandless,	Thompson,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 157, entitled as follows:

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L 448) authorizing artificial propagation licensees to kill frogs and tadpoles.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rovansek,
Anderson,	Gailey,	McCormack,	Royer,
Arlene,	Gallagher,	McDonald,	Rudisill,
Ashton,	Garlock,	McInroy,	Sakulsky,
Auker,	Gelfand,	McKeever,	Scarcelli,
Balthaser,	George,	McLaughlin,	Schaaf,
Barton,	Gibb,	Machmer,	Schuster,
Bell,	Gibson,	Magee,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Bonner,	Goodrich,	Maxwell,	Sherman,
Boris,	Gramlich,	Meholchick,	Shupnik,
Bower,	Guthrie,	Merry,	Silverman,
Bowman,	Hamilton,	Mihm,	Snare,
Branca,	Haudenshield,	Miller, B. Z.,	Snider,
Brenninger,	Heavey,	Miller, H. G.,	Stank,
Breth,	Heffner,	Mills,	Steckel,
Brown,	Helm,	Monroe,	Stevens,
Buchanan,	Henzel,	Moran,	Stewart,
Burns,	Hocker,	Muldowney,	Stimmel,
Capano,	Holliday,	Munley,	Stone,
Capitolo,	Holt,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Sullivan,
Comer,	Jenkins,	Murray, P. G.,	Taylor,
Cooper,	Jim,	Musto.	Tompkins,
Crossin,	Johnson, A. W.,	Naugle,	Trusio,
Curwood,	Johnson, R.,	Needham,	Ujobai,
Davis,	Jones, T. H. W.,	Nelson,	Varallo,
Dengler,	Jump,	O'Dell,	Varner,
Dennis,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Wescott,
Dougherty,	Kooker,	Parlante,	Wheeler,
Edwards,	Kornick,	Pashley,	Whittaker,
Eilberg,	Korns,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Kubitsky,	Petrosky,	Willard,
Ewing,	Lamb,	Polaski,	Willaredt,
Farabaugh,	Lee, A. M.,	Polen,	Wilt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wood,
Filo,	Leonard,	Price,	Worley,
Fineman,	Light,	Pursley,	Wynd,
Floyd,	Limper,	Reibman,	Yatron,
Flynn,	Lippincott,	Reidenbach,	Yetter,
Foerster,	Lopresti,	Renwick,	Zimmerman,
Frank,	Luigard,	Rigby,	Andrews,
Frascella,	Lutty,	Riley,	Speaker

NAYS—0

NOT VOTING—11

Boles,	Jones, G. E.,	Mahan,	Weidner,
Down,	Knecht,	Mullen,	Welsh,
Fox,	McCandless,	Thompson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 170, entitled as follows:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) authorizing the appointment and prescribing the powers of county police.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. CIOFFI. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 183, entitled as follows:

An Act amending the act of May 29, 1931 (P. L. 280) entitled "An act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof * * *" providing that notice to the owner or terre tenant of lands to be sold for taxes be served by registered or certified mail.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rovansek,
Anderson,	Gailey,	McCormack,	Royer,
Arlene,	Gallagher,	McDonald,	Rudisill,
Ashton,	Garlock,	McInroy,	Sakulsky,
Auker,	Gelfand,	McKeever,	Scarcelli,
Balthaser,	George,	McLaughlin,	Schaaf,
Barton,	Gibb,	Machmer,	Schuster,
Bell,	Gibson,	Magee,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boris,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,

Bower,	Guthrie,	Merry,	Silverman,
Bowman,	Hamilton,	Mihm,	Snare,
Branca,	Haudenshield,	Miller, B. Z.,	Snider,
Brenninger,	Heavey,	Miller, H. G.,	Stank,
Breth,	Heffner,	Mills,	Steckel,
Brown,	Helm,	Monroe,	Stevens,
Buchanan,	Henzel,	Moran,	Stewart,
Burns,	Hocker,	Muldowney,	Stimmel,
Capano,	Holliday,	Munley,	Stone,
Capitolo,	Holt,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Sullivan,
Comer,	Jenkins,	Murray, P. G.,	Taylor,
Cooper,	Jim,	Musto,	Tompkins,
Crossin,	Johnson, A. W.,	Naugle,	Trusio,
Curwood,	Johnson, R.,	Needham,	Ujobai,
Davis,	Jones, T. H. W.,	Nelson,	Varallo,
Dengler,	Jump,	O'Dell,	Varner,
Dennis,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Wescott,
Dougherty,	Kooker,	Parlante,	Wheeler,
Edwards,	Kornick,	Pashley,	Whittaker,
Eilberg,	Korns,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Kubitsky,	Petrosky,	Willard,
Ewing,	Lamb,	Polaski,	Willaredt,
Farabaugh,	Lee, A. M.,	Polen,	Wilt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wood,
Filo,	Leonard,	Price,	Worley,
Fineman,	Light,	Pursley,	Wynd,
Floyd,	Limper,	Reibman,	Yatron,
Flynn,	Lippincott,	Reidenbach,	Yetter,
Foerster,	Lopresti,	Renwick,	Zimmerman,
Frank,	Luigard,	Rigby,	Andrews,
Frascella,	Lutty,	Riley,	Speaker

NAYS—0

NOT VOTING—11

Boies,	Jones, G. E.,	Mahan,	Weidner,
Down,	Knecht,	Mullen,	Welsh,
Fox,	McCandless,	Thompson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 190, entitled as follows:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building Harrisburg Pennsylvania unless a natural disaster or other emergency makes such site undesirable.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rovansek,
Anderson,	Gailey,	McCormack,	Royer,
Arlene,	Gallagher,	McDonald,	Rudisill,
Ashton,	Garlock,	McInroy,	Sakulsky,
Auker,	Gelfand,	McKeever,	Scarcelli,
Balthaser,	George,	McLaughlin,	Schaaf,
Barton,	Gibb,	Machmer,	Schuster,
Bell,	Gibson,	Magee,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Bonner,	Goodrich,	Maxwell,	Sherman,
Boris,	Gramlich,	Meholchick,	Shupnik,
Bower,	Guthrie,	Merry,	Silverman,
Bowman,	Hamilton,	Mihm,	Snare,
Branca,	Haudenshield,	Miller, B. Z.,	Snider,
Brenninger,	Heavey,	Miller, H. G.,	Stank,
Breth,	Heffner,	Mills,	Steckel,
Brown,	Helm,	Monroe,	Stevens,
Buchanan,	Henzel,	Moran,	Stewart,
Burns,	Hocker,	Muldowney,	Stimmel,
Capano,	Holliday,	Munley,	Stone,
Capitolo,	Holt,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Sullivan,
Comer,	Jenkins,	Murray, P. G.,	Taylor,
Cooper,	Jim,	Musto,	Tompkins,
Crossin,	Johnson, A. W.,	Naugle,	Trusio,
Curwood,	Johnson, R.,	Needham,	Ujobai,
Davis,	Jones, T. H. W.,	Nelson,	Varallo,
Dengler,	Jump,	O'Dell,	Varner,
Dennis,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Wescott,
Dougherty,	Kooker,	Parlante,	Wheeler,
Edwards,	Kornick,	Pashley,	Whittaker,
Eilberg,	Korns,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Kubitsky,	Petrosky,	Willard,
Ewing,	Lamb,	Polaski,	Willaredt,
Farabaugh,	Lee, A. M.,	Polen,	Wilt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wood,
Filo,	Leonard,	Price,	Worley,
Fineman,	Light,	Pursley,	Wynd,
Floyd,	Limper,	Reibman,	Yatron,
Flynn,	Lippincott,	Reidenbach,	Yetter,
Foerster,	Lopresti,	Renwick,	Zimmerman,
Frank,	Luigard,	Rigby,	Andrews,
Frascella,	Lutty,	Riley,	Speaker

NAYS—0

NOT VOTING—11

Boies,	Jones, G. E.,	Mahan,	Weidner,
Down,	Knecht,	Mullen,	Welsh,
Fox,	McCandless,	Thompson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 198, entitled as follows:

An Act reenacting and amending the act of July 27, 1955 (P. L. 288) entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification * * *" extending the provisions of the act to cities of the second class.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rovansek,
Anderson,	Gailey,	McCormack,	Royer,
Arlene,	Gallagher,	McDonald,	Rudisill,
Ashton,	Garlock,	McInroy,	Sakulsky,
Auker,	Gelfand,	McKeever,	Scarcelli,
Balthaser,	George,	McLaughlin,	Schaaf,
Barton,	Gibb,	Machmer,	Schuster,
Bell,	Gibson,	Magee,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,

Bonner,	Goodrich,	Maxwell,	Sherman,
Boris,	Gramlich,	Meholchick,	Shupnik,
Bower,	Guthrie,	Merry,	Silverman,
Bowman,	Hamilton,	Mihm,	Snare,
Branca,	Haudenshield,	Miller, B. Z.,	Snider,
Brenninger,	Heavey,	Miller, H. G.,	Stank,
Breth,	Heffner,	Mills,	Steckel,
Brown,	Helm,	Monroe,	Stevens,
Buchanan,	Henzel,	Moran,	Stewart,
Burns,	Hocker,	Muldowney,	Stimmel,
Capano,	Holliday,	Munley,	Stone,
Capitolo,	Holt,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Sullivan,
Comer,	Jenkins,	Murray, P. G.,	Taylor,
Cooper,	Jim,	Musto,	Tompkins,
Crossin,	Johnson, A. W.,	Naugle,	Trusio,
Curwood,	Johnson, R.,	Needham,	Ujobai,
Davis,	Jones, T. H. W.,	Nelson,	Varallo,
Dengler,	Jump,	O'Dell,	Varner,
Dennis,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Wescott,
Dougherty,	Kooker,	Parlante,	Wheeler,
Edwards,	Kornick,	Pashley,	Whittaker,
Eilberg,	Korns,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Kubitsky,	Petrosky,	Willard,
Ewing,	Lamb,	Polaski,	Willaredt,
Farabaugh,	Lee, A. M.,	Polen,	Wilt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wood,
Filo,	Leonard,	Price,	Worley,
Fineman,	Light,	Pursley,	Wynd,
Floyd,	Limper,	Reibman,	Yatron,
Flynn,	Lippincott,	Reidenbach,	Yetter,
Foerster,	Lopresti,	Renwick,	Zimmerman,
Frank,	Luigard,	Rigby,	Andrews,
Frascella,	Lutty,	Riley,	Speaker

NAYS—0

NOT VOTING—11

Boles,	Jones, G. E.,	Mahan,	Weidner,
Down,	Knecht,	Mullen,	Welsh,
Fox,	McCandless,	Thompson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 228, entitled as follows:

An Act amending the "Dog Law of 1921" approved May 11, 1921 (P. L. 522) changing the method of collecting fees for killing and disposing of unlicensed dogs.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. McCANN. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture and Dairy Industries for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 231, entitled as follows:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) authorizing the appointment of solicitors by certain county officials and limiting the duties of the county solicitor.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. GAILEY. Mr. Speaker, I would ask permission of the Chair in interrogate one of the sponsors of this bill.

The SPEAKER pro tempore. Which sponsor does the gentleman care to interrogate?

Mr. GAILEY. Either sponsor.

The SPEAKER pro tempore. Will either of the sponsors of the bill permit himself to be interrogated?

The Chair recognizes the gentleman from Monroe, Mr. Yetter.

Mr. YETTER. Mr. Speaker, I will agree to be interrogated.

Mr. GAILEY. Mr. Speaker, will the gentleman tell me what is the purpose of providing for solicitors for these row offices in the county as provided in this particular bill?

Mr. YETTER. Mr. Speaker, I think that is very plain.

The way the law is today, in the larger counties the row offices are allowed to have solicitors, and the smaller counties which I represent, seventh class counties, the row offices, for instance the sheriff, the register and the recorder or the county treasurer have to use the same solicitor that the county commissioners have. If they have a conflict with the county commissioners they would have the same attorney representing two different cases. It is a conflict of interest and that is the reason we are asking for permission for these offices to have their own attorneys. This is a "may bill"—may or may not—and the county commissioners and the county salary board set the salary so it would be up to the individual counties what they want to do.

Mr. GAILEY. Mr. Speaker, I refer the gentleman to page 2 of the bill, line 17, more specifically, pages 2 and 3, lines 17 to 19 on page 2, and the first three lines on page 3. This is matter which is to be stricken from the law as it now stands, is that not correct?

Mr. YETTER. That is right.

Mr. GAILEY. This says that in case of any litigation impending between the commissioners and any other elected county officers, the proper court may authorize such county officers to retain special counsel for said purposes, whose fees shall be fixed by the court and paid from the county treasury, is that not correct?

Mr. YETTER. That is correct, but our officers would like to have an attorney for them to counsel with before they get in trouble or get into a conflict.

Mr. GAILEY. Well, does it not say in case of litigation impending or in progress?

Mr. YETTER. They want to be advised so that they do not get into trouble.

Mr. GAILEY. I would ask the gentleman what the word "impending" means; isn't that before something happens?

Mr. YETTER. Which paragraph are you referring to?

Mr. GAILEY. I am referring to lines 19 and 20 on page 2.

Mr. YETTER. That would mean that every time there is any question, the court would have to appoint a solicitor. Is that the idea? Is that what you want?

Mr. GAILEY. Isn't that what it says?

Mr. YETTER. Yes, but we do not think that is a good idea.

Mr. GAILEY. Thank you.

Mr. Speaker, I would like to speak just briefly on this bill. Perhaps the last bill that we considered here, or the original bill, the one which fell by a vote of 79 to 120 was referred to as a lawyer's bill. This is certainly a lawyer's bill if I ever saw one. Perhaps I am being unfaithful to my profession when I rise to speak against this bill, but it seems to me this is a situation where the Legislature is being asked to provide handouts for lawyers in seventh and eighth class counties.

There is no reason I can see why the present law is not sufficient for them to obtain legal advice from the county solicitor. There are occasions where legal controversy arises between row offices and county commissioners, but generally speaking they are few and far between, and to put lawyers on the payroll of each of the row offices as proposed by this bill seems to me to be a great mistake. I think unfortunately probably too many lawyers are hired already under the terms of the existing legislation, and I think it would be a serious mistake for this House to consider extending it. I would ask the Members to vote against this legislation.

Mr. YETTER. Mr. Speaker, I want to make another statement on this bill. If it is right to have solicitors for the larger counties and pay them large fees for these services, I think it is just as right to have solicitors for these officers in the small counties and at small fees.

Up until the 1955 Session when the new County Code went through, the smaller counties, the office holders had these solicitors. In our county they paid them $300 a year. Some of the counties now are doing it by the county solicitor appointing solicitors for these offices as deputies. This bill would make it very much simpler.

I ask support from both sides of this House for this bill.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—180

Agnew,	Fulmer,	Lutty,	Renwick,
Anderson,	Gallagher,	McCann,	Rigby,
Arlene,	Garlock,	McCormack,	Riley,
Ashton,	Gelfand,	McDonald,	Rovansek,
Auker,	George,	McInroy,	Royer,
Balthaser,	Gibson,	McKeever,	Rudisill,
Barton,	Goodrich,	McLaughlin,	Sakulsky,
Bell,	Guthrie,	Machmer,	Scarcelli,
Blair,	Hamilton,	Markley,	Schaaf,
Bonner,	Haudenshield,	Maxwell,	Schuster,
Boris,	Heavey,	Meholchick,	Schwartz,
Bower,	Heffner,	Merry,	Sherman,
Bowman,	Helm,	Mihm,	Shupnik,
Branca,	Henzel,	Miller, B. Z.,	Silverman,
Brenninger,	Hocker,	Miller, H. G.,	Snider,
Breth,	Holliday,	Mills,	Stank,
Brown,	Holt,	Monroe,	Steckel,
Buchanan,	Horst,	Moran,	Stewart,
Burns,	Irvis,	Muldowney,	Stimmel,
Capano,	Isaacs,	Munley,	Stone,
Capitolo,	Jenkins,	Murphy, A.J., Jr.,	Stoner,
Cioffi,	Jim,	Murphy, P. J.,	Stroup,
Clarke,	Johnson, A. W.,	Murray, H. P.	Sullivan,
Comer,	Johnson, R.,	Murray, J. J.,	Taylor,
Crossin,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Curwood,	Jump,	Musto,	Truslo,
Davis,	Kamyk,	Naugle,	Ujobai,
Dengler,	Kee,	Needham,	Varallo,
Dennis,	Keiser,	O'Dell,	Varner,
Dennison,	Kernaghan,	O'Donnell, J. A.,	Verona,
Devlin,	Kessler,	O'Donnell, J. P.,	Wall,
Donahue,	Kooker,	Odorisio,	Walsh,
Dougherty,	Kornick,	Ogilvie,	Wargo,
Edwards,	Korns,	O'Neil,	Wescott,
Eilberg,	Leonard,	Parlante,	Wheeler,
Eshback,	Kovolenko,	Pashley,	Whittaker,
Eshleman,	Kubitsky,	Perry, P. E.,	Williams, A.D., Jr.,
Farabaugh,	Lamb,	Petrosky,	Williams, E. S.,
Fetterolf,	Lee, A. M.,	Polaski,	Willaredt,
Filo,	Lee, K. B.,	Polen,	Wood,
Fineman,	Light,	Prendergast,	Wynd,
Floyd,	Limper,	Price,	Yatron,
Flynn,	Lippincott,	Pursley,	Yetter,
Foerster,	Lopresti,	Reibman,	Andrews,
Frank,	Luigard,	Reidenbach,	Speaker
Frascella,			

NAYS—19

Cianfrani,	Gibb,	Perry, H. H.,	Willard,
Cooper,	Goldstein,	Seltzer,	Wilt,
Donaldson,	Gramlich,	Snare,	Worley,
Ewing,	Magee,	Stevens,	Zimmerman,
Gailey,	Nelson,	Strausser,	

NOT VOTING—11

Boles,	Jones, G. E.,	Mahan,	Weidner,
Down,	Knecht,	Mullen,	Welsh,
Fox,	McCandless,	Thompson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 237, entitled as follows:

An Act amending the act of December 22, 1951 (P. L. 1715) entitled "An act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities * * *" providing for the payment of salaries of council members in semi-monthly installments.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rovansek,
Anderson,	Gailey,	McCormack,	Royer,
Arlene,	Gallagher,	McDonald,	Rudisill,
Ashton,	Garlock,	McInroy,	Sakulsky,
Auker,	Gelfand,	McKeever,	Scarcelli,
Balthaser,	George,	McLaughlin,	Schaaf,
Barton,	Gibb,	Machmer,	Schuster,
Bell,	Gibson,	Magee,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Bonner,	Goodrich,	Maxwell,	Sherman,
Boris,	Gramlich,	Meholchick,	Shupnik,
Bower,	Guthrie,	Merry,	Silverman,
Bowman,	Hamilton,	Mihm,	Snare,
Branca,	Haudenshield,	Miller, B. Z.,	Snider,
Brenninger,	Heavey,	Miller, H. G.,	Stank,
Breth,	Heffner,	Mills,	Steckel,
Brown,	Helm,	Monroe,	Stevens,
Buchanan,	Henzel,	Moran,	Stewart,
Burns,	Hocker,	Muldowney,	Stimmel,
Capano,	Holliday,	Munley,	Stone,
Capitolo,	Holt,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Sullivan,
Comer,	Jenkins,	Murray, P. G.,	Taylor,

Cooper,	Jim,	Musto,	Tompkins,
Crossin,	Johnson, A. W.,	Naugle,	Trusio,
Curwood,	Johnson, R.,	Needham,	Ujobai,
Davis,	Jones, T. H. W.,	Nelson,	Varallo,
Dengler,	Jump,	O'Dell,	Varner,
Dennis,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Wescott,
Dougherty,	Kooker,	Parlante,	Wheeler,
Edwards,	Kornick,	Pashley,	Whittaker,
Eilberg,	Korns,	Perry, H. H.,	Williams, A. D., Jr.,
Eshback,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Kubitsky,	Petrosky,	Willard,
Ewing,	Lamb,	Polaski,	Willaredt,
Farabaugh,	Lee, A. M.,	Polen,	Wilt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wood,
Filo,	Leonard,	Price,	Worley,
Fineman,	Light,	Pursley,	Wynd,
Floyd,	Limper,	Reibman,	Yatron,
Flynn,	Lippincott,	Reidenbach,	Yetter,
Foerster,	Lopresti,	Renwick,	Zimmerman,
Frank,	Luigard,	Rigby,	Andrews,
Frascella,	Lutty,	Riley,	Speaker

NAYS—0

NOT VOTING—11

Boies,	Jones, G. E.,	Mahan,	Weidner,
Down,	Knecht,	Mullen,	Welsh,
Fox,	McCandless,	Thompson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 252, entitled as follows:

An act amending "The Borough Code" approved May 4, 1927 (P. L. 519) increasing the limitation on the salaries of burgesses.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. PETROSKY. Mr. Speaker, had I anticipated the opposition to this bill—I had no knowledge of it—I would have debated the bill.

However, there is a very important meeting being held, and Members on both sides of the House and three of the co-sponsors of this bill are at that meeting.

BILL POSTPONED

Mr. PETROSKY. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 276, entitled as follows:

An Act amending the Act of April 27, 1927 (P. L. 465) entitled as amended "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance * * *" to exclude from its provisions certain projectionists of motion pictures under certain conditions.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rovansek,
Anderson,	Gailey,	McCormack,	Royer,
Arlene,	Gallagher,	McDonald,	Rudisill,
Ashton,	Garlock,	McInroy,	Sakulsky,
Auker,	Gelfand,	McKeever,	Scarcelli,
Balthaser,	George,	McLaughlin,	Schaaf,
Barton,	Gibb,	Machmer,	Schuster,
Bell,	Gibson,	Magee,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Bonner,	Goodrich,	Maxwell,	Sherman,
Boris,	Gramlich,	Meholchick,	Shupnik,
Bower,	Guthrie,	Merry,	Silverman,
Bowman,	Hamilton,	Mihm,	Snare,
Branca,	Haudenshield,	Miller, B. Z.,	Snider,
Brenninger,	Heavey,	Miller, H. G.,	Stank,
Breth,	Heffner,	Mills,	Steckel,
Brown,	Helm,	Monroe,	Stevens,
Buchanan,	Henzel,	Moran,	Stewart,
Burns,	Hocker,	Muldowney,	Stimmel,
Capano,	Holliday,	Munley,	Stone,
Capitolo,	Holt,	Murphy, A. J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Sullivan,
Comer,	Jenkins,	Murray, P. G.,	Taylor,
Cooper,	Jim,	Musto,	Tompkins,
Crossin,	Johnson, A. W.,	Naugle,	Trusio,
Curwood,	Johnson, R.,	Needham,	Ujobai,
Davis,	Jones, T. H. W.,	Nelson,	Varallo,
Dengler,	Jump,	O'Dell,	Varner,
Dennis,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Wescott,
Dougherty,	Kooker,	Parlante,	Wheeler,
Edwards,	Kornick,	Pashley,	Whittaker,
Eilberg,	Korns,	Perry, H. H.,	Williams, A. D., Jr.,
Eshback,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Kubitsky,	Petrosky,	Willard,
Ewing,	Lamb,	Polaski,	Willaredt,
Farabaugh,	Lee, A. M.,	Polen,	Wilt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wood,
Filo,	Leonard,	Price,	Worley,
Fineman,	Light,	Pursley,	Wynd,
Floyd,	Limper,	Reibman,	Yatron,
Flynn,	Lippincott,	Reidenbach,	Yetter,
Foerster,	Lopresti,	Renwick,	Zimmerman,
Frank,	Luigard,	Rigby,	Andrews,
Frascella,	Lutty,	Riley,	Speaker

NAYS—0

NOT VOTING—11

Boies,	Jones, G. E.,	Mahan,	Weidner,
Down,	Knecht,	Mullen,	Welsh,
Fox,	McCandless,	Thompson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 310, entitled as follows:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Greene, Mr. McCann.

Mr. McCANN. Mr. Speaker, perhaps this may be out of order but I would like to ask Mr. Helm one question. When we met on today's calendar there were no marks nor recordings regarding this bill.

Was it the understanding of the Republican Caucus that this bill would be held up today in this Session and passed over?

Mr. HELM. The gentleman is correct. We had an understanding in our caucus that an effort would be made to hold up the bill and not vote on it today. However, I must admit the calendar was not so marked.

Mr. McCANN. I thank the gentleman.

Mr. Speaker, I had no knowledge of this, nor is there any marking indicated on this particular bill. We have always agreed in each other's caucuses that any bill that is requested not to be called up, or be passed over, that would be done. Therefore, I ask that we rescind our action, if this bill was agreed to, strike that action from the record and pass over the bill today.

Mr. HELM. Mr. Speaker, we thank the gentleman.

The SPEAKER pro tempore. Will the House give its unanimous consent for the Chair to withdraw its decision on requiring a roll call on this bill? The Chair hears no objection.

The Chair will now ask the gentleman from Greene, Mr. McCann, to make a motion to put the bill on the final passage postponed calendar.

BILL POSTPONED

Mr. McCANN. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 313, entitled as follows:

An Act amending "The Dental Law," approved May 1, 1933 (P. L. 216), changing the definition of the "practice of dentistry" and changing penalties relating to dental technicians.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SILVERMAN. Mr. Speaker, I rise to speak against the passage of House Bill No. 313.

Apparently about the only thing the bill seeks to accomplish is to provide a stiffer penalty. I think the bill can best be explained, and my opposition to it can best be explained, by a letter I received from a highly ethical dental laboratory, the Herman Axelrod Laboratories, Inc. in the Medical Arts Building in Philadelphia.

Among the passages it states:

> "I object to the changes being made because I believe the penalty is too severe and not at all in line with the offense. The general purpose of the act was to prevent the practice of illegal dentistry," (and where this practice is exposed by the lack of a prescription from a licensed dentist, I agree the penalty should be severe), "but from the manner in which the law is written, we could easily become the innocent victims, and most likely would be."

This bill instead of a summary conviction or a fine of $50 makes it an indictable offense and it must go, at least in Philadelphia, to the Municipal Court, or the Common Pleas Court. There is a fine of $500 or six months' imprisonment.

The law as it is written now does not stamp out the illegal practice. For that reason I am going to ask everybody here to vote against this bill.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. McCANN. Mr. Speaker, I move that this bill be placed on the final passage postponed calender.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 321, entitled as follows:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August one thousand nine hundred fifty-five" making a portion of the moneys appropriated available for payment to the Department of Forests and Waters for a study and investigation of matters and problems relating to certain flood waters.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rovansek,
Anderson,	Gailey,	McCormack,	Royer,
Arlene,	Gallagher,	McDonald,	Rudisill,
Ashton,	Garlock,	McInroy,	Sakulsky,
Auker,	Gelfand,	McKeever,	Scarcelli,
Balthaser,	George,	McLaughlin,	Schaaf,
Barton,	Gibb,	Machmer,	Schuster,
Bell,	Gibson,	Magee,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boris,	Goodrich,	Maxwell,	Sherman,
Bower,	Gramlich,	Meholchick,	Shupnik,
Bonner,	Guthrie,	Merry,	Silverman,
Bowman,	Hamilton,	Mihm,	Snare,
Branca,	Haudenshield,	Miller, B. Z.,	Snider,
Brenninger,	Heavey,	Miller, H. G.,	Stank,
Breth,	Heffner,	Mills,	Steckel,
Brown,	Helm,	Moran,	Stevens,
Buchanan,	Henzel,	Monroe,	Stewart,
Burns,	Hocker,	Muldowney,	Stimmel,
Capano,	Holliday,	Munley,	Stone,
Capitolo,	Holt,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.,	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Sullivan,
Comer,	Jenkins,	Murray, P. G.,	Taylor,
Cooper,	Jim,	Musto,	Tompkins,
Crossin,	Johnson, A. W.,	Naugle,	Trusio,
Curwood,	Johnson, R.,	Needham,	Ujobai,
Davis,	Jones, T. H. W.,	Nelson,	Varallo,
Dengler,	Jump,	O'Dell,	Varner,
Dennis,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Wescott,
Dougherty,	Kooker,	Parlante,	Wheeler,
Edwards,	Kornick,	Pashley,	Whittaker,

Eilberg,	Korns,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Kubitsky,	Petrosky,	Willard,
Ewing,	Lamb,	Polaski,	Willaredt,
Farabaugh,	Lee, A. M.,	Polen,	Wilt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wood,
Filo,	Leonard,	Price,	Worley,
Fineman,	Light,	Pursley,	Wynd,
Floyd,	Limper,	Reibman,	Yatron,
Flynn,	Lippincott,	Reidenbach,	Yetter,
Foerster,	Lopresti,	Renwick,	Zimmerman,
Frank,	Luigard,	Rigby,	Andrews,
Frascella,	Lutty,	Riley,	Speaker

NAYS—0

NOT VOTING—11

Boles,	Jones, G. E.,	Mahan,	Weidner,
Down,	Knecht,	Mullen,	Welsh,
Fox,	McCandless,	Thompson,	

The majority required by the Constiution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 337, entitled as follows:

An Act amending the "Banking Code" approved May 15, 1933 (P. L. 624), by permitting banks and bank and trust companies to invest to a limited extent in the shares of small business investment companies.

On the question,

Will the House agree on the bill on third reading?

BILL RECOMMITTED

Br. GELFAND. Mr. Speaker, I move that this bill be recommitted to the Committee on Banking and Building and Loan Associations for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 350, entitled as follows:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519), increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rovansek,
Anderson,	Gailey,	McCormack,	Royer,
Arlene,	Gallagher,	McDonald,	Rudisill,
Ashton,	Garlock,	McInroy,	Sakulsky,
Auker,	Gelfand,	McKeever,	Scarcelli,
Balthaser,	George,	McLaughlin,	Schaaf,
Barton,	Gibb,	Machmer,	Schuster,
Bell,	Gibson,	Magee,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Bonner,	Goodrich,	Maxwell,	Sherman,
Boris,	Gramlich,	Meholchick,	Shupnik,
Bower,	Guthrie,	Merry,	Silverman,
Bowman,	Hamilton,	Mihm,	Snare,
Branca,	Haudenshield,	Miller, B. Z.,	Snider,
Brenninger,	Heavey,	Miller, H. G.,	Stank,
Breth,	Heffner,	Mills,	Steckel,
Brown,	Helm,	Monroe,	Stevens,
Buchanan,	Henzel,	Moran,	Stewart,
Burns,	Hocker,	Muldowney,	Stimmel,
Capano,	Holliday,	Munley,	Stone,
Capitolo,	Holt,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Sullivan,
Comer,	Jenkins,	Murray, P. G.,	Taylor,
Cooper,	Jim,	Musto,	Tompkins,
Crossin,	Johnson, A. W.,	Naugle,	Trusio,
Curwood,	Johnson, R.,	Needham,	Ujobai,
Davis,	Jones, T. H. W.,	Nelson,	Varallo,
Dengler,	Jump,	O'Dell,	Varner,
Dennis,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Wescott,
Dougherty,	Kooker,	Parlante,	Wheeler,
Edwards,	Kornick,	Pashley,	Whittaker,
Eilberg,	Korns,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Kubitsky,	Petrosky,	Willard,
Ewing,	Lamb,	Polaski,	Willaredt,
Farabaugh,	Lee, A. M.,	Polen,	Wilt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wood,
Filo,	Leonard,	Price,	Worley,
Fineman,	Light,	Pursley,	Wynd,
Floyd,	Limper,	Reibman,	Yatron,
Flynn,	Lippincott,	Reidenbach,	Yetter,
Foerster,	Lopresti,	Renwick,	Zimmerman,
Frank,	Luigard,	Rigby,	Andrews,
Frascella,	Lutty,	Riley,	Speaker

NAYS—0

NOT VOTING—11

Boles,	Jones, G. E.,	Mahan,	Weidner,
Down,	Knecht,	Mullen,	Welsh,
Fox,	McCandless,	Thompson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REPORT OF COMMITTEE ON ELECTIONS PROTESTING SEATING OF JOHN R. GAILEY

Mr. LOPRESTI. Mr. Speaker, I wish to file the report of the Elections Committee on the protest filed to the seating of John R. Gailey.

The report was read as follows:

In the House of Representatives, March 3, 1959

To the Honorable, Hiram G. Andrews, Speaker and the Honorable Members of the House of Representatives:

A petition sworn and subscribed to on January 5, 1959 by Adam H. Rudy, contains protests by Adam H. Rudy, Arthur C. Salisbury, and William M. Eichelbereger to the seating of John R. Gailey, Jr., as Representative of the First District of York County in this House of Representatives and requests that the House of Representatives investigate the matter.

The petitioners in the above petition protesting the seating of John R. Gailey, Representative of the First District of York County, Pennsylvania, in the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, Session of 1959, having offered to withdraw said petition; therefore be it

Resolved, That it is the decision of the Committee on Elections and Apportionment of the House of Representatives that said offer to withdraw said petition be accepted; and be it further

Resolved, That John R. Gailey, Jr., be declared the duly elected Representative in the General Assembly from the First District of York County for the term beginning December 1, 1958; and be it further

Resolved, That the action of the House of Representa-

tives in the seating of John R. Gailey, Jr., be hereby confirmed.

Respectfully sumitted,
CHARLES D. STONE
Chairman
PHILIP LOPRESTI
Vice-Chairman
JAMES PRENDERGAST
Secretary
A. V. CAPANO
JOHN H. DEVLIN
MARL H. GARLOCK
J. DEAN POLEN
HAROLD B. RUDISILL
JOSEPH G. WARGO
ROBERT WHEELER, JR.
ADAM T. BOWER
THOMAS H. W. JONES
BAKER ROYER
EDWIN W. TOMPKINS
ALLAN D. WILLIAMS, JR.

On the question,

Will the House adopt the report of the Committee on Elections and Apportionment?

It was unanimously adopted.

RESOLUTION

Mr. PRICE offered a resolution and asked unanimous consent for its immediate consideration.

The SPEAKER pro tempore. Will the House give its unanimous consent for the immediate consideration of the resolution?

Mr. McCANN. Mr. Speaker, this is not a privileged resolution and I ask that it be filed and sent to the Committee on Rules.

The SPEAKER pro tempore. The Chair hears objections, and the resolution will be filed with the Clerk under the Rules.

ANNOUNCEMENTS

Mr. McCANN. Mr. Speaker, House Bill No. 665 was reported today from the Committee on Ways and Means as amended. When it is printed tonight, the office of the Chief Clerk will mail to every Member of the House a copy of it to your home addresses, as well as a copy of House Bill No. 666 as reported from the committee as committed. These two tax measures will be forwarded to you so that you may have them at your home over the week-end.

Next week the House will be in Session Monday the 9th, Tuesday the 10th and Wednesday the 11th days of March. The House will convene at 4:30 on Monday.

There will be a Democratic Caucus in the new House Caucus Room at 2:30 p.m. Monday.

The House will convene on Tuesday the 10th at 12:00 noon and on Wednesday the 11th at 10:00 a.m.

Mr. Speaker, I have the pleasure of announcing that the Capitol Hill chorus composed of the ladies and gentlemen of the House, under the very able leadership of Doctor Clyde R. Dengler, will go into full dress rehersal next Tuesday in the new House Caucus Room at, 5:15 p.m. All of those who are interested in being a part of the Capitol Hill Chorus—and particularly we would like to ask all of those who in the past have been a part of this chorus—please bear in mind next Tuesday, 5:15 p.m. And may we say to you, both men and women certainly are invited to be a part of this chorus. Doctor Clyde R. Dengler will serve as the conductor of this organization.

Mr. A. W. JOHNSON. Mr. Speaker, I wish to announce there will be a Republican Caucus on Monday at 3:00 o'clock. I would like to have all Members present as it is a very important caucus.

COMMITTEE MEETINGS

BOROUGHS, Mr. Filo, Chairman, Room 324, Wednesday, March 11, at 9:30 a.m.

CITIES-COUNTIES SECOND AND SECOND CLASS A, Mr. Mihm, Chairman, Room 149-B, Monday, March 9, after session.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, March 10, at 9:00 a.m.

JUDICIARY, Mr. Rudisill, Chairman, Room 145, Tuesday, March 10, at 10:00 a.m.

MOTOR VEHICLES, Mr. Dougherty, Chairman, Room 521, Tuesday, March 10, 10:00 a.m.

MUNICIPAL CORPORATIONS, Mr. Polaski, Chairman, Conference Room in rear of the House, Tuesday, March 3, after session.

STATE GOVERNMENT, Mr. Schwartz, Chairman, Room 324, Tuesday, March 10, at 11:00 a.m.

WELFARE, Mr. Kamyk, Chairman, Room 522, Tuesday, March 10, at 11:00 a.m.

ADJOURNMENT

Mr. KUBITSKY. Mr. Speaker, I move that this House do now adjourn until Monday, March 9, 1959 at 4:30 p.m.

The motion was agreed to, and (at 3:34 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., WEDNESDAY, MARCH 4, 1959. No. 20.

SENATE

WEDNESDAY, March 4, 1959.

The Senate met at 10:00 o'clock, a.m., Eastern Standard Time.

The PRESIDING OFFICER (Edward J. Kessler) in the Chair.

PRAYER

The following prayer was offered by the gentleman from Berks, Mr. RUTH:

Almighty God, to Whom all hearts are open, all desires known and from Whom no secrets are hid, we come to Thee today. We are thankful for the new season which we are entering, the season of spring, the renewal of life, and we thank Thee for life and all it has meant to us and all that we have been able to contribute through our lives.

We pray that Thy spirit will keep us ever close to Thy sight, that we may know that only from Thee do we get the wisdom and the strength and the power to do the work which has been given to us.

Bless us this day as we wait upon Thee, and as we return to our homes, keep us in Thy care. Guide us that whatever opportunity may come to do Thy will, to be kind, to be true, that we may give our best for that purpose.

We ask it in Thy Holy Name. Amen.

The PRESIDING OFFICER. The Chair would like to thank Doctor Ruth for giving this simple prayer, which we can all understand. We can always count on Senator Ruth, I know.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. MADIGAN, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF THE DELAWARE RIVER PORT AUTHORITY

March 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of The Delaware River Port Authority:

Theodore L. Blumberg, Philadelphia, from March 13, 1958, until November 24, 1962, and until his successor is appointed and qualifies.

J. Griffith Boardman, Philadelphia, from May 27, 1958, until November 24, 1962, and until his successor is appointed and qualifies.

James H. J. Tate, Philadelphia, from August 19, 1958, for the term of five years, and until his successor is appointed and qualifies.

DAVID L. LAWRENCE.

MEMBER OF THE CARBON COUNTY BOARD OF ASSISTANCE

March 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Francis J. Philip (Republican), 677 Columbia Avenue, Palmerton, Carbon County, for appointment as a member of the Carbon County Board of Assistance, until December 31, 1961, and until her successor is duly appointed and qualified, vice Rev. W. T. Longsdorf, Palmerton, whose term expired.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Morris W. James, 425 Penn Avenue, Sinking Spring, Berks County, for appointment as Justice of the Peace in and for the Borough of Sinking Spring, Berks County, until the first Monday of January 1960, vice Alfred D. Steckel, resigned.

DAVID L. LAWRENCE.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 157, entitled:

An Act amending "The Fish Law of 1925" approved

May 2, 1925 (P. L. 448) authorizing artifical propagation licensees to kill bullfrogs and tadpoles.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 183, entitled:

An Act amending the act of May 29, 1931 (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; . . .," providing that notice to the owner or terre tenant of lands to be sold for taxes to be served by registered or certified mail.

Which was committed to the Committee on Judiciary General.

House Bill No. 190, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania.

Which was committed to the Committee on State Government.

House Bill No. 198, entitled:

An Act reenacting and amending the act of July 27, 1955 (P L 288), entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification; . . ." extending the provisions of the act to cities of the second class.

Which was committed to the Committee on Local Government.

House Bill No. 231, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing the appointment of solicitors by certain county officials and limiting the duties of the county solicitor.

Which was committed to the Committee on Local Government.

House Bill No. 237, entitled:

An Act amending the act of December 22, 1951 (P. L. 1715), entitled "An act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities . . .," providing for the payment of salaries of council members in semi-monthly installments.

Which was commited to the Committee on Local Government.

House Bill No. 276, entitled:

An Act amending the act of April 27, 1927 (P. L. 465), entitled, as amended, "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of agress, equipment, and maintenance; * * *," to exclude from its provisions certain projectionists of motion pictures under certain conditions.

Which was committed to the Committee on State Government.

House Bill No. 321, entitled:

An Act amending the act of September 3, 1955(Appropriation Act No. 17-A), entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making a portion of the moneys appropriated available for payment to the Department of Forests and Waters for a study and investigation of matters and problems relating to certain flood waters.

Which was committed to the Committee on Mines and Mineral Industries.

House Bill No. 350, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

Which was committed to the Committee on Local Government.

CALENDAR

BILL ON FINAL PASSAGE

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 151, Printer's no. 163, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 3, Printer's No. 3, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 42, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Donolow,	Mahady,	Ruth,	Walker,
Ehrgood,	Mallery,	Sarraf,	Watkins,
Elliott,	McCreesh,	Scott,	Weiner,
Flack,	McGinnis,	Seyler,	Whalley,
Fleming,	McMenamin,	Shafer,	Wolfe,
Harney,	Miller,	Silvert,	Kessler
Hays,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 158, entitled:

An Act amending the act of July 15, 1957 (P. L. 932), entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor Lancaster County for the use of the Millersville State Teachers College and making an appropriation" by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Donolow,	Mahady,	Ruth,	Walker,
Ehrgood,	Mallery,	Sarraf,	Watkins,
Elliott,	McCreesh,	Scott,	Weiner,
Flack,	McGinnis,	Seyler,	Whalley,
Fleming,	McMenamin,	Shafer,	Wolfe,
Harney,	Miller,	Silvert,	Kessler
Hays,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 173, Printer's No. 187, on third reading go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 227, entitled:

An Act amending the act of July 12, 1919 (P. L. 941), entitled "An act providing for the preparation contents style printing and binding of the Legislative Journal and its delivery and distribution * * *" changing provisions relating to the contents of the Legislative Journal.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Donolow,	Mahady,	Ruth,	Walker,
Ehrgood,	Mallery,	Sarraf,	Watkins,
Elliott,	McCreesh,	Scott,	Weiner,
Flack,	McGinnis,	Seyler,	Whalley,
Fleming,	McMenamin,	Shafer,	Wolfe,
Harney,	Miller,	Silvert,	Kessler
Hays,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 261, Printer's No. 278, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 44; and

Senate Bill No. 45, Printer's No. 45.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 118, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" increasing the compencation of certain members of the Pennsylvania State Police Force and fixing minimum subsistence allowances.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 141, Printer's No. 323;

Senate Bill No. 250, Printer's No. 267; and

Senate Bill No. 251 Printer's No. 268.

The PRESIDING OFFICER. Is ther objection the Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 264, entitled:

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of establishing constructing and maintaining a State highway in Montgomery County.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 265, entitled:

An Act authorizing the Department of Highways with the approval of the Governor to construct a highway and to erect and maintain a bridge over the Schuylkill River in Montgomery County between a point in the Borough of Norristown or a township adjacent thereto and a point in the Borough of Bridgeport or a township adjacent thereto and to provide the necessary approaches and connections with State highways empowering the county to pay certain damages and making an appropriation therefor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 306, Printer's No. 331, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 309, entitled:

An Act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies fixing the salary of the Director of the Legislative Reference Bureau and making appropriations.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REMAINING BILLS ON SECOND READING CALENDAR OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the remaining bills on today's Second Reading Calendar go over in their order:

The bills as follows:

Senate Bill No. 324, Printer's No. 349;
Senate Bill No. 325, Printer's No. 350;
Senate Bill No. 326, Printer's No. 351;
Senate Bill No. 327, Printer's No. 352;
Senate Bill No. 328, Printer's No. 353; and
Senate Bill No. 339, Printer's No. 364.

The PRESIDING OFFICER. Is ther objection? The Chair hears none.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Monday, March 9, 1959, at 3:00 o'clock, p.m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 10:26 o'clock, a.m., Eastern Starndard Time, until Monday, March 9, 1959, at 3:00 o'clock, p.m., Eastern Standard Time.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., MONDAY, MARCH 9, 1959. No. 21.

SENATE

MONDAY, MARCH 9, 1959

The Senate met at 3:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. RAYMOND H. DAIHL, Pastor of the Camp Hill Church of God, Camp Hill, offered the following prayer:

Let us pray.

O God, Author of all good, we pause this afternoon before taking up the problems of legislation to give Thee hearty thanks for the confidence which Thou hast placed in these Thy servants through the voice of the people whom they represent.

May each Officer and Member of this august Body be in accord with Thy will, so that their decisions shall be right in Thy sight, to bring to pass that which shall make and keep our great Commonwealth a bulwark of economic, moral and spiritual power in our beloved Nation and in the world.

Help, we pray, all the citizens of our State and Nation, both in public office and private enterprise, to be aware of the moral and spiritual pitfalls which are set to entrap us. Help us to avoid them by following closely in the footsteps of Him Who chose to die that we might live.

We pray in the name of Jesus Christ, Thy Son, our Lord, Who liveth and reigneth with Thee and the Holy Ghost, ever one God, world without end. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session when on motion of Mr. BERGER and Mr. HARNEY further reading was dispensed with and the Journal was approved.

LEAVE OF ABSENCE

Mr. BERGER asked and obtained leave of absence for Mr. CHAPMAN, due to illness.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

JUSTICE OF THE PEACE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alfred E. Jones, 99 South Main Street, Mansfield, Tioga County, for appointment as Justice of the Peace in and for the Borough of Mansfield, Tioga County to serve until the first Monday of January 1960, vice William C. Barnes, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry W Morgan, 49 East Brandywine Avenue, Modena, Chester County, for appointment as Justice of the Peace in and for the Borough of Modena, Chester County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William A. Ent, 221 East Main Street, Mechanicsburg, Cumberland County for appointment as Justice of the Peace in and for the Borough of Mechanicsburg, Cumberland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUDGE OF THE COURT OF COMMON PLEAS NO. 7

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Francis X McClanaghan, Esq., 807 North Twentieth Street, Philadelphia, Philadelphia County, for appointment as Judge of the Court of Common Pleas No. 7 of the First Judicial District of Pennsylvania, composed of the City and County of Philadelphia, until the first Monday of January 1960, vice Hon. L. Stauffer Oliver, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE LUZERNE COUNTY BOARD OF ASSISTANCE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James R. Kenny (Democrat) R. D. 4, Oak Hill, Dallas, Luzerne County, for appointment as a member of the Luzerne County Board of Assistance, until December 31, 1961, and until his successor is duly appointed and qualified, vice Dr. Hugo V. Mailey, Forty-Fort, whose term expired.

DAVID L. LAWRENCE.

MEMBER OF THE LEHIGH COUNTY BOARD OF ASSISTANCE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Edith M. Graul, Allentown, for appointment as a member of the Lehigh County Board of Assistance, from January 1, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

DAVID L. LAWRENCE.

REPORT FROM THE JOINT STATE GOVERNMENT COMMISSION, DEALING WITH ANTHRACOSILICOSIS AND COMMONWEALTH EXPENDITURES UNDER THE OCCUPATIONAL DISEASE LAW

Mr. BERGER submitted the following communication and report from the Joint State Government Commission

The communication was read by the Clerk as follows:

GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA

JOINT STATE GOVERNMENT COMMISSION

P. O. Box 61, Room 450, Capitol Building, Harrisburg, Pa.

March 9, 1959.

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, 1959, dealing with Anthracosilicosis and Commonwealth Expenditures Under The Occupational Disease Law.

Copies of this report for members of the Senate have been placed in their post office boxes.

/s/ BAKER ROGER
Chairman

(For Report see Appendix.)

BILLS INTRODUCED AND REFERRED

Messrs. WOLFE and MALLERY read in place and presented to the Chair Senate Bill No. 379, entitled:

An Act amending the act of May 27, 1949 (P. L. 1903), entitled "The Military Code of 1949," providing that Colonels having certain service shall be placed on the retired list as Brigadier Generals.

Which was committed to the Committee on Military Affairs and Aeronautics.

Mr. FLEMING read in his place and presented to the Chair Senate Bill No. 380, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended, "Banking Code," further regulating the making of installment loans.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 381, entitled:

An Act amending the act of June 4, 1943 (P. L. 883), entitled "An act authorizing and directing the Department of Highways to erect and maintain, as a post war construction project, a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum, Allegheny County, and a point in Westmoreland County, and to provide the necessary approaches and connections with State highways; . . . . . ," making the bridge a free bridge; providing for the payment of certain obligations out of the Motor License Fund and making an appropriation therefor.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 382, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing the assessing and levying of taxes by all the school board members when union districts are first created.

Which was committed to the Committee on Education.

Messrs. ELLIOTT, MADIGAN, BLASS, SHAFER, VAN SANT, BERGER and WALLEY read in place and presented to the Chair Senate Bill No. 383, entitled:

An Act prohibiting the Department of Labor and Industry from promulgating and enforcing any rules or regulations affecting domestic servants or farm laborers.

Which was committed to the Committee on Labor and Industry.

Messrs. WATKINS, McCREESH, ROONEY and VAN SANT read in place and presented to the Chair Senate Bill No. 384, entitled:

An Act providing for a referendum to determine the will of the electorate in regard to horse racing with legal wagering within the State.

Which was committed to the Committee on State Government.

Mr. TAYLOR read in his place and presented to the Chair Senate Bill No. 385, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 386, entitled:

An Act making an appropriation for the construction of a recreational center in the City of Butler.

Which was committed to the Committee on Appropriations.

Messrs. STEVENSON, MALLERY and KOPRIVER, Jr., read in place and presented to the Chair Senate Bill No. 387, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing that no person holding the office of justice of the peace shall act as secretary or secretary-treasurer of the board of township supervisors.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 388, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," requiring landowners to maintain and keep in repair sidewalks or sidewalks and curbs abutting on their property.

Which was committed to the Committee on Local Government.

Messers. STEVENSON, KOPRIVER, JR., MALLERY and LANE read in place and presented to the Chair Senate Bill No. 389, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing the purchase or condemnation of unabstructed views at curves and intersections.

Which was committed to the Committee on Local Government.

Messrs. CONFAIR and KROMER read in place and presented to the Chair Senate Bill No. 390, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," permitting motor vehicles used in delivering United States mail to be equipped with certain warning lights and sign.

Which was committed to the Committee on Highways.

They also read in place and presented to the Chair Senate Bill No. 391, entitled:

An Act amending the act of May 2, 1925 (P. L. 448), entitled "The Fish Law of 1925," providing for the issuing of lifelong free resident fishing licenses to persons sixty-five years of age or over.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Messrs. HARNEY and MALLERY read in place and presented to the Chair Senate Bill No. 392, entitled:

An Act repealing certain obsolete acts and parts of acts imposing or relating to bonuses and taxes and requiring registration with and reports to the Commonwealth and the keeping of records in connection therewith and imposing penalties for violation thereof.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 393, entitled:

An Act amending the act of July 25, 1953 (P. L. 564), entitled "Domestic Corporations, etc. Excise Tax Act," eliminating the excise tax upon the amount of authorized capital stock or stated capital which corporations are authorized to have upon a renewal or extension of their charters.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 394, entitled:

An Act abolishing the corporate loans tax and repealing acts imposing such tax and related acts and parts of acts.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 395, entitled:

An Act abolishing the excise taxes on the capital stock, stated capital or capital of domestic corporations, banks and trust companies and certain partnerships and upon increases in capital employed in Pennsylvania by foreign corporations, limited partnerships and joint stock associations and repealing certain acts requiring the payment by such entities of a bonus.

Which was committed to the Committee on Corporations.

Mr. HARNEY read in his place and presented to the Chair Senate Bill No. 396, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Community Memorial Hospital, West Grove.

Which was committed to the Committee on Appropritions.

Messrs. KESSLER, WADE and KELLER read in place and presented to the Chair Senate Bill No. 397, entitled:

An Act amending the act of April 18, 1945 (P. L. 253), entitled "An act relating to suits by shareholders against officers or directors in a corporation, . . .," extending the provisions thereof to corporations having no capital stock and authorizing corporations to indemnify directors, officers and other persons against certain expense.

Which was committed to the Committee on Corporations.

Messrs. DONOLOW, CAMIEL and LANE read in place and presented to the Chair Senate Bill No. 398, entitled:

An Act making an appropriation to the Department of Labor and Industry for the purpose of providing job counsellors and interviewers to aid persons over forty-five years of age.

Which was committed to the Committee on Labor and Industry.

Mr. WADE read in place and presented to the Chair Senate Bill No. 399, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," providing for the furnishing of an abstract of the record of investigation of any vehicle accident and prescribing a fee for such record.

Which was committed to the Committee of Highways.

Mesrs. SHAFER and KELLER read in place and presented to the Chair Senate Bill No. 400, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting the malicious injury or destruction of property of others; and prescribing penalties therefor.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 401, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," further defining disorderly conduct and prescribing penalties therefor.

Which was committeed to the Committee on Judiciary General.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. WHALLEY offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 9, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, March 16, 1959, at THREE o'clock P. M., E. S. T., and when the House of Representatives adjourns this week, it reconvene on Monday, March 16, 1959, at FOUR-THIRTY o'clock P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE RESOLUTIONS

BEST WISHES OF THE SENATE EXTENDED TO THE HONORABLE JOHN FOSTER DULLES FOR A RAPID AND COMPLETE RECOVERY

Messrs. BERGER, WEINER and TAYLOR offered the following resolution (Serial No. 16), which was read, considered and agreed to:

In the Senate, March 9, 1959.

The ill health of the Secretary of State of the United States, John Foster Dulles, is a matter of deep concern to all of us. The unselfish determination of this outstanding American to fulfill his duties at any cost has placed his very life in jeopardy. He has most capably and conscientiously traveled continuously throughout the world in the furtherance of peace and a better understanding among nations, and we, his fellow Americans, have benefited greatly by his labors.

We are happy to hear that Secretary Dulles is now improving and we most sincerely hope that he will continue to improve so that, with God's help, he may again very soon take up the duties which have been vested in him with the utmost of confidence; therefore be it

Resolved, That the Senate of the Commonwealth of Pennsylvania expresses to John Foster Dulles its gratitude for his outstanding statesmanship and lasting contributions to the betterment of our Nation, and sends to him its sincere wishes for a rapid and complete recovery; and be it further

Resolved, That a copy of this resolution be transmitted to the Honorable John Foster Dulles.

PERMISSION TO ADDRESS SENATE

Mr. McGINNIS asked and obtained unanimous consent to address the Senate.

Mr. McGINNIS. Mr. President, last Friday, on March 6th, ex-Senattor Joseph F. Guffey passed to the great beyond. He was a United States Senator, from Pennsylvania, for twelve years. He was also a very active businessman.

Therefore, on behalf of Senator Weiner, Senator Berger, Senator DiSilvestro, Senator Taylor, Senator Barr, Senator Sarraf and myself I am offering this resolution.

TRIBUTE TO FORMER UNITED STATES SENATOR JOSEPH F. GUFFEY

Messrs. McGINNIS, WEINER, BERGER, DiSILVESTOR, TAYLOR, BARR and SARRAF offered the following resolution (Serial No. 17), which was read, considered and agreed to:

In the Senate, March 9, 1959.

On Friday, March 6, 1959, death brought to a close the brilliant political career of the Honorable Joseph F. Guffey.

Born December 29, 1870, near Pittsburgh, Pennsylvania, Senator Guffey became a powerful figure in Democratic policitics, both in Pennsylvania and Nationally. His political career began in 1912 when he took a political gamble and backed Woodrow Wilson for the Presidential nomination. From that time on until the date of his death, at the age of 88, Senator Guffey conscientiously and steadfastly served his Party and the general public. He capably represented the Commonwealth of Pennsylvania in the Senate of the United States from 1934 to 1947, but was defeated for re-election in 1946, a Republican landslide year, by Senator Edward Martin.

In the death of Joseph F. Guffey, the Commonwealth of Pennsylvania has lost one of its foremost public figures; a man whose efforts and accomplishments were to the advantage of us all; therefore, be it

Resolved, That the Senate of Pennsylvania hereby pays tribute to that outstanding Pennsylvanian, Joseph F. Guffy, and expresses its sincere condolences to his loved ones upon his death.

CALENDAR

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 151, as follows:

An Act amending the act of December 27 1951 (P L 1742) entitled as amended "The Realty Transfer Tax Act" authorizing the recorders of deeds to use stamping machines to be furnished by the Department of Revenue in the sale of documentary stamps.

On the question,

Shall the bill pass finally?

RECONSIDERATION OF SENATE BILL No. 151

Mr. LANE. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 151 passed third reading on March 2, 1959.

The PRESIDENT. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

Mr. RUTH. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. RUTH. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. LANE. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Title, page 2, first line of Title, by striking out: "the recorders of deeds to use" and inserting: "the use of"; Amend Title, page 2, second line of Title, by striking out: "to be furnished by the Department of Revenue"; Amend Title, page 2, third line of Title, by inserting after "stamps": "and authorizing the Department of Revenue to furnish such machines." Amend Sec. 2 (Sec. 6.1), page 3, line 3, by striking out "(a)"; Amend Sec. 2 (Sec. 6.1), page 3, line 3, by striking out "recorder of deeds" and inserting: "person"; Amend Sec. 2 (Sec. 6.1), page 3, line 12, by striking out "shall" and inserting: "may"; Amend Sec. 2 (Sec. 6.1), page 3, lines 16 to 19, and page 4, lines 1 to 5, by striking out all of said lines. Amend Bill, page

4, by inserting between lines 17 and 18: "Section 4. The sum of fifty thousand dollars ($50,000), or as much thereof as may be necessary, is appropriated to the Department of Revenue for the purchase of stamping machines and other materials which it is authorized to supply to agents of the Commonwealth for the sale of stamps under the provisions of this act." Amend Sec. 4, page 4, line 18, by striking out "4" and inserting: "5".

On the question,
Will the Senate agree to the amendments?
They were agreed to.
Ordered, That the bill as amended lie over for printing.

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,
The Senate proceeded to the third reading and consideration of Senate Bill No. 3, entitled:

An Act providing for the payment of money into court for persons entitled thereto in eminent domain proceedings the crediting of such payments and prescribing method of computing interest on awards.

And said bill having been read at length the third time, and agreed to.
On the question,
Shall the bill pass finally?

Mr. SEYLER. Mr. President, it is my intention to vote in opposition to this bill. One of my principal reasons for so doing is the fact that this bill applied not only to the Commonwealth and the Department of Highways, specifically, over which the main discussion seems to have taken place so far, but it also applies to all subdivisions, municipalities and authorities of the Commonwealth.

By setting this figure and making it an inflexible figure, it is my opinion that this bill would deter the operation of these municipalities and authorities in their programs for housing and redevelopment, because I believe it would tie up large sums of money and, therefore, slow down the progress which can be made by these agencies.

For that reason, Mr. President, I intend to vote against the bill.

Mr. HAHADY. Mr. President, I not only concur with my colleague, Senator Seyler, but I would like to add thereto that this should have been eight or nine bills. It applies to utilities, it applies to the Department of Forests and Waters, it applies to municipalities, it applies to cities, it applies to townships, it applies to the Department of Highways and it applies to every type of public utility. It has not been given enough thought. It really should be eight or nine bills because it is amending laws in each of those categories. It does not provide for an orderly or a clear-cut procedure. The bill is vague and smacks of the lamp.

For that reason, Mr. President, I shall vote "no" on the bill.

Mr. BERGER. Mr. President, the bill, in its present form, was passed I believe without any dissenting votes in the 1957 Session by both the House and Senate. It had been reviewed by the various utility companies which would be affected by it, and the only reason for the Governor's veto, as stated at the time—and I am speaking from recollection—was that the Department of Highways would set up prompt means whereby the damages would be paid to the people whose property was being taken for highway purposes.

Certainly, Mr. President, there are instances with which we are all familiar where that has not been done. Consequently, we believe that this bill will have a salutary effect upon the payment of damages for property taken under the right of eminent domain, whether by the Department of Highways, a utility or another municipality.

Therefore, Mr. President, I ask my colleagues to vote "aye" on the bill.

Mr. WEINER. Mr. President, the purpose of the bill is a good one and is a step in the right direction. The only problem which most of us seem to have with it is that the percentage is too high. It will tie up a great deal of State money while litigation is taking place and may do so for a long period of time.

Therefore, if this percentage were reduced to a level where the State would not be injured thereby, because of the fact that we are going into a vast highway program and other programs wherein this type of problem will occur again and again, I believe my colleagues, on this side of the aisle, would find this bill more palatable. It is for that reason, Mr. President, that I am asking my colleagues to vote "no" on this bill.

Mr. BERGER. Mr. President, I do not want to prolong this discussion, but I believe the instances where the money would be tied up for long periods of time would not be very frequent. The bill provides that the owner of the land may go into court and, by submitting proof of his ownership, shall receive eighty-five per cent of the money which has already been offered in payment for the land. Consequently, there would be no loss because that is money which the Commonwealth or any utility would eventually be paying out.

I can see some instances where it might be prolonged because the owner may have a faulty title. However, excepting in those instances, I do not think it would tie up money because the money would be paid out to the owner and he would be able to use it either to find a new place or to assist him in moving off the premises which were to be taken.

Mr. President, I believe that the bill would not be a very harmful bill.

Mr. WEINER. Mr. President, I would like to bring to the attention of the Members of the Senate—most of whom have had personal experiences with this problem—that the present situation, as it exists today, is that by executive order the owner of the land receives seventy-five per cent. There is nothing magic about the number seventy-five, but we do feel that that is a fair percentage of the money to be paid, whereby a person who is injured by this type of movement by the State, or progress, as we might call it, can receive a fair amount in order to move away from his present location. Therefore, it would be no hardship to him.

The problem which we now have with this eighty-five per cent, although it is only ten per cent higher, is that it would tie this money up. This bill makes it mandatory and it leaves no room for any kind of executive discretion. I feel that it is not in the province of this Legislature to sit in judgment on everyone of these cases because the strength of our Government is in the division of powers in the Executive and Judicial Branches. I think

this problem is in their purview and in their area. If we do not do that, we will have to come in here and legislate for every case. By setting an ironclad rule, we are binding people who have no reason to be bound. I think the people trust their discretion by voting and electing them.

Mr. WATKINS. Mr. President, I would like to speak on behalf of this bill. Before it appeared on the Calendar, I had no knowledge of this legislaiton being drafted.

I feel that this bill is a good bill and I think if my colleagues on the other side will just think this matter out a little bit and realize the hardships that are being projected upon the people of the Commonwealth of Pennsylvania, they will think before they vote "no" on this bill.

In my area in Delaware County, on a route, namely 202, last April, the Department of Highways moved in and started to build a road. They have completed about three-fourths of the road. Up to the present time, there are about twenty-five people who had condemnations and had moneys due them from the State of Pennsylvania, not only for their homes but for the road which is being built through their properties. In this case, it just happens that I am one of those persons. They took some 1,641 square feet of frontage of my property, and about 59,000 or 60,000 feet of ground in depth. Up to this very day, from last April, there has not been a State Highway official around to talk about the settlement on this ground.

Personally, I do not need the money. If they do not come around for another couple of years, it is all right with me because I am fortunate; I have been blessed. However, there are people who have consistently called me, week after week, to find out why someone has not been there to talk about the settlement of their properties.

I know that my colleagues on the other side of the aisle are fair. I am sure if they think this problem over, they will not vote "no" on the bill. It just is not right. There is no reason for it whatsoever. It is just lazy settlements and lack of interest.

I know people who have had their fences torn down, and the fences are still lying down because the people do not have the money to put them back up.

Mr. President, I think this bill is of real importance, and before voting "no" on it, I would certainly check my conscience and just think what is really happening. The case about which I am speaking is Route 202, running from West Chester, Pennsylvania, to the Delaware State Line. If you do not think it is a bad situation, come down personally and investigate it.

I think this bill will shake up the Department of Highways. I think Governor Lawrence wants it. In fact, I talked with Governor Lawrence about this case and he thought it was disgraceful. He felt that something should be done.

Therefore, why should my colleagures vote "no" on a good piece of legislation.

Mr. SEYLER. Mr. President, I desire to interrogate the gentleman from Potter, Senator Berger.

The PRESIDENT. Will the gentleman from Potter, Mr. Berger, permit himself to be interrogated?

Mr. BERGER. Mr. President, the Majority leader has alleged—and also Senator Watkins has alleged—difficulty with collecting these payments from the Highways Department. Actually, as Senator Weiner has pointed out, these payments are covered to the extent of seventy-five percent by Department regulation.

However, my question to the Senator is this. He has also included in the bill subdivisions, authorities, school districts and so on. I am sure that Senator Berger realizes that the resources of some of these lesser agencies of the Commonwealth are not comparable to the resources of the State Highways Department, nor are their operations upon the same scale. To my knowledge, he has not alleged any difficulties created by these subdivisions, municipalities or authorities.

I wonder if you would explain why the bill is so inclusive. If he was aiming at the problem of settling the problems with the Department of Highways, it would seem to me that the bill should have been directed to that purpose.

Therefore, Mr. President, I would like to ask for an explanation of that.

Mr. BERGER. Mr. President, there is no reason why any agency should be permitted to take property without being prepared to pay for it. The right of eminent domain is a very, very important and a very, very severe right which should be exercised only in cases of public or quasi-public interest. The authorities and municipalities enjoy that right. They prepare their financing in order to acquire the property which they will need, and I see no reason why they should not be prepared to pay to the owner eighty-five per cent of what they admit the value of the land to them may be.

Mr. SEYLER. Mr. President, I thank the gentleman.

Of course, this is not a question of whether or not it should be paid for. The only question is whether we should set an inflexible figure of eighty-five per cent and apply it to all these operations. Senator Berger has still not brought forth or even alleged any difficulties in connection with any of these entities.

It is still my opinion, Mr. President, that this would severely hamper the operations of housing authorities, redevelopment authorities and other agencies and municipalities, as a matter of fact, which are interested in doing a job of providing housing and of making redevelopment in their cities.

For that reason, Mr. President, I think the bill is entirely too inclusive for the purpose which Senator Berger has in mind. Therefore, I am opposed to it.

Mr. LANE. Mr. President, actually, there is a valid argument on both sides, as far as this bill is concerned. However, my concern is that if this legislation is enacted into law, it may tie up a huge amount of highway funds. We are now embarked on a real program of building highways in Pennsylvania. As a matter of fact, it appears that we may have to even increase the gasoline tax.

I appreciate the fact that where eminent domain is used, the public must be protected. However, I am afraid that the percentage of eighty-five per cent is really too high. I believe we should pass legislation whreeby a certain amount of the assessed damages should be paid into court. I think there should be a period of time set forth, in order to answer the problem which Senator Watkins has. There should be a period of time set forth in the bill as to when final settlement should be made. That could be within a year or two or any reasonable time that the Senate feels is proper. To tie up an estimate of eighty-five per cent of property damages throughout

Pennsylvania today, with this huge highway program, I am afraid might curtail our Federal program. After all, when we are receiving ninety cents on a dollar from the Federal Government, I feel that Pennsylvania would be foolish, indeed, if it did not take advantage of this gratuity from the Federal Government.

Therefore, Mr. President, I cannot vote for the bill in its present form. However, if it is amended by cutting down the percentage and setting forth a definite time when settlement in full must be made—and make it reasonable—I think the Members of the Senate would vote in favor of it.

Mr. BERGER. Mr. President, I fail to follow the argument that the percentage of the amount of money is too high. I see no reason why the full amount of money which the Commonwealth, or the agency or the utility is prepared to pay for a man's property should not be paid over to him. The delay in getting the payments to the people who own the property is the only reason for this bill.

As far as tying up the funds of the Department of Highways is concerned, the bill says that prior to taking possession, they must pay this money. There is no reason that when they move a man out of his property, they should not pay what they admit is due to him.

Mr. MAHADY. Mr. President, I want to draw to the attention of this Senate the fact that my conclusion, as I stated before—that there should have been eight or nine bills—is a true one. After all, the law of eminent domain is a very exact law with each and every type of person who uses it. It varies in its scope and in its texture. After all, the law of eminent domain is so different that it should be a subject for study in this Commonwealth. It should be made simple and exact. It should be made consistent.

The Department of Forests and Waters, for instance, can walk in and just take posession. There is not a single thing they have to do in advance. They can walk in and take the land by putting a bulldozer on the land. That is the first notice to people. Now we come along with an omnibus bill, which is aimed at the Department of Highways, and we say that eighty-five per cent shall be paid. This is eighty-five per cent of whose estimate? How are we going to arrive at the eighty-five per cent that we pay? This requires thought, if you assume that you are going to pay eighty-five per cent. We, on this side of the aisle, feel that it is too big.

There is no question about the fact that if it is my property you are taking, it is worth four or five times what you say you think it is worth. Who is going to put the price on the homes? That is one of the problems.

The second thing is that amendments were offered to Senator Berger some time ago, having highways primarily in mind, which provided that before actual possession was taken, you should pay the amount which this Senate would agree upon. As everyone here knows, or should know, when the highway plans are put on record here in Harrisburg, that is when the taking occurs. It does not occur when they move in or at the actual possession time. Sometimes plans are put on record and they do not begin construction, under those plans, for two or three years; and sometimes, never. They are merely withdrawn and the taking merely reverts back again when the plans are canceled.

Mr. President, this is a very intricate subject for each and every separate field, for which there is a different procedure. As I said, there should be some definite, constructive thought given to this matter and legislation introduced. However, in addition to that, we are trying to muddy those waters which are already muddied by proposing this omnibus bill, which attacks all phases of takings within the Commonwealth. We are proceeding with a bill which is not well thought out; that is not well constructed.

Let me leave you with one thought, Mr. President. No one disagrees with the principle behind this bill. Everyone in this group, I think, agrees that there should be more prompt payment. However, what we are talking about is the method to achieve that purpose. On that method, and the method alone, do we disagree.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—37

Berger,	Harney,	McGinnis,	Shafer,
Blass,	Kalman,	Mullin,	Stevenson,
Camiel,	Keller,	Pechan,	Taylor,
Confair,	Kessler,	Propert,	Van Sant,
DiSilvestro,	Kopriver, Jr.,	Ripp,	Wade,
Donolow,	Kromer,	Rooney,	Wagner,
Ehrgood,	Madigan,	Ruth,	Watkins,
Elliott,	Mallery,	Sarraf,	Walley,
Flack,	McCreesh,	Scott,	Wolfe,
Fleming,			

NAYS—9

Barr,	Mahady,	Murray,	Stiefel,
Hays,	Miller,	Seyler,	Weiner,
Lane,			

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 118, Printer's No. 377, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 173, Printer's No. 187, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 261, entitled:

An Act amending the act of April 27, 1927 (P. L. 465) entitled as amended "Fire Safety Building Regulation Law" providing exemptions from certain provisions of the act.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Berger,	Harney,	McGinnis,	Shafer,
Blass,	Hays,	Miller,	Stevenson,
Camiel,	Keller,	Mullin,	Taylor,
Confair,	Kessler,	Pechan,	Van Sant,
DiSilvestro,	Kopriver, Jr.,	Propert,	Wade,
Donolow,	Kromer,	Ripp,	Wagner,
Ehrgood,	Lane,	Rooney,	Walker,
Elliott,	Madigan,	Ruth,	Watkins,
Flack,	Mallery,	Sarraf,	Walley,
Fleming,	McCreesh,	Scott,	Wolfe,

NAYS—6

Kalman,	Murray,	Stiefel,	Weiner,
Mahady,	Seyler,		

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 264, Printer's No. 288, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 265, entitled:

An Act authorizing the Department of Highways with the approval of the Governor to construct a highway and to erect and maintain a bridge over the Schuylkill River in Montgomery County between a point in the Borough of Norristown or a township adjacent thereto and a point in the Borough of Bridgeport or a township adjacent thereto and to provide the necessary approaches and connections with State highways empowering the county to pay certain damages and making an appropriation therefor.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WEINER. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Title, page 1, third from last line of Title, by inserting after "highways": "and."

Amend Title, page 1, last two lines of Title, by striking out: "and making an appropriation therefor"

Amend Sec. 4, page 3, lines 11 to 15, by striking out all of said lines.

On the question,

Will the Senate agree to the amendments?

They were agreed to.

Ordered, That the bill as amended lie over for printing.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 309, entitled:

An Act relating to officers and employs of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies fixing the salary of the Director of the Legislative Reference Bureau and making appropriations.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

MOTION TO RECOMMIT BILL

Mr. LANE. Mr. President, I move that Senate Bill No. 309, on third reading, be recommitted to the Committee on Appropriations.

Mr. MAHADY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. BERGER. Mr. President, before we vote on this motion, I might say to the Members of the Senate that this bill pertains to the compensation of both the House and Senate employees. It has been understood that when the bill goes over to the House, any amendments which anyone is considering might be submitted for consideration to the Rules Committee in the House, where this bill will undoubtedly be referred.

As far as the motion to recommit this bill is concerned, I would oppose the motion and ask my collegaues to vote "no."

Mr. LANE. Mr. President, I want it distinctly understood that I am not opposed to any of the features of this particular piece of legislation. However, I do feel that we now have the cart before the horse.

As a matter of fact, we do not have a tax program; we do not know what we are going to have as far as budgetary requirements are concerned. It seems to me that the fair and proper thing to do would be to let the Appropraitions Committee of the Senate review this legislation. When we find that we have the money and we are not going to cut down any services here in Pennsylvania, then let us pass this legislation and give these people a raise. Until that time, I think we are doing the wrong thing.

Here in Pennsylvania, we have a huge budget. We have a number of departments which are going to demand, and have demanded, additional appropriations. They are demanding appropriations which are vitally important to the welfare and the well-being of the people of Pennsylvania. When we do what this bill proposes to do, I feel we are sort of taking a selfish attitude. I do not believe that any Member of the Senate intends to do that, but we might receive this type of publicity. I feel it is only proper that we should send this bill to the Appropriations Committee. After the Appropriations Committee reviews all its bills, then this legislation should be brought out and passed.

And the question recurring,

Will the Senate agree to the motion?

PARLIAMENTARY INQUIRY

Mr. SEYLER. Mr. President, I rise to a question of parliamentary inquiry.

The PRESIDENT. The gentleman will state it.

Mr. SEYLER. Mr. President, I understood that it has always been customary that any bills which carried an appropriation was referred to the Appropriations Committee before final passage. I would like instruction from the Chair as to whether this procedure is according to rules or merely a matter of Senatorial custom.

The PRESIDENT. As far as the Chair knows, it has been done in some instances, but not in all. Therefore, it might be termed customary rather than mandatory under the rules and regulations.

Mr. SEYLER. I thank the Chair, Mr. President.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.,	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Walley,
Harney,	McMenamin,	Shafer,	Wolfe,

NAYS—1

Hays,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

RECESS

Mr. BERGER. Mr. President, before proceeding with the Second Reading Calendar, I move that the Senate do now take a recess for ten minutes for the purpose of holding a meeting of the Committee on Appropriations in the Committee Room.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT OF THE COMMISSION ON CONSTITUTIONAL REVISION

Mr. FLEMING. Mr. President, I ask unanimous consent to submit the Report of the Commission on Constitutional Revision at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING. Mr. President, at the last Session of the Legislature, the General Assembly authorized the formation of a Constitutional Revision Commission, composed of fifteen members, five of whom were to be appointed by the Governor, five by the President pro tempore of the Senate and five by the Speaker of the House of Representatives.

This Commission was formed to make a study of the Constitution of Pennsylvania and to decide whether or not they would recommend a Constitutional Convention or whether they would recommend making changes in our present Constitution by amendment. The Governor of Pennsylvania, George Leader, at that time; the President pro tempore of the Senate, M. Harvey Taylor; and Stuart Helm, the Speaker of the House of Representatives, appointed a Constitutional Revision Commission and, in my opinion, they did a very excellent job in their choice of members on that Commission, with one exception. However, fourteen members of the Commission are outstanding men and women of the Commonwealth of Pennsylvania.

The Commission met and elected Judge Robert E. Woodside, of the Superior Court of Pennsylvania, Chairman of the Commission. I believe we would all agree that Judge Woodside is one of the most outstanding outhorities on Constitutional Law, on the legislative and the administration of government in Pennsylvania that we have had in many years. The Vice-Chairman of the Commission was the Honorable Horace Stern, former Chief Justice of the Supreme Court of Pennsylvania; likewise, a nationally known and outstanding authority on the constitutional law of Pennsylvania.

The members of the Commission were as follows: Lieutenant-General Milton G. Baker, well known for his work in military circles and at present, he is Superintendent of the Valley Forge Military Academy; the Honorable Genevieve Blatt, Secretary of Internal Affairs, whose knowledge of local government, I believe, would be unsurpassed; Matthew A. Crawford, an attorney of Kittanning, Vice-President and General Counsel of the Pittsburg and Shawmut Railroad; the Mayor of Philadelphia, the Honorable Richardson Dilworth, who added much to the Commission; Doctor Jefferson B. Fordham, Dean of the University of Pennsylvania Law School; Mr. George R. Lamade, Publisher of the Pennsylvania Grit; Mrs. Mitchell MacCartney, of Altoona, President of the Pennsylvania Council of Republican Women; Doctor M. Nelson McGeary, Head of the Department of Political Science, Pennsylvania State University; Mrs. Robert L. McGeehan, Second Vice-President of the Pennsylvania League of Women Voters, from Hazleton; Philip Price, one of the outstanding and eminent members of the Bar of Philadelphia County; former Senator O. Jacob Tallman, a former Majority Leader of this Senate of Pennsylvania; and two Members of the General Assembly. Speaker Stuart Helm appointed an outstanding Member of the House of Representatives, the former Chairman of the Judiciary Committee in the House, the Honorable Edwin W. Tompkins. Now I come to the man whom I eliminated when I said there were fourteen outstanding men appointed to this Commission. For some reason, Senator Taylor saw fit to appoint me as the Member from the Senate. I certainly did not add to the Commission that which these other gentlemen did. I say that sincerely. I have never seen a committee come in and make a study of

anything and give to it the time that these men and women did, with the divergence of opinions which they had, and come up with a report which, in my opinion, is one of the finest that has ever been presented.

By the directive of the Act which created this Commission, this report contains in it the forms in which various amendments can be offered to the General Assembly. We have divided the classification of the recommendations into three groups. Class one is composed of those types of amendments which we feel are necessary and should be acted upon by the General Assembly at once.

Class two consists of fifteen of those which we felt were not so important, but to which the General Assembly might want to give consideration.

Class three consists of sixty-eight recommendations which are made mainly for the purpose of giving to any future Constitutional Revision Commission that might be appointed, the thoughts that this Commission had in the many months which it took for them to go over the various items. These recommendations should only be considered, in our opinion, if and when we should ever decide to have a Constitutional Convention called.

As I said before, and at the expense of repeating, Mr. President, the Commission did decide that we would recommend to the General Assembly that any change in the Constitution of Pennsylvania should be made by amendment form only.

The report of the Commission, which I now present to you, Mr. President, on behalf of the Commission, is available for all the Members of the Senate. The report will be placed on your desks. It is the sincere hope of the Commission that the Members will go over this report very carefully, that they will look into it and if, in their wisdom, they feel that any of these or all of these recommendations, if you please, should be offered, that they will feel free, regardless of political affiliation, to offer them for the consideration of the Senate of Pennsylvania.

As far as I am concerned, I would be willing to answer any questions that you might be able to ask me in regard to any of the work which we have done.

The PRESIDENT. The Report of the Commission on Constitutional Revision will be noted in the Legislative Journal.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, I attended one of the meetings held by the Commission in the Caucus Room. After reviewing all of the material which was presented to me, I want to say that the Senate and the House of Representatives of the Commonwealth of Pennsylvania, and the people of Pennsylvania, are obligated and indebted to this Commision. I have seen many, many committees created in this Senate and House, any very rarely have they done a job such as this Commission has done.

Therefore, Mr. President, speaking for myself, personally, I wish to congratulate the Commission for a job very well done.

BILLS INTRODUCED AND REFERRED

Mr. SEYLER. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. SEYLER and HAYS read in place and presented to the Chair Senate Bill No. 402, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," increasing the limitation on the approval of projects undertaken by the State Public School Building Authority or by any municipality authority or nonprofit corporation for reimbursement purposes.

Which was committed to the Committee on Education.

Mr. SEYLER read in his place and presented to the Chair Senate Bill No. 403, entitled:

An Act abolishing the rights of individuals to waive by contract any exemption of property from levy and sale on execution issued upon any judgment.

Which was committed to the Committee on Judiciary General.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 42

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 42, entitled:

An Act implementing the provisions of article nine, section eighteen of the Constitution of the Commonwealth of Pennsylvania by providing for borrowing money for certain purpose from the Motor License Fund and providing for the reimbursement thereof.

BILLS SIGNED

The President (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

House Bill No. 42, Printer's No. 118;
House Bill No. 158, Printer's No. 29; and
House Bill No. 167, Printer's No. 47.

SECOND READING CALENDAR
BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 44, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" exempting certain municipal authorities from motor vehicles registration and certificate of title fees.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MALLERY offered the following amendments:

Amend Sec. 1 (Sec. 722), page 3, line 8 and 9,, by striking out all of line 8, and "382) known as the "Municipality Authorities Act of 1945" in line 9.

Amend Sec. 1 (sec. 722), page 3, line 10, by inserting after "Commonwealth":

"or any municipal authority created under the act of May 2, 1945 (P. L. 382), known as the "Municipality

Authorities Act of 1945," which municipal authority provides transportation for public use within a municipality or municipalities in which a private transportation company has discontinued operation or has filed an application with the Public Utility Commission for permission to discontinue operation, and operates over routes where service by such private transportation company has been discontinued or is about to be discontinued, and is not competing with a private transportation company."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. MALLERY. Mr. President, I ask unanimous conset that Senate Bill No. 44, Printer's No. 44, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 45, entitled:

An Act amending the act of May 2 1945 (P L 382) entitled "Municipalities Authorities Act of 1945" providing that the exemption of Authorities from taxation shall include exemption from taxes on liquid fuels used in the operation of motor buses

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MALLERY offered the following amendment:

Amend Sec. 1 (Sec. 15), page 3, line 7, by inserting after "buses":

"if such Authorities provide transpaortation for public use within a municipality or municipalities in which a private transportation company has discontinued operation or has filed an application with the Public Utility Commission for permission to discontinue operation and operate over routes where service by such private transportation company has been discontinued or is about to be discontinued, and are not comepting with a private transportation company."

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. MALLERY. Mr. President, I ask unanimous consent that Senate Bill No. 45, Printer's No. 45, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 141, entitled:

An Act amending the act of June 24 1937 (P. L. 2017) entitled "County Institution District Law" increasing the powers and duties of institution districts.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. LANE offered the following amendments?

Amend Sec. 1, page 2, line 1 by inserting after "Section 1": "Clause (d), of"

Amend Sec. 1, page 2, line 3 by striking out all of said line.

Amend Sec. 1, (Sec. 401) page 3, by inserting after line 3: "(d) To contribute moneys to the county to pay all or part of the county cost of maintaining children and aged persons in foster homes and in institutions and homes for children and aged persons."

* * *

Amend Bill, page 3 by inserting between lines 7 and 8: "Section 2. Section 401 of the act is amended by adding at the end thereof a new clause to read: "Section 401. Powers and Duties as to Care of Dependents and Children.—The local authorities shall have the power, and it shall be their duty with funds of the institution district or of the city, according to rules, regulations, and standards established by the State Department of Public Welfare—"

* * *

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 141, Printer's No. 323, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 250, entitled:

An Act amending the act of April 9 1929 (P. L. 343) entitled "The Fiscal Code" providing for additional reimbursement and procedures relative thereto in the auditing of disbursements affairs and accounts and clarifying the provisions relating to audits.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 251, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" changing certain

procedures and providing for audits and verification of rights to reimbursements.

The first section was read,

On the question,

Will the Senate agree to the section?

Mr. MAHADY. Mr. President, being a freshman Senator, I do not wish to comment on the merits of this bill which has the sponsorship of the leadership of both sides of the Senate, except as follows: We now have elected auditors whom we pay. We have an audit section in the Department of Public Instruction which we pay, and we are creating a third set of auditors whom we will have to pay.

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The second section and title were read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. BERGER. Mr. President, I move that Senate Bill No. 306, on second reading, be committed to the Committee on Local Government.

Mr. BLASS. Mr. President I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 324, entitled:

An Act amending the act of May 28 1937 (P L 955) entitled as amended "Housing Authorities Law" increasing the minimum amount for which the authorities may contract or purchase without bids.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 325, Printer's No. 350; and

Senate Bill No. 326, Printer's No. 351.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 327, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" further providing for the employment of the certified public accountant.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 328, entitled:

An Act amending the act of May 4 1927 (P L 519) entitled "The Borough Code" extending the jurisdiction of borough policemen to include property outside the borough owned or controlled by the borough

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 339, entitled:

An Act amending the act of May 28 1915 (P L 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" extending the time for authority employes to join or refuse to join the pension fund

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS INTRODUCED AND REFERRED

Mr. PROPERT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. PROPERT, WATKINS, DiSILVESTRO and McCREESH read in place and presented to the Chair Senate Bill No. 404, entitled:

An Act making an appropriation to the Drexel Institute of Technology, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

BILLS INTRODUCED AND REFERRED

Mr. WAGNER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. WAGNER, WHALLEY, KALMAN, ROONEY and MURRAY read in place and presented to the Chair Senate Bill No. 405, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting certain business activities on Sunday.

Which was committed to the Committee on Judiciary General.

Mr. EHRGOOD. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection The Chair hears none.

Messrs. EHRGOOD and SARRAF read in place and presented to the Chair Senate Bill No. 406, entitled:

An Act amending the act of March 10,, 1949 (P. L. 30), entitled "Public School Code of 1949," further providing for the establishment of kindergartens.

Which was committed to the Committee on Education.

Mr. MULLIN. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. MULLIN and FLEMING read in place and presented to the Chair Senate Bill No. 407, entitled:

An Act amending the act of May 2, 1945 (P. L. 401),

entitled "Private Trade Schools Law," changing the name of Trade Schools to Vocational Schools.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 408, entitled:

An Act amending the act of May 2, 1945 (P. L. 401), entitled, as amended, "Private Trade Schools Law," changing the license fee.

Which was committed to the Committee on Education.

Mr. KOPRIVER, JR.. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. KOPRIVER, JR., KESSLER, FLACK and RUTH read in place and presented to the Chair Senate Bill No. 409, entitled:

An Act providing for a referendum to determine the will of the electorate of any city, borough, town or township with respect to the fluoridation of their water supply.

Which was committed to the Committee on Local Government.

ANNOUNCEMENT BY THE CHAIR

The PRESIDENT. The Chair wishes to announce that the Report of the Commission on Constitutional Revision will be placed in the mail boxes of all the Senators.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, March 10, 1959, at 1:00 o'clock, p. m., Eastern Standard Time.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:29 o'clock, p. m., Eastern Standard Time, until Tuesday, March 10, 1959, at 1:00 o'clock p. m. Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, March 9, 1959

The House met at 4:30 p.m.

The SPEAKER (Hiram G. Andrews) in the Chair.

The SPEAKER. The Speaker announces with profound sorrow the death on Saturday, March 7th, 1959 of the Honorable Granville E. Jones, late a Member of this House, representing the Fifth Legislative District of the County of Philadelphia.

As a mark of respect to his memory the Chair requests that at the conclusion of the prayer we stand in silence with heads bowed until the sound of the gavel.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

O Thou God of strength and power, in Whom we live and move and have our being; we come to Thee this evening hour in the awarenes that Thou hast called the Honorable Granville E. Jones to his eternal rest; we are conscious of the distinguished service he has given during the past ten years; and the active responsibility he has assumed in civic and fraternal affairs. We seek the counsel and guidance which Thou hast to give. Grant to each one of us the daily strength to accomplish the work which Thou hast for us to do. Lift us to greater heights than we have known before. And in every hour of trial or testing grant to us that hidden power which only Thou canst give, in order that we may withstand the many allurements and temptations which constantly stand in the way of greater service in Thy dear Name: through Jesus Christ, Thy dear Son, our Lord. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday, March 2 and Tuesday, March 3, 1959? If not, and wtihout objection, the Journals are approved.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. SILVERMAN for today for official business reasons.

Mr. McCANN asked and obtained unanimous consent for the immediate consideration of amended House Bill No. 42 returned for concurrence, and House Bills Nos. 158 and 167 returned without amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 42

An Act Authorizing a loan and transferring money from the Motor Lncense Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

With the information that the Senate had passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the Amendment.

The Clerk read the amendment as follows:

Amend Section 1, page 2, line 1, by striking out after the word "of" the words "twenty-seven million five hundred thousand dollars ($27,500,000)" and inserting in lieu thereof the words "thirty-five million dollars ($35,000,000)".

On the question,

Will the House concur in the amendment made by the Senate?

Mr. McCANN. Mr. Speaker, on House bill No. 42, Printer's No. 118, which is before the House now for concurrence, I would like to make a brief statement regarding the words and language as expressed on lines 1, 2 and 3 of page 2 of the bill.

For clarification and intent purposes, the words are ambiguous inserting "or any part thereof". The legislative intent of House bill No. 42, Printer's No. 118, permits the borrowing of the full amount of $35 million from the fund as amended by the Senate.

With that statement of clarification, Mr. Speaker, I request that the House do concur in the amendments placed in House bill No. 42.

Mr. A. W. JOHNSON asked and obtained unanimous consent to interrogate the Majority Leader.

Mr. Speaker, the bill when it passed the House, of course, was to permit borrowing $27.5 million from the Motor License Fund and this increases the borrowing to $35 million. Could the gentleman tell the House why it was necessary to increase it to $35 million?

Mr. McCANN. Mr. Speaker, that was the original figure that was intended in the bill when we first discussed the borrowing power. If you recall distinctly, the sum of $35 million was requested, the differences then were discused and a compromise figure was found at that point of $27.5 million. The Senate has seen fit to amend the bill to meet the request that was first outlined, of permitting the borrowing of $35 million in cash from the Motor License Fund.

Mr. A. W. JOHNSON. Mr. Speaker, a further question. On the day the bill pased the House, I believe there was was $27.7 million in the Motor License Fund. Does the gentleman have any idea what the balance is in that Fund today?

Mr. McCANN. Mr. Speaker, I do not know the balance in the fund today, but you are correct as to the figures. There was approximately $28 million in the fund at the time this bill passed the House. There is far more money than that in the fund today, naturally, since during that period of time, from the passage of the bill in the House to the present date, additional revenue has continued to arrive in this fund from the various licenses being received each day by the Department.

Mr. A. W. JOHNSON. A further question, Mr. Speaker. I understand that last week the reason the Senate put the bill out was an urgent plea to them that unless the bill was passed and unless borrowing could be had from the Motor License Fund to the General Fund the state would be entirely out of cash and it would not be able to pay its current bills. Is that correct?

Mr. McCANN. Mr. Speaker, at least as far as the school subsidies were concerned, that is correct. They would be out of cash and that would be at the date

indicated at that time, which was discussed as roughly March 15. Correct?

Mr. A. W. JOHNSON. Another question, Mr. Speaker. The balance in the General Fund was $68 million and the payments to school districts are $65, and that would only have left $3 million in the bank, so this borrowing is absolutely necessary, is that correct?

Mr. McCANN. That is absolutely correct. I believe those are the correct figures, $68-$65 million leaving $3 million, that is correct.

Mr. A. W. JOHNSON. I believe I would like to ask a further question, Mr. Speaker.

Are we to understand then that $35 million is a realistic figure, and money that will absolutely be required to run the General Fund in addition to money that will come in between now and the end of the biennium?

Mr. McCANN. That is a safe figure, Mr. Speaker, and it is the actual figure that is needed.

Mr. A. W. JOHNSON. Mr. Speaker, I would like to make a short statement.

If, as the gentleman stated and as the State Treasurer has reported to us, the General Fund will be absolutely out of money unless they can borrow from the Motor License Fund, and if the amount needed is $35 million, while we do not like to do it, I cannot see any other alternative but asking the Members on this side of the House to go along and vote for this increase to $35 million.

I believe fiscal responsibility requires that we do it. I realize it is not good housekeeping, it is poor husbandry, but it is a thing we face with a pistol at our heads. I am asking the Members on this side to go along.

Mr. AUKER. Mr. Speaker, I would like to ask the gentleman if the item reported in yesterday's papers of an increase of $5.5 million in revenues over what had been coming in currently is true or not true. In other words, the Budget Office or somebody put out that they had an increase in revenues of $5.5 million over what they had anticipated.

Mr. McCANN. Mr. Speaker, I cannot answer about the newspaper story he may be talking about, but certainly there is more cash in the Motor License Fund at this point . . .

Mr. AUKER. Mr. Speaker, I am not talking about the Motor License Fund. I am talking about the receipts from the Corporation Income Tax and the Sales Tax, that there have been increases over those anticipated of $5.5 million for the month, I believe, of February; I am not sure, January or February.

Mr. McCANN. Mr. Speaker, there could be an increase of $4 or 5 million in revenue in that field for that month, but for the overall period of the revenue under that Act, there is no question that the revenue fell below the estimate as outlined in the 1957 budget. There could be $4 or 5 million. I would not know that.

Mr. AUKER. Mr. Speaker, I ask the gentleman this question, then: If that $5.5 million is true, and that would hold up for another month or two months, then certainly this $35 million would not be needed, because is it not a fact that they are getting that extra money they did not expect to get when they put this bill through?

Mr. McCANN. Mr. Speaker, if there were not a need to borrow $35 million, I am sure the State Treasurer, the Auditor General and the Governor would borrow that portion of the $35 million that may be needed, or $30 million if such would be the case, to carry through from the Motor License Fund for the cash that is needed, which will expire in a period approximately March 15. If the $5 million you speak of is additional revenue that had not been anticipated, it certainly was anticipated in the 1957 budget, and the anticipated revenue has fallen below the amount for the biennium both in Corporate Net Income Tax and the Sales and Use Tax fund. If this increase that you speak of had occurred it could only have occurred in the difference over the previous month, which certainly was below the estimate which it normally should have been had the economy of Pennsylvania been on an even level throughout the two year biennium. The statement you give may be precisely true, and if you want us to, we certainly will furnish you with such figures. We do not at this point have the statement that you deal with that was in the newspapers a day or two ago.

On the question recurring,

Will the House concur in the amendment made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Gailey,	McDonald,	McCann,
Anderson,	Gallagher,	McInroy,	McCormack,
Arlene,	Garlock,	McKeever,	Royer,
Ashton,	Gelfand,	McLaughlin,	Rudisill,
Auker,	George,	Machmer,	Sakulsky,
Balthaser,	Gibb,	Magee,	Scarcelli,
Barton,	Gibson,	Mahan,	Schaaf,
Bell,	Goldstein,	Markley,	Schuster,
Blair,	Goodrich,	Maxwell,	Schwartz,
Boles,	Gramlich,	Meholchick,	Seltzer,
Bonner,	Guthrie,	Merry,	Sherman,
Boris,	Hamilton,	Mihm,	Shupnik,
Bower,	Haudenshield,	Miller, B. Z.,	Snare,
Bowman,	Heavey,	Miller, H. G.,	Snider,
Branca,	Heffner,	Mills,	Stank,
Brenninger,	Helm,	Monroe,	Steckel,
Breth,	Henzel,	Moran,	Stevens,
Brown,	Hocker,	Muldowney,	Stewart,
Buchanan,	Holliday,	Mullen,	Stimmel,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Trusio,
Crossin,	Johnson, A. W.,	Musto,	Ujobai,
Curwood,	Johnson, R.,	Naugle,	Varallo,
Davis,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennis,	Kamyk,	O'Dell,	Wall,
Dennison,	Kee,	O'Donnell, J. A.,	Walsh,
Devlin,	Keiser,	O'Donnell, J. P.,	Wargo,
Donahue,	Kernaghan,	Odorisio,	Weidner,
Dougherty,	Kessler,	Ogilvie,	Welsh,
Down,	Knecht,	O'Neil,	Wescott,
Edwards,	Kooker,	Parlante,	Wheeler,
Eilberg,	Kornick,	Pashley,	Whittaker,
Eshback,	Korns,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Ewing,	Kubitsky,	Petrosky,	Willard,
Farabaugh,	Lamb,	Polaski,	Willaredt,
Fetterolf,	Lee, A. M.,	Polen,	Wilt,
Filo,	Lee, K. B.,	Prendergast,	Wood,
Fineman,	Leonard,	Price,	Worley,
Floyd,	Light,	Pursley,	Wynd,
Flynn,	Limper,	Reibman,	Yatron,
Foerster,	Lippincott,	Reidenbach,	Yetter,
Fox,	Lopresti,	Renwick,	Zimmerman,
Frank,	Luigard,	Rigby,	Andrews,
Frascella,	Lutty,	Riley,	Speaker
Fulmer,	McCandless,	Rovansek,	

NAYS—1

Tompkins,

NOT VOTING—8

Comer, Donaldson, Stone, Thompson,
Cooper, Silverman,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendment was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 158.

An Act amending the act of July 15, 1957 (P. L. 932) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor Lancaster County for the use of the Millersville State Teachers College and making an appropriation" by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

HOUSE BILL No. 167.

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code," authorizing the regulation of junk dealers junk yards and scrap yards.

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 42.

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

HOUSE BILL No. 158.

An Act amending the act of July 15, 1957 (P. L. 932), entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor Lancaster County for the use of the Millersville State Teachers College and making an appropriation" by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

HOUSE BILL No. 167.

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing the regulation of junk dealers junk yards and scrap yards.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RECESS

Mr. LOPRESTI. Mr. Speaker, I ask consent of the House for a thirty-minute recess for the purpose of holding a Democratic caucus.

The SPEAKER. Will the House give its unanimous consent. The Chair hears no objection and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

BILLS INTRODUCED AND REFERRED

By Messrs. STRAUSSER and STROUP.

HOUSE BILL No. 669.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for reimbursement to certain school districts for the costs of pupil transportation undertaken to avoid hazardous conditions, and imposing duties on the Pennsylvania State Police.

Referred to the Committee on Education.

By Messrs. STRAUSSER, STROUP, McCANDLESS and MAGEE. HOUSE BILL No. 670.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), making persons over sixteen years of age subject to the penal provisions of the act.

Referred to the Committee on Motor Vehicles.

By Mr. T. H. W. JONES. HOUSE BILL No. 671.

An Act providing for two additional law judges of the court of common pleas in the thirty-eighth judicial district.

Referred to the Committee on Judiciary.

By Messrs. BOWER, H. P. MURRAY, PURSLEY and WHITTAKER. HOUSE BILL No. 672.

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448), authorizing the use of money in the "fish fund" for an engineering survey of the Susquehanna River.

Referred to the Committee on Rules.

By Messrs. FOX, DOWN and WILLARD.

HOUSE BILL No. 673.

An Act amending the "Local Tax Enabling Law" approved June 25, 1947 (P. L. 1145) granting income tax deductions to residents of Pennsylvania for income taxes paid in other states.

Referred to the Committee on Ways and Means.

By Messrs. GALLAGHER and STONE.

HOUSE BILL No. 674.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), authorizing appropriations for mosquito control programs.

Referred to the Committee on Townships.

By Mr. GALLAGHER, Mrs. KOOKER and Mr. A. D. WILLIAMS, Jr. HOUSE BILL No. 675.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), providing for two additional supervisors in townships having a population of more than twelve thousand.

Referred to the Committee on Townships.

By Messrs. MERRY, PURSLEY, Mrs. MARKLEY and Mr. H. P. MURRAY. HOUSE BILL No. 676.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), defining hand and arm signals on turning, stopping, or decreasing speed.

Referred to the Committee on Motor Vehicles.

By Messrs. ROVANSEK, BONNER, JIM and KORNICK. HOUSE BILL No. 677.

An Act amending the act of June 18, 1941 (P. L. 133), entitled "An act relating to coal stripping operations; providing for the health and safety of persons employed therein and for the inspection and regulation of such operations by the Department of mines; . . ." changing penalties.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. ROVANSEK, KORNICK, PRENDERGAST and McDONALD. HOUSE BILL No. 678.

An Act amending the act of June 2, 1891 (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," providing for ventilation to render harmless certain dusts.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. MERRY, FOX, FARABAUGH and SNIDER. HOUSE BILL No. 679.

An Act amending the act of March 26, 1925 (P. L. 83),, entitled "An act for the protection of Public Health by regulating the serving of milk for drinking purposes to patrons of hotels, . . . ; and providing penalties," eliminating licenses and license fee requirements.

Referred to the Committee on Agriculture and Dairy Industries.

By Mesrs. MERRY, STROUP, FOX and SNIDER. HOUSE BILL No. 680.

An Act amending the "Milk Control Law," approved April 28, 1937 (P. L. 417), changing provisions relating to weighing and measuring permits.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. UJOBAI, BROWN, WILLAREDT and ASHTON. HOUSE BILL No. 681.

An Act amending the act of December 15, 1955 (P. L. 865), entitled, "An act requiring rents and royalties from oil and gas leases of Commonwealth land to be placed in a special fund . . . ," earmarking a certain portion of the fund for the development and construction of a State park in Chester and Montgomery counties.

Referred to the Committee on Rules.

By Messrs. GELFAND and A. D. WILLIAMS. HOUSE BILL No. 682.

An Act amending the act of June 8, 1911 (P. L. 710), entitled "An act to regulate the doing of business in this Commonwealth of foreign corporations; * * *," prohibiting certain foreign corporations from engaging in certain financial transactions.

Referred to the Committee on Judiciary.

By Messrs. NEEDHAM and WARGO and Mrs. MUNLEY and Mr. MUSTO. HOUSE BILL No. 683.

An Act amending the act of June 2, 1891 (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," regulating blasting and and providing for certain safety measures.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. STROUP, WHEELER, GARLOCK and WYND. HOUSE BILL No. 684.

An Act amending the act of June 1, 1956 (P. L. 1944), entitled "An act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities, boroughs, incorporated towns and townships, for their road, street and bridge purposes; * * *" changing the formula used to determine the amount of payments to be made to the political subdivisions.

Referred to the Committee on Municipal Corporations.

By Mr. AUKER. HOUSE BILL No. 685.

An Act amending the "Fiduciaries Act of 1949" approved April 18, 1949 (P. L. 512) providing for the transfer of title to personalty without a petition or letters in certain cases.

Referred to the Committee on Judiciary.

By Mr. AUKER. HOUSE BILL No. 686.

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448), authorizing any fish warden, special warden, sheriff, constable, or any special officer, or any peace officer to arrest any person violating the clean stream law.

Referred to the Committee on Judiciary.

By Mr. AUKER. HOUSE BILL No. 687.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for the employment of professional and temporary professional employes of county boards of school directors, regulating the employment, dismissal, suspension and demotion of such employes, and providing for their rights and obligations.

Referred to the Committee on Education.

By Mr. AUKER. HOUSE BILL No. 688.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), extending reimbursement on account of pupil transportation to all districts of the second and third class.

Referred to the Committee on Education.

By Mr. AUKER. HOUSE BILL No. 689.

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August 20, 1953 (P. L. 1217), entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act, approved the twenty-second day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 1987), and making an appropriation."

Referred to the Committee on Public Health and Sanitation.

By Messrs. STROUP, KORNICK, BONNER and KUBITSKY. HOUSE BILL No. 690.

An Act amending the act of June 29, 1937 (P. L. 2423), entitled, as amended "An act establishing a Pennsylvania State Police Retirement System; * * * defining the words "Final Salary," lowering the number of years of service required for voluntary retirement allowances; and providing for payments upon death under certain conditions.

Referred to the Committee on State Government.

By Messrs. McLAUGHLIN, CLARKE and GIBB. HOUSE BILL No. 691.

An Act amending the act of June 2, 1937 (P. L. 1184), entitled, as amended, "An act authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service men to aid in defraying the expense of Memorial Day, Flag Day and Armistice Day," providing for payment to organizations of American Gold Star Mothers.

Referred to the Committee on Municipal Corporations.

By Messrs. McLAUGHLIN, KORNICK, DONALDSON and AGNEW. HOUSE BILL No. 692.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), providing for payment to organizations of American Gold Star Mothers.

Referred to the Committee on Counties.

By Messrs. McLAUGHLIN, FILO and AGNEW. HOUSE BILL No. 693.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing for payment to organizations of American Gold Star Mothers.

Referred to the Committee on Boroughs.

By Messrs. McLAUGHLIN, WALSH and AGNEW. HOUSE BILL No. 694.

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), providing for payment to organizations of Gold Star Mothers.

Referred to the Committee on Cities—Third Class.

By Messrs. McLAUGHLIN, LAMB and GIBB. HOUSE BILL No. 695.

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), providing for payment to organizations of American Gold Star Mothers.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Mr. McLAUGHLIN (By Request). HOUSE BILL No. 696.

An Act adopting the son "Pennsylvania Forever," written and composed by David Lincoln Cershel, as the official song of the Commonwealth of Pennsylvania.

Referred to the Committee on Rules.

By Mr. McLAUGHLIN (By Request). HOUSE BILL No. 697.

An Act adopting the song "Hear Ye Pennsylvania," written and composed by David Lincoln Cershel, as the official song of the Commonwealth of Pennsylvania.

Referred to the Committee on Rules.

By Messrs. STROUP, STRAUSSER, FLYNN and McINROY. HOUSE BILL No. 698.

An Act requiring the consent of the electors of a township of the second class in annexation proceedings.

Referred to the Committee on Municipal Corporations.

By Messrs. MACHMER, KNECHT, FRANK and BRENNINGER. HOUSE BILL No. 699.

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225), eliminating the requirement as to the removal of the entrails in certain cases.

Referred to the Committee on Game and Conservation.

By Mrs. MARKLEY, Mrs. MUNLEY, MRS. PASHLEY and Mrs. HENZEL. HOUSE BILL No. 700.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for the education and training of emotionally and socially disturbed children, imposing duties on the State Council of Education, the Department of Public Instruction, certain boards of school directors and providing for payments by the Commonwealth to certain school districts.

Referred to the Committee on Education.

By Messrs. STANK, PETROSKY and BLAIR. HOUSE BILL No. 701.

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90), permitting courts to grant club licenses to desirable applicants despite the limitations of the quota provisions of the law.

Referred to the Committee on Rules.

By Messrs. FRANK, JUMP and ISAACS. HOUSE BILL No. 702.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), requiring mayors and councils of cities of the third class to be informed of the release of certain inmates of State institutions.

Referred to the Committee on State Government.

By Mr. HEAVEY. HOUSE BILL No. 703.

An Act requiring employers to pay their employes weekly on days to be designated in advance as regular pay days.

Referred to the Committee on Labor Relations.

By Messrs. WOOD, WHEELER, ESHLEMAN and P. G. MURRAY. HOUSE BILL No. 704.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323) authorizing temporary investment and deposits of county funds.

Referred to the Committee on Counties.

By Messrs. MAXWELL and BOIES. HOUSE BILL No. 705.

An Act amending the "Disease Prevention and Control Law of 1955," approved April 23, 1956 (P. L. 1510), providing for the examination of recalcitrant persons suspected of being infected with venereal disease, tuberculosis, or any other communicable disease.

Referred to the Committee on Public Health and Sanitation.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 706.

An Act amending the "Disease Prevention and Control Law of 1955" approved April 23, 1956 (P. L. 1510) providing for the committing and treatment of recalcitrant persons supected of being infected with venereal disease, tuberculosis or any other communicable disease.

Referred to the Committee on Public Health and Sanitation.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 707.

An Act amending the act of January 18, 1952 (P. L. 2159), entitled "An act creating the Pennsylvania Public Safety Commission as a commission; * * *," increasing the membership of the commission.

Referred to the Committee on State Government.

By Messrs. O'DELL, MAGEE and CURWOOD.

HOUSE BILL No. 708.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) providing that the Secretary of Revenue set up standards for brake linings, fixing fees, and prescribing penalties.

Referred to the Committee on Motor Vehicles.

By Messrs. O'DELL, MAGEE and POLASKI.

HOUSE BILL No. 709.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring the erection of school bus stop signs.

Referred to the Committee on Motor Vehicles.

By Messrs. O'DELL and MAGEE. HOUSE BILL No. 710.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), providing for commercial motor vehicle operators' licenses.

Referred to the Committee on Motor Vehicles.

By Messrs. O'DELL and MAGEE. HOUSE BILL No. 711.

An Act authorizing the use of chemical tests to determine intoxication of persons operating motor vehicles; * * * ; and making the results of the chemical tests admissible in evidence.

Referred to the Committee on Judiciary.

By Messrs. O'DELL, BLAIR and CURWOOD.

HOUSE BILL No. 712.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), further regulating open seasons for deer.

Referred to the Committee on Game and Conservation.

By Messrs. O'DELL, MAGEE and CURWOOD.

HOUSE BILL No. 713.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) prohibiting novelties or other articles of personal property from being attached to or hung from mirrors.

Referred to the Committee on Motor Vehicles.

By Messrs. O'DELL, BLAIR and CURWOOD.

HOUSE BILL No. 714.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring that rubbish be covered when transported, and fixing penalties.

Referred to the Committee on Motor Vehicles.

By Messrs. O'DELL, MAGEE and CURWOOD.

HOUSE BILL No. 715.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), prohibiting use of hitches or coupling devices which obscure registration plates.

Referred to the Committee on Motor Vehicles.

By Messrs. LIPPINCOTT, ISAACS, DENGLER and STONE. HOUSE BILL No. 716.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), allowing contracts for personal or professional services to be made without advertising or bids.

Referred to the Committee on Counties.

By Mr. LIPPINCOTT, Mrs. KERNAGHAN, Messrs. ODORISIO and STONE.

HOUSE BILL No. 717.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323) providing for the appointment of additional assistant county solicitors and special counsel in counties of the third class.

Referred to the Committee on Counties.

By Mr. LIPPINCOTT, Mrs. KERNAGHAN, Messrs. ISAACS and STONE. HOUSE BILL No. 718.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill, and providing for the selection and the term of the members of new boards.

Referred to the Committee on Elections and Apportionment.

By Messrs. MAGEE, GRAMLICH, O'DELL and POLASKI. HOUSE BILL No. 719.

An Act making an appropriation to the Department of Forests and Waters for the construction of a dam at the Canadchta Lake.

Referred to the Committee on Appropriations.

By Messrs. LIGHT and SNIDER. HOUSE BILL No. 720.

An Act amending the act of June 25, 1947 (P. L. 1145), entitled, as amended, "An act empowering cities of the second class, cities of the second class A, cities of the third class, boroughs, towns, townships of the first class, * * * to levy, assess, and collect or to provide for the levying, assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes; * * *" limiting the authority of the local authorities.

Referred to the Committee on Municipal Corporations.

By Messrs. COMER, FRASCELLA, STIMMEL, and H. G. MILLER. HOUSE BILL No. 721.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), raising the minimum hourly wage of certain teachers.

Referred to the Committee on Education.

By Messrs. KORNICK, TRUSIO and GOODRICH. HOUSE BILL No. 722.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), providing for the licensing of transient retail merchants.

Referred to the Committee on Townships.

By Messrs. McKEEVER, FINEMAN, EILBERG and KEE. HOUSE BILL No. 723.

An Act amending "The First Class City Permanent Registration Act," approved March 30, 1937 (P. L. 115) changing provisions for proof of citizenship for certain persons previously registered.

Referred to the Committee on Cities—Counties First Class.

By Mrs. PASHLEY, Mr. HOLT, Mrs. VARALLO and Mrs. ANDERSON. HOUSE BILL No. 724.

An Act amending the "Incompetents' Estates Act of 1955," approved February 28, 1956 (P. L. 1154), providing for evidence of mental condition to be submitted by deposition or affidavit of a physician or psychiatrist of any city-owned hospital or institution.

Referred to the Committee on Judiciary.

By Messrs. PARLANTE, CAPITOLO, and FLOYD and Mrs. MONROE. HOUSE BILL No. 725.

An Act amending the "Pawnbrokers License Act," approved April 6, 1937 (P. L. 200) granting to police commissioners in cities of the first class, or their designated representatives, certain investigative powers with respect to pawnbrokers.

Referred to the Committee on Cities—Counties First Class.

By Mr. MULDOWNEY. HOUSE BILL No. 726.

An Act amending the "Magistrates' Courts Act, one thousand nine hundred twenty-seven" approved May 10, 1927 (P. L. 866) imposing additional duties on magistrates in Philadelphia.

Referred to the Committee on Cities—Counties First Class.

By Messrs. PARLANTE, J. P. O'DONNELL, P. E. PERRY and ARLENE. HOUSE BILL No. 727.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), requiring proposed sites of Pennsylvania Liquor Stores to be posted; * * * and imposing additional penalties for certain violations.

Referred to the Committee on Liquor Control.

By Messrs. BRETH and TOMPKINS. HOUSE BILL No. 728.

An Act to encourage and permit the prospecting for and developing of certain valuable minerals on State forest land; and providing for the waiver of competitive bidding requirements therefor.

Referred to the Committee on State Government.

By Messrs. BRETH and TOMPKINS. HOUSE BILL No. 729.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), further regulating the power of the Department of Forests and Waters to enter into contracts or leases for mining or removal of valuable minerals.

Referred to the Committee on State Government.

By Messrs. WOOD and ESHLEMAN (By Request) HOUSE BILL No. 730.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), requiring permits for the possession or release of live foxes and providing penalties.

Referred to the Committee on Game and Conservation.

By Mr. GALLAGHER. HOUSE BILL No. 731.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing the basis for reimbursement by the Commonwealth on certain accounts.

Referred to the Committee on Education.

By Messrs. CIANFRANI, PARLANTE and DOUGHERTY. HOUSE BILL No. 732.

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736), fixing the amount of compensation to be paid to longshoremen and harbor workers and survivors.

Referred to the Committee on Workmen's Compensation.

By Mr. HOLT. HOUSE BILL No. 733.

An Act prohibiting certain practices of discrimination because of race, color, religious creed, ancestry or national origin by owners of land or housing, business, religious and recreational accommodations, real estate brokers, agents and salesman * * *

Referred to the Committee on Judiciary.

By Messrs. FINEMAN and TOMPKINS. HOUSE BILL No. 734.

An Act relating to tort claims against the Commonwealth; waiving in part the Commonwealth's immunity from liability for certain torts; * * *.

Referred to the Committee on Judiciary.

By Messrs. STANK, HAUDENSHIELD, TOMPKINS and BRETH. HOUSE BILL No. 735.

An Act relating to the public lands of the Commonwealth; defining such land; providing for the sale of vacant and unimproved public lands and the price to be paid therefor; providing for the conveyance of title to vacant and unappropriated public land to the Department of Forests and Waters for forest culture, forest reservation, or State park purposes; * * *.

Referred to the Committee on State Government.

By Mr. LIMPER (By Request). HOUSE BILL No. 736.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), changing the dates of the commission's meeting; further regulating hunting and trapping privileges and requirements; changing certain penalties, fines and fees; * * *.

Referred to the Committee on Games and Conservation.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. A. M. Lee, T. H. W. JONES and GAILEY.
(Concurrent) RESOLUTION No. 38.

In the House of Representatives, March 3, 1959.

Resolved (the Senate concurring), That the Advisory Committee on Decedents' Estate Laws of the Joint State Government Commission be continued until the end of the legislative session of 1961, for the purpose of considering necessary and desirable changes in the decedents' estate laws and related statutes developed by the Joint State Government Commission, and to make recommendations to the commission with drafts of legislation necessary to carry the recommendations into effect.

Referred to the Committee on Rules.

By Mrs. MARKLEY, STIMMEL, STECKEL and FRANK. RESOLUTION (Not Printed).

In the House of Representatives, March 3, 1959.

On Wednesday, February 25, 1959, one of the former members of the House of Representatives passed away and thereby ended a long life of service to his friends, his neighbors and his community. The death of the Honorable John J. Marcks, deprived a very considerable segment of our population—that of the farm and cross-roads village—of a man who was one of their most articulate representatives in recent years.

Mr. Marcks was born in Upper Macungie Township, Lehigh County, seventy-seven years ago. He attended the local schools in the area and was graduated from Muhlenberg College in 1905. On the advent of his fiftieth reunion at Muhlenberg, the college honored him with a golden key in recognition of his dedication to humanity. He was a teacher for fifteen years in Lehigh County and in 1914 he was elected master of the Trexlertown Grange, a position he held for twenty-seven years. Marcks wanted to become a minister but because of poor health, his dream never became a reality; however, he decided to follow the minister's path—that of service to his fellow man. He gave unselfishly of his time and energy to his church. The latter years of his life he was a tipstaff and attendant for the Lehigh County Court.

Marcks and his wife, a devoted couple, celebrated their golden wedding anniversary on December 24, 1958 with a family dinner attended by their church and Grange friends.

Working through the church and the Grange, John Marcks never permitted it to be forgotten that our rural population was faced with its own distinctive social and economic problems and deserved consideration for them. Thus he became an honored and respected spokesman for the people of the soil. The people of his district sent him to the General Assembly to represent them in 1931 and 1933 and like all other activities in which he engaged, he filled his position faithfully and well.

Mr. Marcks' death will be mourned by his family and his friends as well as the members of the House; therefore be it

Resolved, That the House of Representatives extend its deepest sympathy to Lizzie Q. Marcks, his widow, upon the passing of her devoted and loving husband, John J. Marcks, who really knew and appreciated the satisfaction he derived from service rendered; and be it further

Resolved, That a copy of this resolution be sent to his widow in Wescosville, Allentown R. D. and the Lehigh County Court where he so faithfully served for the last ten years of his life.

Referred to the Committee on Rules.

By Mr. PRICE. RESOLUTION (Not Printed).

In the House of Representatives, March 3, 1959.

Miss Judi Humphrey, Lewistown, Pennsylvania, has been selected Pennsylvania Junior Miss. Judi began by winning the Mifflin County Junior Miss Contest, and attained the State title at Reading in November, 1958. By winning Pennsylvania's number 1 teen-age charm title, Miss Humphrey earned the honor and privilege of representing our Commonwealth in the Junior Miss America Contest to be held in Mobile, Alabama, on March 4, 5, 6 and 7, 1959.

Judi, who is a senior at Lewistown High School, plans to enter nursing training at John Hopkins University this fall. Upon the completion of her training there, she will complete her education for her degree at the University of Pittsburgh, on a scholarship awarded to her for attaining the State title.

Contestants for the Junior Miss America contest are being selected by the Junior Chamber of Commerce throughout the Nation on the basis of intelligenc, beauty, personality, poise and talent. Miss Humphrey has been bountifully endowed with all of these attributes and has demonstrated her ability to utilize them in a most gracious manner.

Judi has proven herself to be worthy of the respect and admiration of us all. We feel confident that no one is better fitted to represent our Commonwealth in National competition; therefore be it

Resolved, That the House of Representatives hereby extends to Miss Judi Humphrey its most hearty congratulations upon beging crowned Pennsylvania Junior Miss, and wishes her the very best of luck in her quest to attain honors in the National Junior Miss America Pageant; and be it further

Resolved, That a copy of this resolution be transmitted to Miss Judi Humphrey, 507 Lindbergh Way, Lewistown, Pennsylvania.

Referred to the Committee on Rules.

By Mr. WORLEY. RESOLUTION (Not Printed).

In the House of Representatives, March 3, 1959.

The death of Robert Smith on December 16, 1958, was a great loss to his family, friends and community.

Mr. Smith, a long time resident of McSherrystown, Adams County, was a veteran of World War I and an active member of the Republican Party for many years; therefore be it

Resolved, That each member of this House of Representatives hereby extend his personal sympathy to the surviving members of Mr. Smith's family upon their recent loss and bereavement; and be it further

Resolved, That a copy of this resolution be sent to Mrs. Robert Smith, McSherrystown, Pennsylvania.

Referred to the Committee on Rules.

INTERROGATION

Mr. A. W. JOHNSON asked and obtained unanimous consent to interrogate Mr. Polen.

Mr. Speaker, we have before us on our calendar several tax bills and I have been informed by the Majority Leader that the Sales Tax bill will be up for second reading tomorrow and for possible amendment. Before we proceed tomorrow and determine what is to be done with respect to this tax bill, I would like to ask Mr. Polen some questions having to do with the budget.

The first think I would like to ask the gentleman is, what does he expect to do with respect to this budget? What are his plans?

Mr. POLEN. Our plan at the present time, Mr. Speaker, is to, early in April, review the budget thoroughly.

Mr. A. W. JOHNSON. Does the gentleman say he is going to do it early in April, Mr. Speaker?

Mr. POLEN. That is correct, Mr. Speaker.

Mr. A. W. JOHNSON. When does the gentleman expect the first hearing to start?

Mr. POLEN. I would say the first week in April, if the House is in session, Mr. Speaker.

Mr. A. W. JOHNSON. May I ask, Mr. Speaker, what

type of hearing the gentleman plans to conduct on the budget at this time?

Mr. POLEN. We have not definitely decided, Mr. Speaker, but my intention was originally to have joint hearings, if possible. However, I conferred with the Chairman of the Appropriations Committee in the other chamber and he advised me that he would like to hold separate hearings. So for that reason we will of necessity have to hold our own hearings. I think I should have said in the other place, rather than the other chamber.

Mr. A. W. JOHNSON. Mr. Speaker, may I ask if the gentleman plans to conduct a different type of hearing?

The reason I am asking that is, I, of course, have attended hearings down through the last ten or twelve years and they become rather perfunctory and really do not get too much information.

Does the gentleman have any plans to find out, for instance, whether there are too many employes in the State? He probably has heard it said there are 20,000 too many State employes. Is there any way the gentleman can ferret that out in his hearings?

Mr. POLEN. Mr. Speaker, it is my intention at this time to conduct an entirely different type of hearing. I think what we want to know, and what this House wants to know when we are spending money, is whether or not it is well spent; whether or not it accomplishes the purposes for which we appropriated it. And, of course, if there are any unnecessary employes and we can develop any information on them, we certainly want to find out about it.

I think the gentleman is probably referring to the statement of my good friend and constituent from Washington County, the Republican State Chairman, Mr. Bloom. He did make a statement that there were 20,000 drones on the payroll and we could save $200 million. However, I do not think that statement is correct because all of the people on all the payrolls in the Commonwealth for this last year, their salaries only run approximately $140 million. So if we take for two years, using the same figures, that would be $280 million. If you take the $200 million off that he says we can save, I am afraid that will be an awfully short payroll.

Mr. A. W. JOHNSON. By way of reply and then a question, I think that 20,000 figure was based on the figure that Dr. Charlesworth used back four years ago, by reference, when he said that the Republicans had 10,000 too many employes and since that time 12,504 have been added. I think that is where he got the figure. Of course, that would be 22,500, and that was the reason for the figure.

Now in connection with the gentleman's auditing of the budget, I believe he has noted on page 4 of the budget that the total deficiencies for the '57-'59 biennium will be $77.6 million. The gentleman has noted that on pages 4 and 5 of the budget, has he not?

Mr. POLEN. Would the gentleman repeat the amount there and for what year?

Mr. A. W. JOHNSON. It is on pages 4 and 5 of Governor Lawrence's Budget. It says "recommended deficiency and additional appropriations, $77.6 million for '57-'59." Has the gentleman noted that figure?

Mr. POLEN. I have examined the budget but unfortunately I do not have it before me. I think the total deficit will be approximately $178 million.

Mr. A. W. JOHNSON. Well, this figure, Mr. Speaker, while it has a relation to the deficit—maybe someone will give the gentleman a budget.

Mr. POLEN. Mr. Speaker, I know what the gentleman is talking about now. Included in the amount recommended are deficiencies and additional appropriations occurring in this present biennium, which are in the budget and as recommended for the '59-'61 biennium. That includes such items as—you have seen a breakdown of the estimated deficiencies of Public Instruction and other large amounts which bring it up to that total.

Mr. A. W. JOHNSON. Mr. Speaker, I do not believe the gentleman is correct. The $77 million are deficiencies which are going to be asked for before this session is over to reflect on the current biennium. Then on the first page of the budget, compare the financial statements, they contemplate lapsing $25.9 million, or it will make a $51 million excess of deficiency over lapses for this current biennium.

Mr. POLEN. That is approximately correct, Mr. Speaker.

Mr. A. W. JOHNSON. Now the gentleman was not here last session, but he knows, that the Republican controlled Appropriations Committee audited Governor Leader's budget and held hearings? Does the gentleman realize that?

Mr. POLEN. I do, Mr. Speaker.

Mr. A. W. JOHNSON. And the gentleman realizes that we tried to take the appropriations requested, and also figure what money was still unexpended, and arrived at a budget of $1.439 billion? The gentleman realizes that does he not, Mr. Speaker?

Mr. POLEN. I do, Mr. Speaker.

Mr. A. W. JOHNSON. But even so Governor Leader's figures show that they spent $50 million more than we allotted them in appropriation bills last biennium, this current biennium, is that right?

Mr. POLEN. No, Mr. Speaker, that would not be correct. The gentleman is referring now to the $77,609,550?

Mr. A. W. JOHNSON. That is right, Mr. Speaker.

Mr. POLEN. If the gentleman will look on page 5, it will give him a breakdown of what those amounts are and he will see that the Contingency Reserve Account, represents a deficiency of $8 million plus. The Annuity Reserve Account No. 2 is $11 million, plus. There is practically $20 million and that has nothing to do with spending by the Leader Administration or any other administration.

Mr. A. W. JOHNSON. Yes, but Mr. Speaker, I believe he will find that in order to carry out this budget he will have to offer deficiency appropriation bills before this Session ends, reflecting on this current biennium. Is that correct?

Mr. POLEN. Mr. Speaker, I might say that we have already offered some of these.

Mr. A. W. JOHNSON. That is right. The gentleman has offered about $20 million of them and he has $57 million yet to go.

Mr. POLEN. That would be approximately correct, Mr. Speaker.

Mr. A. W. JOHNSON. Now, Mr. Speaker, I want to verify this figure with the gentleman. The March budget, not counting the deficiency, is $1.729 billion, is that not right?

Mr. POLEN. That is correct, Mr. Speaker.

Mr. A. W. JOHNSON. And the budget according to this brochure that was put out by the Appropriations Committee of which you have numerous copies in your office, shows that the budget to Governor Leader in the last biennium, this biennium, when we were in control, was $1.439 billion. Is that right?

Mr. POLEN. I do not have those figures here, but that would be approximately correct, because the figures I have, reading from page 1, is the total requirements plus the deficiency, that made $1.560 million.

Mr. A. W. JOHNSON. That is correct. Well, if the gentleman would subtract $1.729 billion from $1.439 billion, you will find that Governor Lawrence's budget exceeds the Leader original budget by $290 million. Is that not correct?

Mr. POLEN. That is approximately correct, Mr. Speaker.

Mr. A. W. JOHNSON. All right. Now I want to ask the gentleman some questions about this deficit of $176 million

Does the gentleman know, Mr. Speaker, what this deficit consists of? May I make this statement? I want to ask him, does the deficit, $176 million, consist of accounts payable? On May 31st will we owe $178 million in unpaid bills in the Commonwealth of Pennsylvania?

Mr. POLEN. Mr. Speaker, not necessarily unpaid bills, but in obligations that we have to meet and commitments that we have to meet, such as the annuity accounts, reserves, and deficiencies. That would be correct, but I would not say that they were unpaid bills. They are obligations that the Commonwealth owes.

Mr. A. W. JOHNSON. Could you get from the Secretary of the administration for us tomorrow, and it is very important that we have this, a statement of what bills will be owning May 31st, which will total $178 million? I think the people of the state have a right to know whom this money is owed to, and we can determine why.

The SPEAKER. The Chair requests the gentleman from Clearfield to preside temporarily. The Chair wants to refer the bills that have been introduced today, so they can get to the printer.

Mr. BRETH IN THE CHAIR

The SPEAKER pro tempore. The Minority Leader will proceed.

Mr. A. W. JOHNSON. If at the end of the biennium we will owe this $178 million through unpaid annuities, through committments made, is there some way we can find that out? I am thinking now of Governor Leader when he said, "I am installing an accounting system and we will know every day just what the financial situation is. "Could you go over there and get yesterday's trial balance and bring it in here so we could see what the cash is and what the liabilities are on it?

Mr. POLEN. Mr. Speaker, I cound attempt to do that. I am not certain whether I could bring it back or not, but, if the gentleman would like to have it, I will request it.

Mr. A. W. JOHNSON. Could it be possible, Mr. Speaker, that at the end of the biennium we will not owe anybody this $178 million, but because of the way we budget here it represents $178 million through depleted bank accounts and spending of our reserve and will not be represented by accounts payable? I believe you realize for balance sheet purposes, if you lose money it is either represented by less assets or unpaid bills. Now, which is it and will it be, do you think?

Mr. POLEN. Mr. Speaker, of course the deficit is made up of two factors. It is caused by additional expenses in excess of the appropriations, and it is also caused by less revenues being received than were estimated when the budget was balanced.

If the gentleman will refer to page 5 it will give him some of these items.

As I said before, they are not exactly bills that we owe, but they are obligations that the ommonwealth must meet. Of the items not shown here, of course, is the item for the Department of Public Instruction which is in connection with the reimbursement to the public schools. I think I can have that information for him tomorrow.

Mr. A. W. JOHNSON. Mr. Speaker, may I ask him this question: Supposing that the $178 million is not owed but that it merely represents depleted bank accounts, that is, bank accounts that have been accumulating since, say, the time of Governor James, Governor Earle and on up through, would it be reasonable now to ask to tax the people $178 million in two years to restore, say, depleted bank accounts?

Mr. POLEN. Mr. Speaker, I do not know whether or not that is correct, that it represents depleted bank accounts, but I would say this, in the event that it does, it would certainly be good business to bring about financial stability in the Commonwealth of Pennsylvania, and if there is anything that we can do here today it would be to realistically balance the budget so at the end of this coming, or the new, biennium, instead of ending up with a deficit we could at least have the books balanced or a small surplus.

Mr. A. W. JOHNSON. But, Mr. Speaker, if that deficit of $178 million was just represented by depleted money spent, we could by statute wipe out that deficit and say we will not restore the bank accounts, could we not?

Mr. POLEN. If that is what it was made up of we could probably do that, but I do not think that is what it is made up of. I think it is made of the very items I am calling your attention to. There is one item there of $43,398 million that is money we have to put in there for the expenses of the Department of Public Instruction which was in excess of the amount that was budgeted. It is the contingent reserve account, the annuity reserve account, and again we get down to the contingency reserve account and the interest deficiency in connection with the State Employes' Retirement Fund.

Mr. A. W. JOHNSON. Mr. Speaker, I think it is quite important that the House know, on the eve of our voting on the tax bill, and could you possibly find out, whether they could furnish us with that information by tomorrow?

Mr. POLEN. Mr. Speaker, I would not say that I will have this information by tomorrow, but I will say to the gentleman that I will have this information available for him before we vote on the tax bills.

Mr. A. W. JOHNSON. Another question, Mr. Speaker. Does the gentleman know whether the state is again having to do with this deficit and arriving at the $178 million. Do you know whether we are on the cash or accrual basis in this state with this new accounting system?

Mr. POLEN. As I understand it, under our new accounting system the amount that is obligated, whether

it is actually spent or paid or not is supposed to be taken into account and reflected by the accounts that we have here today.

Mr. A. W. JOHNSON. That will be all, Mr. Polen.

Mr. Speaker, as we left the Governor's office last Monday, those of us who were invited in there, the Governor said, "I am sorry to say this is a skimpy budget. This budget does not do much for anybody. I apologize for it."

We have gone back and examined budgets from prior years, and I would like the indulgence of the House just to listen to these figures.

Back when Governor James was elected, his budget was $419 million; Governor Earle's budget was $414 million. James only raised Earle's budget by $5.5 million.

Getting down to a little more modern times, when Governor Duff was elected his budget was $616.9 million. Governor Martin's previous budget was $547.3 million, or a raise by Duff of $69.6 million.

When Governor Fine was elected Governor and came up with his budget, as those of you who were here know, and you newspapermen who listened in on one of our conferences one night know, we cut the budget of Governor Fine by 10 per cent, and made his life really miserable—our own Republican Governor. He ended up with $146.4 million greater than Duff's budget, but that was the first of the mandates coming through and the first provision made for the soldiers' bonus.

Now getting down to a little more modern times, Governor Leader's budget was $1.335 billion. Governor Fine's budget was $1.044 billion. Or Governor Leader's budget increased Fine's by $291 million.

Now this Lawrence budget of $1.729 billion, as compared with Governor Leader's last budget of $1.439 billion, is $290 million more money. In other words, it is only $1 million less than the budget of Governor Leader's first biennium.

I say, members, this is not a skimpy budget. This is not an austerity budget. I say that it is a pretty lavish budget. It has numerous new things in it. It has an expansion of many programs, and is one of the reasons for the $400 million tax program which is going to be on our desks.

The reason I asked Mr. Polen what he is going to do about auditing this budget, I think he should try and do a little different job on it. I think he should bring in the department heads, a lot of personnel directors and everyone and find out just what is going on. If we come back here in two years and Governor Lawrence says "I want $77 million more money," like he is now asking because of the Leader Administration, our Appropriation Committee might just as well save its breath, not waste its time auditing this budget. It might just as well get the appropriation bills out on this calendar and let us vote on them and go back home, because the work our committees do is absolutely meaningless.

On page 5 of this budget you find there are going to be deficiency appropriations in this biennium of $77 million. I know that figure has been glossed over. In the many meetings we had nobody has mentioned pages 4 and 5 of this budget. I would say it is probably the highest deficiency request in the history of Pennsylvania.

Now with respect to this budget of $290 million, as I say, I hope our Committee gives it a thorough scrutiny, a good audit, so the people of the state will know, and so we of this House will know, just exactly what the money is going for and if it is absolutely necessary.

Now I want to say something about the $178 million deficit. I think it is very important to us to know whether the Commonwealth of Pennsylvania on May 31 will owe $178 million in accounts payable, whether that money has been so committed and so obligated that the state owes $178 million. If we do not owe the money, and if all you want to do is replenish bank accounts, I think it is asking a tremendous chore on the part of the people in this state in two years' time to replenish $'78 million.

I went back home over the week-end and every body I met on the streets said "Why, you are not going to let them have all that money, are you?" And that is the cry all over Pennsylvania today. This General Assembly is on the spot.

Tomorrow we have this huge sales tax bill in front of us. Those who have analyzed the bill know it is probably as broad a sales tax bill as was ever contrived by the mind of man. It is going to require great scrutiny. We certainly hope to have plenty of time to debate it. There probably will be amendments offered from this side to try to make it a better bill. But before we should be asked to vote for taxes, we ought to know where the money is going to go, whether Governor Lawrence needs $290 million, almost $1 million within what Leader wanted the first biennium. The people are saying "For goodness' sake stop this spiral of spending in Harrisburg."

I am calling on the Members of the House and the Appropriations Committee to do that very job. I think it is terrible that tonight Pennsylvania faces such a frightening financial dilemma as has been thrown in the lap of this General Assembly.

Mr. POLEN. Mr. Speaker, the hour is late and I do not want to go into a detailed statement on the budget. However, it has been my intention for several days to make a detailed report to this House, but due to the lateness of the hour each day I have not been able to do that.

The gentleman from McKean, Mr. Johnson, has raised some very pertinent questions and I agree with him. I say this House has a right to know, and the Appropriations Committee has a right to determine, whether this money is needed and, further, whether the money that has been appropriated has been well spent to accomplish the purpose for which it was appropriated.

I want to extend an invitation to Mr. Johnson, and every Member of this House on either side, to give the Appropriations Committee all the help they can, and if they have any information that will give us an insight in any way to where money is being spent that should not be spent, or unwisely spent, I call upon them to cooperate with the Appropriations Committee and come in and see us.

Now, in going back over budgets, I think the gentleman went back to Governor James. If we want to go back, let us go back to the first budget which was under Gifford Pinchot. The first budget in Pennsylvania was the 1923-1925 biennium and that total budget, including the administrative's expenses of the Department of Highways, was for $89,446,115. As compared with the present budget of $1,907,012,354 we find an increase of $1,817,566,239. That is an increase of 2,032 percent. Certainly, it is a great

increase, but I want to say this, this House and this General Asembly cannot place all of the blame upon any executive whether he be Democrat or Republican. Every appropriation which was given by the Legislature to the Governor and to the administration to spend, was passed by this General Assembly. I don't think either party can take any great credit for trying to keep expenses down. I think in many respects this present budget, while it is high, does not do many of the things we would like to do for education, for institutions of higher learning, for hospitals.

I want to say, of all the people who have been into the Appropriations Committee's office to see me, and that includes many Members of this House, they have not been in asking that the budget be reduced. They have been in asking that it be increased. We do have a responsibility to meet and I again say, if we want to be of a real service to the Commonwealth of Pennsylvania, we will have a balanced budget. We will have it balanced by taxes realistically estimated so that we can keep our appropriations within the revenues. It is my policy, and this House can reverse me, that I am not going to report out the appropriation bills until we have a tax program on the books, and I am not going to put out any bills in excess of the amount of revenue that is realistically estimated to be produced.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. MAXWELL asked and obtained permission for the Committee on Public Health and Sanitation to meet during the session of the House.

REPORT OF THE COMMISSION ON CONSTITUTIONAL REVISION

Mr. TOMPKINS. Mr. Speaker, Act 400, approved July 15, 1957 authorized the appointment of a fifteen member body to be known as the Constitutional Revision Commission to study the present Constitution and make a report to this Session of the General Assembly. It is my honor on behalf of that fifteen member Commission consisting of:

The Honorable Robert E. Woodside a Judge of the Superior Court of Pennsylvania, Chairman,

The Honorable Horace Stern, former Chief Justice, Supreme Court of Pennsylvania, Vice Chairman of the Commission,

Senator Robert D. Fleming a Member of the Senate of Pennsylvania, Secretary,

Lieutenant General Milton G. Baker, Superintendent, Valley Forge Military Academy,

The Honorable Genevieve Blatt, Secretary of Internal Affairs,

Matthew A. Crawford, Esq., Vice President and General Counsel, Pittsburgh and Shawmut Railroad,

The Honorable Richardson Dilworth, Mayor of Philadelphia,

Dr. Jefferson B. Fordham, Dean, University of Pennsylvania Law School,

Mr. George R. Lamade, Publisher of Grit,

Mrs. Mitchell MacCartney, President Pennsylvania Council of Republican Women,

Dr. M. Nelson McGeary, Head, Department of Political Science, Pennsylvania State University,

Mrs. Robert L. McGeehan, Second Vice President (1957-1958), Pennsylvania League of Women Voters,

Philip Price, Esq., Barnes, Dechert, Price, Meyers and Rhoads, Philadelphia,

The Honorable O. Jacob Tallman, former Member of the Senate of Pennsylvania, Butz, Hudders, Tallman and Pipp, and myself, submit a report of the study and findings of that Commission.

In doing so I want to pay my respects to the members of this Commission who were hard working, sincere, and although we were considerably divided in our philosophies on many sections of the Constitution, we proceed with our work without rancor or partisianship and what I am submitting is a result of that study.

Mr. Speaker, I submit that report at this time and ask that it be noted in the Journal and printed in the Appendix. Copies of this report can be picked up by the Members at the Post Office. There is a copy available for each Member.

The SPEAKER pro tempore. The Report will be noted in the Legislative Journal and printed in the Appendix.

Copies of this report will be distributed by the Chief Clerk directly to the Members.

REPORTS FROM COMMITTEE

Mrs. KOOKER from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 479, entitled:

An Act amending the act of July 1, 1937 (P. L. 2681), entitled "An act relating to, and regulating the manufacture, storing, and possession of explosives; requiring permits for magazines, and prescribing permit fees; and providing penalties," prohibiting the sale or delivery of explosives to persons not complying with this act and imposing penalties.

Mrs. HENZEL from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 572, entitled:

An Act amending the act of August 20, 1953 (P. L. 1212), entitled "An act providing for the study of the problems of alcoholism; * * *" making clinical and hospital facilities available to both sexes.

Mr. BOWMAN from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 76, entitled:

An Act amending the act of June 5, 1947 (P. L. 458), entitled as amended "Parking Authority Law" increasing the minimum amount for which an Authority may contract or purchase without bids.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 3, 32, 74, 161, 162, 175, 227, 237, 255, 256, 261, 266 and 309.

Senate Resolution for concurrence Serial No. 105.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION No. 10

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives.

Requesting the Governor of this Commonwealth to proclaim October 31 this year and annually thereafter as "Youth Honor Day."

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 9, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjonrns this week, it reconvene Monday, March 16, 1959, at three o'clock p.m. EST., and when the House of Representatives adjourns this week, it reconvene on Monday, March 16, 1959, at four-thirty o'clock p.m. EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1, entitled:

An Act amending the "World War II Veterans' Compensation Act" approved June 11 1947 (P L 565) extending the time during which applications may be filed for veterans' compensation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 44, entitled:

An Act amending the act of July 11 1917 (P L 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs * * *" clarifying the definition of "drug" to include heroin in any quantity.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 77, entitled:

An Act amending "The Penal Code" approved June 24 1939 (P L 872) prohibiting the coloring or dyeing of chickens ducks or rabbits and prohibiting the sale of colored or dyed chickens ducks and rabbits.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 142, entitled:

An Act amending the "Pennsylvania Election Code" approved June 3 1937 (P L 1333) changing the provisions relating to the nomination of candidates for public office by nomination papers and the filing fees therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 166, entitled:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania increasing the borrowing capacity of school districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 266, entitled:

An Act amending "The Penal Code" approved June 24 1939 (P L 872) prohibiting the installation or operation in motor vehicles of equipment capable of intercepting police radio messages and providing for certain exemptions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 338, entitled:

An Act amending "The Second Class Township Code" approved May 1 1933 (P L 103) changing provisions relating to compensation of special school police.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 451, entitled:

An Act to assure and confirm the validity and effect of descriptions of real estate in certain documents by the incorporation by reference therein of a description of the real estate previously recorded in the county where such real estate lies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 465, entitled:

An Act amending the act of April 8 1867 (P L 50) entitled "An act to permit disabled soldiers to peddle by procuring a license therefor without charge" prohibiting the peddling of labeled flowers of the Italian American War Veterans of the United States Incorporated.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 467, entitled:

An Act amending the act of May 3 1923 (P L 134) entitled "An act making the proceedings of the conventions of the Department of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" including the Italian American War Veterans or the United States Incorporated among the veterans organizations entitled to the printing of convention reports.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 470, entitled:

An Act amending the act of April 18 1929 (P L 609) entitled "An act providing for the location care and maintenance of graves of soldiers sailors marines and members of the enlisted nurse corps * * *" authorizing the Italian American War Veterans of the United States Incorporated to gather and file data concerning burial places of persons who have served in the military naval or other combative forces with city commissioners in cities of the first class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 471, entitled:

An Act amending "The Penal Code" approved June 24 1939 (P L 872) prohibiting imitating selling or offering to sell the labeled artificial flower of the Italian American War Veterans of the United States Incorporated.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House No. 493, entitled:

An Act amending the "Public School Code of 1949" approved March 10 1949 (P L 30) authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 587, entitled:

An Act providing for the destruction of certain records and papers upon petition in cities of the first class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 619, entitled:

An Act amending the "Pennsylvania Cigarette Tax Act of 1957" approved July 8, 1957 (P. L. 594) imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 620, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund * * * and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 665, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) changing the short title defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increases * * *.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 666, entitled:

An Act amending "The Hotel Occupancy Tax Act" approved March 6, 1956 (P. L. 1256) increasing the rate of tax clarifying the liability of hotel operators for tax collections providing standards for commision allowances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

REPORT OF THE JOINT STATE GOVERNMENT COMMISSION

ANTHRACOSILICOSIS AND COMMONWEALTH EXPENDITURES UNDER THE OCCUPATIONAL DISEASE LAW

Mr. BROWN. Mr. Speaker, on behalf of the Joint State Government Commission, I have the honor to transmit herewith the report of the Joint State Government Commision, 1959, dealing with Anthracosilicosis and Commonweath expenditures under the Occupational Disease Law.

March 9, 1959.

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, 1959, dealing with Anthracosilicosis and Commonwealth Expenditures Under The Occupational Disease Law.

Copies of this report for members of the House of Representatives have been placed in their post office boxes.

Respectfully submitted,
BAKER ROYER,
Chairman

(For Report, see Appendix.)

PENNSYLVANIA FARMERS ORGANIZATION WELCOMED

The SPEAKER pro tempore. It is a pleasure and a privilege for the Chair to welcome to the House a group representing the Pennsylvania Farmers Organization, who are the guests of Messrs. Hocker and Keiser.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 66, entitled:

An Act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties on the Department of Labor and Industry prescribing penalties and making an appropriation.

The first section was read.

On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be remitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 155, entitled:

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905), exempting municipal transportation authorities incorporated under the Municipality Authorities Act of 1945 from fees charged for certificates of title or registration.

The first section was read.
On the question,
Will the House agree to the section?
Mr. AUKER offered the following amendment:

Amend Sec. 1 (Sec. 722) page 3, line 10 by striking out "MUNICIPALITY" and inserting in lieu thereof "municipal."

It was agreed to.
The section was agreed to as amended.
The title was read and agreed to.
And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 444, entitled:

An Act amending the act of May 17, 1917 (P. L. 199), entitled "An act providing for leave to pay fines and costs in criminal proceedings by instalments" extending the period of time for completion of payment in certain cases.

The first section was read.
On the question,
Will the House agree to the section?
Mrs. REIBMAN offered the following amendment:

Amend Sec. 1 (Sec. 2) page 2, line 6 by inserting after "imprisonment" "in excess of twelve months."

It was agreed to.
The section was agreed to as amended.
The title was read and agreed to.
And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for third reading.

RESOLUTIONS

CONGRATULATING AMERICAN LEGION

Mr. OGILVIE offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, March 3, 1959.

On March 15, 1919 a group of American soldiers of World War I met in Paris, France and formed an organization based upon a comradeship born of war and dedicated to fostering the well being of veterans, particularly the disabled, the widows of veterans and the orphans. Today, the American Legion, with a membership of close to three million, is a moving force in the affairs of our Country and has done much to protect and preserve our American way of life.

Representing the veterans of two global conflicts and the Korean Campaign, the American Legion has fulfilled the inspirations of its founders and has proven itself worthy of the lofty principals upon which it was organized; therefore be it

Resolved, That the members of the House of Representatives congratulates the American Legion on the fortieth anniversary of its founding and extend its gratitude to the American Legion for the services it has rendered to our people and to our Nation; and be it further

Resolved, That a copy of this resolution be forwarded to the National Commander of the American Legion, Indianapolis, 6, Indiana and to the Department of Pennsylvania, American Legion, Harrisburg, Pennsylvania.

CONGRATULATIONS

Mrs. MARKLEY, Messrs. STECKEL and FRANK offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, March 9, 1959.

Today is a day that all of us should remember well, but there is one member of the House who will remember it more so than the rest of us for he has passed another milestone. Today, March 9, marks the fifty-second birthday of the gentleman from Lehigh, Reginald Stimmel.

"Rags" as he is known to all of us was born in 1907 in Reading but he soon moved to Allentown where he has spent the rest of his life enjoying his association with the Pennsylvania Dutch. His good clean living and devotion to his ideals has made the first fifty-two years of his life the easiest and we are all sure that if he continues on this path, we will be again offering our congratulations to "Rags" on his ninety-second birthday.

The people of Lehigh County are proud of the work Mr. Stimmel has done for them here in the General Assembly, but there are at least three people who are proud of "Rags" for everything he does—they are his wife, Ada and his two children, Craig and Patty. Without their loving support and admiration, we're sure the first fifty-two years wouldn't have been as wonderful as they have been. The Stimmel family are all saying "Happy Birthday"; therefore be it

Resolved, That the House of Representatives join in and wish "Rags" Stimmel a very happy birthday and may there be many more.

The SPEAKER pro tempore. The Chair recognizes that particular gentleman from Lehigh, Mr. "Rags" Stimmel.

Mr. STIMMEL. Mr. Speaker, despite the fact that on this day I am reminded that time does fly, I do appreciate the well wishes of the ladies and gentlemen of this House, and particularly the thoughtfulness and the kindly wishes of my friends from Lehigh County.

I came here 12 years ago and I may say at this time those 12 years are now a bit of a memory; they have been all happy ones. All happy experience is a great memory and I did not think I would be here this long. I hope I am here, of course, a longer time in the future to enjoy such nice people as are here in the House. Thank you.

MAJORITY LEADER ADDRESSES HOUSE

Mr. McCAEN. Mr. Speaker, in the Hall of this House we observed the birthday of a wonderful Member and we paused momentarily in our busy day's schedule as one of our Members has passed on.

We also stop for a moment to advise the Members of the House that one of our Members is the proud father

of a new son, the first. Mr. Marty Mullen of Philadelphia, is the father of a boy born on Monday, 7 pounds 12 ounces.

Both to the gentleman whose birthday we observed today and to this House Member who has an heir and a son we say, "Congratulations from all of us in this House."

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, the brand-new papa, Mr. Mullen.

Mr. MULLEN. Mr. Speaker, it is always a pleasure, I would assume, and especially when you have a boy the first time out. I am sure that many of our fellow-Members here have many boys, but indeed it is a pleasure to have a boy. Thank you very much for your good wishes.

The SPEAKER pro tempore. The Chair would like to say that he, too, was blessed with a boy the first time, but the age was 47 on the father's part.

Mr. FILO. Regarding a statement the Speaker made, I just want to know whether he was apoligizing or bragging?

The SPEAKER pro tempore. He was happy.

Mr. GALLAGHER offered a resolution which was filed with the Clerk under the Rules.

BILLS ON THIRD READING

BILLS PASSED OVER

The SPEAKER pro tempore. Without objection, all third reading bills on today's calendar will be passed over. The Chair hears none.

ANNOUNCEMENTS

Mr. A. W. JOHNSON. Mr. Speaker, as I understand it, the majority side goes into caucus tomorrow morning at 11:30 and continues until 12:30. It is suggested that if we desire to caucus that we caucus at the same time. I would take that as a good idea.

We will announce on this side of the House that we will caucus at 11:30. I understand the House will convene at 12:00 o'clock and then there will be another recess for one-half hour until 12:30, so we will caucus at the same time. As I understand it, we are only going to be here Monday and Tuesday of this week.

Mr. McCANN. Mr. Speaker, the House will be in session only today and tomorrow. The entire delegation from the city of Philadelphia, will be in the city of Philadelphia on Wednesday morning to view the body of our departed Member, Mr. Granville E. Jones, at 12:00 noon at his home.

The Chief Clerk is making the necessary arrangements, and will make the necessary announcements pertaining to the entire delegation. Under those conditions there will be no session of this House on Wednesday as was scheduled. We will caucus at 11:30 a. m. on this side tomorrow in the New House Caucus Room, as was announced.

The Chief Clerk will carry through the schedule pertaining to the Philadelphia delegation, the place of meeting, the time they will meet in Philadelphia, the place they will meet and the other necessary arrangements.

COMMITTEE MEETINGS

CITIES-COUNTIES SECOND AND SECOND CLASS A, Mr. Mihm, Chairman, Room 149-B, Monday, March 9, after session.

CITIES-THIRD CLASS, Mr. Walsh, Chairman, Room 145, Tuesday, March 10, at 10:30 a.m.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, March 10, at 9:00 a.m.

JUDICIARY, Mr. Rudisill, Chairman, Room 145, Tuesday, March 10, at 10:00 a.m.

LABOR RELATIONS, Mr. Wargo, Chairman, Room 140, Tuesday, March 10, at 9:30 a.m.

LAW AND ORDER, Mr. Mills, Chairman, Room 522, Tuesday, March 10, at 11:15 a.m.

MOTOR VEHICLES, Mr. Dougherty, Chairman, Room 521, Tuesday, March 10, at 1:00 a.m.

MUNICIPAL CORPORATIONS, Mr. Polaski, Chairman, Room 522, Tuesday, March 10, at 1:30 a.m.

STATE GOVERNMENT, Mr. Schwartz, Chairman, Room 324, Tuesday, March 10, at 11:00 a.m.

WELFARE, Mr. Kamyk, Chairman, Room 522, Tuesday, March 10, at 11:00 a.m.

ADJOURNMENT

Mr. P. E. PERRY. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 10, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 7:13 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, MARCH 10, 1959. No. 22.

SENATE

TUESDAY, MARCH 10, 1959

The Senate met at 1:00 o'clock, p. m., Eastern Standard Time.

The LIEUTENANT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. RAYMOND H. DAIHL, Pastor of the Camp Hill Church of God, Camp Hill, offered the following prayer:

Let us pray.

O Lord, our God, we thank Thee for Thy tender love and great forbearance. We are conscious of our failings, being haunted by memories of duties unperformed, promptings disobeyed and leadings ignored. Where we have failed Thee, wilt Thou forgive? Where we have tried to do Thy will, we are encouraged with the smile of Thine approval.

Many and great are the tensions which harass us, tempting us to do the easy wrong instead of the right which seems to be so very difficult. We know that Thou dost not intend prayer to be a substitute for work, and that we are expected to do our part, for Thou hast given us intelligence and will to use for the good of mankind.

Give, therefore, we pray, to each Senator the courage and strength to do the right. Help us all to pray as though everything depends on Thee, and to work as though everything depends on us, that together we may accomplish that which has Thine approval.

May Thy wisdom and grace be upon Thy servants, the Governor and Lieutenant-Governor of this Commonwealth, upon the President of the Senate and upon all elected and appointed officials, as they perform the duties of their several offices.

May Thy comforting Spirit be upon those who mourn, to sustain them in their hours of sorrow.

That we may be sensitive to Thy presence, wilt Thou draw close to us now, until all selfishness is burned out within us and our wills lose their weakness in union with Thine own.

We pray in the Name and for the Sake of Jesus Christ, our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding sesion, when, on motion of Mr. PECHAN and Mr. PROPERT, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. PECHAN asked and obtained leave of absence for Mr. CHAPMAN, due to illness.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, March 9, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Monday, March 16, 1959, at three o'clock P.M., E.S.T., and when the House of Representatives adjourns this week, it reconvene on Monday, March 16, 1959, at four-thirty o'clock P.M., E.S.T.

CADET WILLIAM CARPENTER, MIDSHIPMAN JAMES DUNN AND SSISTANT ARMY COACH FRANK LAUTERBAUR PRESENTED TO SENATE

Mr. WATKINS. Mr. President and Members of the Senate,, I have the extreme privilege and honor today of presenting two athletes, and the Assistant Army Coach, to the Senate of Pennsylvania and to our guests. I am just at a loss for words in my attempt to let you know how extremly proud I am of these great people.

We have with us, as you all know, the great "lonesome end" who plays football for the United States Army Football Team. Those of you who follow football have seen this poor fellow out there on the field by himself, with no one to talk to and nobody to flirt with. Whether he was receiving his signals from Mars or Jupiter, we do not know.

However, Mr. President, this young gentleman, Cadet William—"Bill"—Corpenter, just happens to be a Delaware Countian and is known to all of us.

The other young fellow—I have to be terribly careful because my family are all on me. We were never good sailors. However, believe it or not, it is something which rarely happens; it is something about which Ripley would talk. The other gentleman is Midshipman James—"Jim"—Dunn, who is also a Delaware Countian.

One of these boys played football with Springfield and

the other one played with Ridley Township. It looks as though they were meant to be enemies at birth. They were born to compete against each other. Now what do we have with these two great gentlemen? Just imagine the predicament we Delaware Countians will be in next year. Midshipman Jimmy Dunn will be the Captain of the Navy Football Team; Cadet William—"Bill"—Carpenter, that poor lonesome fellow, will be the Captain of the Army Football Team. What side will we sit on? Will we sit with the President during one-half of the game and then go over to the other side during the other half? I am sure, Mr. President, I do not know. It is going to be a tough decision to make. Senator Taylor just suggested that this problem should be easy for me. He said, "You have played both sides all of your life." I thought that was good; I like that.

Mr. President, you must admit that we in Delaware County are honored to have such fine young men coming from our county. I know that everybody in Pennsylvania is honored to claim them. As all Pennsylvanians know, good stock always comes from Delaware County. You just cannot do anything about that. I have not asked them yet whether they are Republicans, but I shall do that before they leave. If they are not, I am going to send the ward leader around to talk to them in order to make sure that we get them.

Mr. President and Members of the Senate, with the greatest of pride and enthusiasm, I want to introduce Cadet William—"Bill"—Carpenter, the "Lonesome End"; Midshipman James Dunn, and the Assistant Coach of the Army Football Team, Frank Lauterbaur. Incidentally, I asked Coach Lauterbaur about that signal when he sticks his foot out when the quarterback is out. He told me that this is still an Army secret.

Mr. President and gentlemen of the Senate, I present these three distinguished people and, believe m, I just do not have the words to adequately express my enthusiasm by the honor of having them in the Senate of Pennsylvania today.

The PRESIDENT. Thank you, Senator Watkins. We are glad to have them with us.

MEMBERS OF WOMEN'S CLUB OF PALMYRA PRESENTED TO SENATE

Mr. EHRGOOD. Mr. President, I have a great honor today in introducing to the Members of this Senate nineteen very young and lovely ladies from Lebanon County. They are members of the Women's Club of Palmyra. I deem it a distinct honor that they are joining us here today.

The PRESIDENT. We are very glad to have you with us.

STUDENTS FROM SHADE TOWNSHIP HIGH SCHOOL, SOMERSET COUNTY, PRESENTED TO SENATE

Mr. WHALLEY. Mr. President, I have the pleasure of introducing seventy-two members of the Shade Township High School Class, Somerset County. They are here under the supervision of Miss Maurer and Mr. Severn. They are now seated in the balcony.

The PRESIDENT. Would the class please rise? In that way, we can all see you. We are very glad to have you with us.

REPORTS FROM COMMITTEES

Mr. HARNEY, from the Committee on Constitutional Changes and Federal Relations, reported as committed, House Bill No. 165, entitled:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

Mr. SHAFER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 4, entitled:

An Act amending the act of June 24 1939, (P. L. 872), entitled "The Penal Code," prohibiting the sale of gasoline in glass containers.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 7, entitled:

An Act authorizing the recovery of damages from parents of children destroying property.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 107, entitled:

An Act amending the act of April 24, 1947 (P. L. 80), entitled "intestate Act of 1947," providing for the grandchildren of deased uncles and aunts of the decedent.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 130, entitled:

An Act amending the act of June 20, 1919 (P. L. 521), entitled "Transfer Inheritance Tax Law," changing the tax rate on property transferred to brothers or sisters.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 137, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prescribing penalties for furnishing false information to political subdivision officers and employes in certain cases.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 177, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prescribing penalties for disturbing the privacy of others by use of telephone.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 239, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742), entitled as amended, "The Realty Transfer Tax Act," by redefining the term "value" to limit the tax liability on certain transfers of property acquired by an execution creditor at sheriff's sale.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 319, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," making it a misdemeanor to enter any biulding with intent to commit a crime and fixing the penalty therefor.

He also, from the Committee on Judiciary General reported as committed, Senate Bill No. 320, entitled:

An Act amending the act of March 31, 1860 (P. L. 427), entitled "Criminal Procedure Act of 1860," broadening the power of magistrates, justices of the peace and aldermen to take bail.

He also, fro mthe Committee on Judiciary General, reported as committed, Senate Bill No. 335, entitled:

An Act amending the act of July 29, 1953 (P. L. 1435) entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective

delinquents; . . ." authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 345, entitled:

An Act amending the act of July 25, 1913 (P. L. 1311), entitled "An act providing for the establishment of State Industrial Home for Women; . . ." requiring sheriffs to transport women prisoners to the Industrial Home.

BILL RE-REFERRED

Mr. MALLERY, from the Committee on Corporations, returned to the Senate, Senate Bill No. 259, entitled:

An Act amending the act of April 18, 1949 (P. L. 512), entitled "Fiduciaries Act of 1949," revising and changing provisions relating to settlement of small estates on petition, family exemptions, persons entitled to letters of administration, delegation of power, distribution by guardian of incompetent personal representatives or trustee, distribution of small estates bonds of guardians named in conveyance and powers, duties and liabilities of guardians appointed by court.

Which was re-referred to the Committee on Judiciary General.

BILLS INTRODUCED AND REFERRED

Messrs. KOPRIVER, JR. and SARRAF read in place and presented to the Chair Senate Bill No. 410, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," requiring the board of commissioners to designate the chief of police.

Which was committed to the Committee on Local Government.

Messrs. DONOLOW, SILVERT and WEINER read in place and presented to the Chair Senate Bill No. 411, entitled:

An Act declaring the policy of the State with regard to discriminatory practices in educational institutions, based upon race, religion, color, or national origin; prohibiting such discriminatory practices; creating the Pennsylvania Fair Educational Opportunities Commission in the Department of Public Instruction, and defining its functions, powers and duties.

Which was committed to the Committee on Education.

PERMISSION TO ADDRESS SENATE

Mr. WEINER asked and obtained unanimous consent to address the Senate.

Mr. WEINER. Mr. President and Members of the Senate, on behalf of myself, Senator Silvert and Senator Donolow, I am about to present a bill dealing with a rather important and difficult situation which we, in the city of Philadelphia and some of the surrounding areas, have been facing. It is a problem which all of us are acutely aware of. Most of these problems have reached the newspaper headlines usually when it is too late for anything to be done.

Mr. President, this bill concerns itself with guns getting into the hands of the wrong people, into the hands of people who are mentally sick. All of us have read recently about one of these mentally ill persons who got his hands on a gun and went on to kill maybe ten or eleven innocent people for no reason at all. This bill is an attempt to reach that problem.

During the last few weeks, in Philadelphia, very young men, between the ages of fifteen and sixteen, have killed storekeepers and others between the ages of fifty and sixty. I show you this age difference in order to contrast that irresponsible young people have killed men of responsibility who have families, and men who have earned a livelihood and been the breadwinners of their families.

Mr. President, this bill has many implications. I am certain that after it is introduced, you will receive a great deal of mail from sportsmen who claim that this is an attack on their constitutional right. I would like to respectfully point out to the Senate that the constitutional right to bear arms does not address itself to this type of problem. It is not my purpose, nor the purpose of the sponsors of this bill, to abrogate that right or in any way impinge upon it. However, the problem which we have is a serious one. The right for a man to walk into a shop and promiscuously buy a gun in order to go out and do harm by hurting, maiming, immobilizing or, even worse, killing someone, and thereby depriving the victim of taking care of himself and his family, is a serious one and one which costs the State a great deal of money, as well as anguish.

Therefore, Mr. President, I respectfully ask that this bill be given proper consideration, which I know the Committee Chairman will do.

To show you that there are people who are in favor of this bill,—other than people who have no interest at all in guns and merely citizens who have suffered or whose families have been touched by this problem—I also have on my desk, on behalf of this bill, petitions bearing over 10,000 names, signed by people who are asking that this bill be given proper consideration.

The District Attorney of the city of Philadelphia and the District Attorneys throughout the State have written to me about this problem during the last Session of the Legislature and during this Session. Radio Station WPEN, in Philadelphia, has taken the lead in this matter. Mr. Gailmor, who is here today, sitting behind me, has been one of the persons editorializing this problem and pointing it out in order to show how many needless killings are taking place because these weapons are getting into the hands of people who are irresponsible and should never get their hands on them.

I know that the gentlemen in this Body are eminently fair and will give this bill the proper consideration.

BILLS INTRODUCED AND REFERRED

Messrs. WEINER, SILVERT and DONOLOW read in place and presented to the Chair Senate Bill No. 412, entitled:

An Act relating to the control, possession, ownership, acquisition and sale of firearms; prescribing powers and duties of certain law enforcement officers and providing penalties.

Which was committed to the Committee on Law and Order.

Messrs. BERGER and WEINER read in place and presented to the Chair Senate Bill No. 413, entitled:

An Act providing for group life insurance for State em-

ployes; establishing a schedule providing for payment and providing for reduction of insurance upon retirement.

Which was committed to the Committee on Insurance.

They also read in place and presented to the Chair Senate Bill No. 414, entitled:

An Act providing group insurance contracts and benefits for State employes, the cost thereof to be apportioned between the Commonwealth and such employes, and requiring the Executive Board to enter into the necessary contracts for such purpose.

Which was committed to the Committee on Insurance.

They also read in place and presented to the Chair Senate Bill No. 415, entitled:

An Act amending the act of December 5, 1936 (1937, P. L. 2897), entitled "Unemployment Compensation Law," providing for the inclusion of additional employes, and the method of making payments into the fund.

Which was committed to the Committee on Labor and Industry.

Messrs. McGINNIS and WADE read in place and presented to the Chair Senate Bill No. 416, entitled:

An Act amending the act of May 27, 1937 (P. L. 926), entitled "Bedding and Upholstery Law," adding a definition changing tag, stamp and registration provisions; providing for licenses and certain fees, reports; prescribing penalties; and providing for the creation of the Bedding and Upholstered Furniture Division in the Department of Labor and Industry.

Which was committed to the Committee on Labor and Industry.

They also read in place and presented to the Chair Senate Bill No. 417, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," creating the Bedding Advisory Board within the Department of Labor and Industry and prescribing its powers and duties.

Which was committed to the Committee on Labor and Industry.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

JUSTICE OF THE PEACE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominated for the advice and consent of the Senate William A. Ent, 221 East Main Street, Mechanicsburg, Cumberland County, for appointment as Justice of the Peace in and for the Borough of Mechanicsburg, Cumberland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE

MEMBER OF THE CARBON COUNTY BOARD OF ASSISTANCE

March 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominated for the advice and consent of the Senate Mrs. Frances J. Philip (Republican), 677 Columbia Avenue, Palmerton, Carbon County, for appointment as a member of the Carbon County Board of Assistance, until December 31, 1961, and until her successor is duly appointed and qualified, vice Rev. W. T. Longsdorf, Palmerton, whose term expired.

DAVID L. LAWRENCE

MEMBERS OF THE DELAWARE RIVER PORT AUTHORITY

March 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominated for the advice and consent of the Senate the following for appointment as members of The Delaware River Port Authority:

Theodore L. Blumberg, Philadelphia, from March 13, 1958, until November 24, 1962, and until his successor is appointed and qualifies.

J. Griffith Boardman, Philadelphia, from May 27, 1958, until November 24, 1962, and until his successor is appointed and qualifies.

James H. J. Tate, Philadelphia, from August 19, 1958, for the term of five years, and until his successor is appointed and qualifies.

DAVID L. LAWRENCE

MEMBER OF THE STATE BOARD OF BARBER EXAMINERS'

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edward P. McCormack, 1603 Quincy Avenue, Dunmore, Lackawanna County, for reappointment as a member of the State Board of Barber Examiners, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE

MEMBERS OF THE STATE BOARD OF BARBER EXAMINERS

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Board of Barber Examiners, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Frank Ward, 248 Short Street, Erie, Erie County.

Harry W. Rock, 402 South Main Street, Chambersburg, Franklin County.

John YaSenka, 406 Chartiers Avenue, Carnegie, Allegheny County.

DAVID L. LAWRENCE

SENATE RESOLUTIONS

SENATE COMMITTEE TO INVESTIGATE INTO THE AFFAIRS AND ACTIVITIES OF THE DEPARTMENT OF PUBLIC WELFARE

Mr. PECHAN. Mr. President, on behalf of myself and my colleague, Senator Kopriver, I offer the following resolution (Serial No. 18):

"In the Senate, March 10, 1959.

"During the 1957 Session of the General Assembly the

Departments of Welfare and Public Assistance were merged into the Department of Public Welfare, creating an immense spending agency through which a great portion of the tax revenue is expended.

"The maintenance of welfare institutions and the care of the indigent, infirm and needy are certainly the most humane and perhaps the most important functions of the State Government. That they be adequate and executed in the fairest, most efficient, yet most economical manner possible is an end which every Pennsylvanian desires.

"The confidence which the General Assembly has in the past placed in the advice and counsel of the Departments of Welfare and Public Assistance is not now in question. But recent developments have made it clear that further action of the General Assembly must be taken pursuant to a thorough and complete knowledge of all the facts, factors and problems involved in public welfare and public assistance.

"We in the General Assembly have heard the advice of countless experts urging the increase the decrease the containment the expansion and the re-evaluation of welfare activities We have been told of the dangers of continuing our present policy and we have been told of the dangers of not continuing our present policy. We have seen the policies of the department change with the change of secretaries and with the change of administration We have learned that the employees of the department would be protected from politics and we have later learned that their right to be involved in politics would be protected We have seen responsible public officials claim that the problem of the birth of illegitimate children was aggrivated by the policies of the department.

"We are aware, as is the taxpayer that an ever increasing part of every tax dollar goes into welfare and assistance programs We are aware that the tax burden in many cases has become onerous enough to be prohibitive of the simplest of luxuries.

"We are aware that our people are such that they would not permit any human being to remain truly in need of the necessities of life But we must be equally aware of the dangers inherent in assisting persons who are not in actual need and in spending more money than our taxpayers can supply. We must also be aware that a hope of our enemy in the cold war is that we will spend ourselves into bankruptcy; a proposition so obvious that Russian citizens have expressed it freely to Americans, including at least one Pennsylvania Senator.

"The need for an exhaustive study of our public welfare and public assistance programs and the administration of them is imperative therefore be it

"RESOLVED, That the President pro tempore of the Senate appoint five members of the Senate who shall constitute a committee to investigate into the affairs and activities of the Department of Public Welfare giving particular attention to the policies practices and objectives of the department the degree to which the spending of the department conforms to those policies and objectives the administrative costs involved in our public welfare and public assistance programs, the need for our present programs and the extent to which that need is supplied and all other matters relating to welfare institutions and public assistance, a knowledge of which would assist the General Assembly in enacting wise and adequate laws relating to public welfare and public assistance; and be it further

"RESOLVED, That the committee may hold hearings, take testimony and make its investigations at such places as it shall deem necessary within this Commonwealth. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee deems necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Any person who wilfully negelects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

"RESOLVED, That the committee so appointed shall report back to the Senate its findings and recommendations as soon as possible."

The PRESIDENT. The resolution is referred to the Committee on Rules.

CONGRATULATIONS OF THE SENATE EXTENDED TO THE ALLENTOWN-BETHLEHEM CHAPTER OF THE SOCIETY FOR THE PRESERVATION AND ENCOURAGEMENT OF BARBERSHOP QUARTET SINGING IN AMERICA ON ITS TENTH ANNIVERSARY

Mr. VAN SANT offered the following resolution, which was read as follows:

In the Senate, March 10, 1959.

On March 5, 1949, the Allentown-Bethlehem Chapter of the Society for the Preservation and Encouragement of Barbershop Quartet Singing in America received its charter. It was at this time that a capacity audience in Allentown High Auditorium heard 17 quartets in a program that gave "barbershopping" an unforgettable send-off in the Lehigh Valley.

For the past ten years, this organization has been outstanding in the area and their harmony has brought a great deal of happiness to the people, not only in the Lehigh Valley but wherever they have gathered together to fill the air with their joyous sounds. The tensions that accompany our ever complex way of life are always relieved when a quartet such as this starts to sing and brings pleasure to those who have the honor of listening.

The Allentown-Bethlehem Chapter of the SPEBSQSA should also be noted for their charitable work. Money that they have derived from their various efforts has resulted in much good being done to the cities of Allentown and Bethlehem as well as the towns nearby. The Allentown State Hospital was especially rewarded when the quartet held their annual concert at the Lyric Theatre in Allentown because the profits derived were used to purchase a complete public address system for the State Hospital's Auditorium.

There is need in our Commonwealth for more organizations such as this because they take an active interest in their community and make it and the State a better place for all people to live in; therefore be it

RESOLVED, That the Senate extend its heartiest congratulations to the Allentown-Bethlehem Chapter of the Society for the Preservation and Encouragement of Barbershop Quartet Singing in America on its 10th Anniversary which was celebrated on March 6 of this year with a dinner and program at the Lehigh Valley Club in Allentown; and be it further

RESOLVED, That a copy of this resolution be sent to the Society.

On the question,

Will the Senate agree to the resolution?

Mr. BERGER. Mr. President, I desire to interrogate the sponsor of the resolution, the gentleman from Lehigh, Senator Van Sant.

The PRESIDENT. Will the gentleman from Lehigh, Mr. Van Sant, permit himself to be interrogated?

Mr. VAN SANT. I will, Mr. President.

Mr. BERGER. Mr. President, I would like to inquire of the sponsor of the resolution whether he has made arrangements for the quartet to appear before the Senate.

Mr. VAN SANT. I would be happy to have several of the quartets appear before the Senate, even at one of the Monday night affairs. They do their best practicing at that type of an affair.

Mr. BERGER. Thank you, Senator Van Sant.

I would observe that it is unfortunate that one of the quartets is not here today, because I could think of a very appropriate song which they might render

And the question recurring,

Will the Senate agree to the resolution?

It was agreed to.

CONDOLENCE OF THE SENATE EXTENDED TO THE DAUGHTERS OF CHARLES WEINSTEIN

Messrs. DONOLOW, WEINER, BERGER, SILVERT, McCREESH, DiSILVESTRO, STIEFEL, MULLIN and CAMIEL offered the following resolution which was read, considered and agreed to:

In the Senate, March 10, 1959.

One of Philadelphia's leading citizens, Charles Weinstein, passed away on March 9, 1959, at the age of 61.

Mr. Weinstein was the manager of the Philadelphia Joint Council, Amalgamated Clothing Workers of America, and an active participant in city politics.

Born in Russia, the son of a wagon maker, Mr. Weinstein came to this country at the age of 15 with his mother and sister. The family settled in Chicago where he went to work as a sewing machine operator.

Following service with the Navy during the First World War, Mr. Weinstein made the acquaintance of Sidney Hillman, noted labor leader. In 1922, Mr. Weinstein was appointed organizer and business agent of the fledgling Clothing Workers Union.

He came to Philadelphia in 1929 as manager of the joint council, a post he held until his death. During that time, union membership increased from 6,000 to 25,000. In 1935, he was named vice president of the national union.

One of Mr. Weinstein's greatest achievements was the industrial peace which reigned in the garment industry during his long association with the union. Another was the establishment of the internationally famous Hillman Medical Center, at 2116 Chestnut Street.

The Center, which Mr. Weinstein served as president, was sponsored by the joint contributions of labor and management.

Due to his tremendous influence, the clothing union played an important part in the welfare, educational and social activities of the city. In politics, Mr. Weinstein often was consulted on the slating of various national and local candidates.

His many honors included the Philadelphia Men's Apparel Association citation as the 1950 "Man of the year."

The passing of this outstanding citizen of our Commonwealth is a great loss, but his contributions toward the betterment of his fellow-men will long be remembered; therefore, be it

Resolved, That the members of the Senate of the Commonwealth of Pennsylvania hereby expres their individual bereavement upon the death of Charles Weinstein; and, be it further

Resolved, That copies of this resolution be transmitted to his two daughters, Ellyn Rogal and Mrs. Nessa Graub.

STUDENTS FROM WILLIAM TENNENT HIGH SCHOOL, JOHNSVILLE, PRESENTED TO SENATE

Mr. KELLER. Mr. President, I have the pleasure of presenting to the Members of the Senate a group of students from the William Tennent High School, Johnsville. They are here under the guidance of their teacher, Mrs. Rhoades.

I might say that one of the students is a grandson of Eugene Hagerty, of Philadelphia, a former Member of the House of Representatives.

The PRESIDENT. I hope that the students from Johnville will rise. We are very happy to have you with us.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. TAYLOR,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

JUSTICE OF THE PEACE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William A. Ent, 221 East Main Street,Mechanicsburg, Cumberland County, for appointment as Justice of the Peace in and for the Borough of Mechanicsburg, Cumberland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE

MEMBER OF THE CARBON COUNTY BOARD OF OF ASSISTANCE

March 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Frances J. Philip (Republican), 677 Columbia Avenue, Palmerton, Carbon County, for appointment as a member of the Carbon County Board of Assistance, until December 31, 1961, and until her successor is duly appointed and qualified, vice Rev. W. T. Longsdorf, Palmerton, whose term expired.

DAVID L. LAWRENCE

MEMBERS OF THE DELAWARE RIVER PORT AUTHORITY

March 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of The Delaware River Port Authority:

Theodore L. Blumberg, Philadelphia, from March 13, 1958, until November 24, 1962, and until his successor is appointed and qualifies.

J. Griffith Boardman, Philadelphia, from May 27, 1958, until November 24, 1962, and until his successor is appointed and qualifies.

James H. J. Tate, Philadelphia, from August 19, 1958, for the term of five years, and until his successor is appointed and qualifies.

DAVID L. LAWRENCE

MEMBER OF THE STATE BOARD OF BARBER EXAMINERS'

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Edward P. McCormack, 1603 Quincy Avenue, Dunmore Lackawanna County, for reappointment as a member of the State Board of Barber Examiners, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE

MEMBERS OF THE STATE BOARD OF BARBER EXAMINERS

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the State Board of Barber Examiners, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Frank Ward, 248 Short Street, Erie, Erie County.

Harry W. Rock, 402 South Main Street, Chambersburg, Franklin County.

John YaSenka, 406 Chartiers Avenue, Carnegie, Allegheny County.

DAVID L. LAWRENCE

A motion was made by Mr. FLEMING and Mr. TAYLOR,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.,	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. TALYOR. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 118, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929" increasing the compensation of certain members of the Pennsylvania State Police Force and fixing minimum subsistence allowances.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 151, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742) entitled as amended "The Realty Transfer Tax Act" authorizing the use of stamping machines in the sale of documentary stamps and authorizing the Department of Revenue to furnish such machines.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. SEYLER. Mr. President, I desire to be recorded as voting "no".

The PRESIDENT. The gentleman will be so recorded.

Mr. SILVERT. Mr. President, I desire to be recorded as voting "no".

The PRESIDENT. The gentleman will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Barr,	Kalman,	Miller,	Stevenson,
Berger,	Keller,	Mullin,	Stiefel,
Blass,	Kessler	Murray,	Taylor,
Camiel,	Kopriver, Jr.	Pechan,	Van Sant,
Confair,	Kromer,	Propert,	Wade,
DiSilvestro,	Lane,	Ripp,	Wagner,
Donolow,	Madigan,	Rooney,	Walker,
Ehrgood,	Mallery,	Ruth,	Watkins,
Elliott,	McCreesh,	Sarraf,	Weiner,
Flack,	McGinnis,	Scott,	Whalley,
Fleming,	McMenamin,	Shafer,	Wolfe,
Harney,			

NAYS—4

Hays,	Mahady,	Seyler,	Silvert,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent

that Senate Bill No. 173, Printer's No. 187, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 250, entitled:

An Act amending the act of April 9, 1929 (P. L. 343) entitled "The Fiscal Code" providing for additional reimbursement and procedures relative thereto in the auditing of disbursements affairs and accounts and clarifying the provisions relating to audits.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. SEYLER. Mr. President, I rise in opposition to this bill because it is my conviction that this is administratively a bad step. I believe that the chief objection to this type of arrangement, as set forth in this bill, is the fact that it would conceal from the taxpaying and voting public the true nature of a rather large expenditure which is to be made.

What the bill does, Mr. President, is to change the procedure we have heretofore had, whereby the costs of administering the Department of the Auditor General, in the auditing of departmental accounts, would be charged to the respective departments. Previously, this has been done by budgeting this amount in the Auditor General's account. This bill would change that procedure by budgeting the amounts in the various departments to be audited and in charging to those accounts the costs of the audit made by the Auditor General.

It seems to me that this would have the effect of concealing, to a degree, or, at least, making obscure and difficult to follow the actual cost of the Auditor General's office. From the standpoint of public policy, I do not think this is good procedure or good governmental business. I think we should run our State budget in a manner which would make it possible for interested members of the general public, taxpayers and voters, to see what the cost of the operation of each department is.

For that reason, Mr. President, I think this bill would make that more difficult for the average citizen to follow. I think it is bad administrative procedure and, therefore, I intend to vote "no."

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39

Barr,	Harney,	Miller,	Taylor,
Berger,	Keller,	Pechan,	Van Sant,
Blass,	Kessler	Propert,	Wade,
Camiel,	Kopriver, Jr.	Ripp,	Wagner,
Confair,	Kromer,	Rooney,	Walker,
DiSilvestro,	Lane,	Ruth,	Watkins,
Ehrgood,	Madigan,	Scott,	Weiner,
Elliott,	Mallery,	Shafer,	Whalley,
Flack,	McGinnis,	Stevenson,	Wolfe,
Fleming,	McMenamin,	Stiefel,	

NAYS—10

Donolow,	Mahady,	Murray,	Seyler,
Hays,	McCreesh,	Sarraf,	Silvert,
Kalman,	Mullin,		

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 251, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing certain procedures and providing for audits and verification of rights to reimbursements.

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

Mr. HAYS. Mr. President, it is my intention to vote "no" on this bill. I would like to record a couple of reasons for so doing, for the benefit of my colleagues.

Mr. President, I have a feeling that this bill grows out very largely from a situation which occurred in, I think, Collingdale, in eastern Pennsylvania. This was a serious situation, I agree. However, I call your attention to the fact that there are 2,500 school districts, or more, in the State of Pennsylvania, and this present system of auditing has been going on for forty years or more. This would give us 100,000 audits and control of school districts because of only one—Collingdale. It seems to me that this is a pretty expensive and costly measure in order to sort out one case.

In addition, I think it is only fair to say that I doubt—I cannot say for sure—whether the State lost any money in this matter. The citizens of Collingdale, of course, are being taxed to make up for this negligence in that particular area.

I think our colleague from Lancaster, Senator Kessler, has a bill which would authorzie auditing to be done by local certified public accountants. This, I feel, would be a much better procedure and would keep this auditing back home. I do not think we should try to centralize everything here at the State Capitol.

I call your attention, also, to the fact that this bill, if I read it correctly, says that all school districts shall be audited. Under the present reorganization, which is now going on, there are hundreds of school districts in the State which transact very little business at all. They simply collect the taxes, and the expenditures are made by a joint school board or a merged school board. Therefore, we are going to have situations like the one that exists in Glen Hope Borough, in Clearfield County, where they collect only $1,300 in taxes for school purposes. That is all the money they have. It may cost the Commonwealth of Pennsylvania $50.00, $75.00 or $100.00 to audit this small account. It seems to me that the real audits, which may now be done by certified public accountants, lie with the joint and union school districts in most cases.

Therefore, Mr. President, I urge my colleagues to vote "no" on this measure. We talk many times about putting

the taxpayers' money down the drain and this, to me, would seem like about a $1,300,000 dose of Drano. I urge you to vote "no" on this bill.

Mr. BERGER. Mr. President, I believe that this bill is pursuant to a ruling of the Attorney General, whereby the Auditor General's Department is required to audit all the school districts, whether or no, for the purpose of determining whether the money reimbursed to the school districts by the State is being properly spent. Inasmuch as State money is involved, the former Attorney General, Mr. McBride, ruled that the Auditor General must make these audits. This, therefore, is more or less enabling and clarifying legislation.

Furthermore, Mr. President, this procedure which has been under discussion here has been approved by the Governor as good procedure and good governmental practice The fact remains that no matter how many certified public accountants or local auditors the local district may be authorized to hire and does hire, it is still the duty of the Auditor General of the Commonwealth to make these audits.

Mr. SEYLER. First of all, Mr. President, in answer to the Majority Leader, the Governor has in no way, to my knowledge, given any statement that he considers this as proper procedure. He has simply recognized that fact that under the law the Auditor General is to audit school district accounts. Therefore, he has provided in the budget an amount necessary to cover that expenditure. This, by no means, constitutes any statement from the Governor that he approves of this procedure.

Senator Berger is correct in saying that under present law, and under the ruling the Attorney General, it is now the duty of the Auditor General to make audits of school districts. However, that duty is given by the Legislature. What the Legislature has set up, the Legislature can, of course, alter.

I would like to call to the attention of the Members of the Senate the three reasons why I think this is bad legislation.

In the first place, the present setup calls for a duplication of audits. At the present time, the law provides for three types of auditing of school district accounts: one by local auditors, one by the Department of Public Instruction and one now by the Auditor General. I do not believe that under present law the three of them, duplicating as they are and duplicating expense for the taxpayer,—as has been pointed out by my colleague, Senator Hays—will provide what is really needed in the way of an audit. However, we do have a duplication here which this Legislature should not perpetuate, in my opinion.

Secondly, this will not provide an audit which will assure the taxpayers of Pennsylvania, and the local districts and us, as Legislators, that the accounts of these districts are in order. The audit provided for in this bill applies simply to one part of the school districts' budgets; namely, that part which consists of reimbursement furnished by the State. That is not the total budget. This will not assure anyone that the school districts, having been audited, therefor have accounts in good order. To my mind, it should be our obligation, in view of the Collingdale incident, to see to it that a thoroughgoing audit is furnished, one which will assure us that all of the accounts of the school districts are in order. Whether this should be done on a local level or on a State level, is up to the wisdom of this Senate to determine. However, I want everyone to note that this bill will not give anyone that assurance. This bill does not go far enough. In my opinion, if we are going to say we need a State audit, we should have a thoroughgoing audit which will assure us that these accounts are in good order.

Thirdly, Mr. President, I would like to call to the attention of the Members of the Senate that there is a curious dichotomy of philosophy between Senate Bill No. 250 and Senate Bill No. 251. If it is good administration to say in Senate Bill No. 250, which we have just passed, that the audits made by the Auditor General shall be chargeable to the agencies that are being audited,—namely, the departments—then why is it good philosophy in this bill to say we should pay the Auditor General directly for the audits? Why is it not equally good philosophy to say that the audits shall be chargeable to the agencies being audited; namely, the school districts?

For these three reasons, Mr. President, I think this is bad legislation and I intend to vote "no."

Mr. MAHADY. Mr. President, yesterday, when this bill was second reading, I said that for a freshman Senator to tell the Leaders on either side of the Senate what is good legislation seemed, at first, presumptive. However, there is one thing which a young Senator cannot help but notice when he comes into this Chamber and that is the fact that every time we have a fire or a man is dishonest, there is a bill put in to spend the taxpayers' money, which does not go to the root of the matter.

There is no question about the fact that in much of this legislation, where there is disagreement, the disagreement is not as to the substance, but as to the form. I agree with the two previous speakers and, particularly, I would like to emphasize what Senator Hays pointed out. I agree that there is a big discrepancy in the law. There is one place where you have not provided for any audit, even in this bill. I am speaking about the joint school districts or the union school districts, where the money is and where it is spent.

There is no question about the fact that when there is a fire and the fire gets out of control, you say, "what should we do?" However, that does not mean that you should go out and hire another fire company in addition to the two you already have. After all, the taxpayers, in a time when we have the largest budget in history, deserve some consideration. That consideration should be a sufficient, mature study, taking into consideration the total problem and not throwing a bucket of water on top of it. You will need to organize the fire department you have, consolidate it and place it in the situation where the people you are protecting—the taxpayers you are protecting—are the ones who pay for it and not someone else.

I respectfully submit to this Body that you should vote "no" on this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34

Barr,	Harney,	Miller,	Van Sant,
Berger,	Keller,	Pechan,	Wade,
Blass,	Kessler	Propert,	Wagner,

Confair,	Kopriver, Jr.	Scott,	Walker,
DiSilvestro,	Kromer,	Shafer,	Watkins,
Ehrgood,	Madigan,	Stevenson,	Weiner,
Elliott,	Mallery,	Stiefel,	Whalley,
Flack,	McGinnis,	Taylor,	Wolfe,
Fleming,	McMenamin,		

NAYS—15

Camiel,	Lane,	Murray,	Sarraf,
Donolow,	Mahady,	Ripp,	Seyler,
Hays,	McCreesh,	Rooney,	Silvert,
Kalman,	Mullin,	Ruth,	

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 164, entitled:

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of establishing constructing and maintaining a State highway in Montgomery County.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Shafer,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Silvert,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 265, entitled:

An Act authorizing the Department of Highways with the approval of the Governor to construct a highway and to erect and maintain a bridge over the Schuylkill River in Montgomery County between a point in the Borough of Norristown or a township adjacent thereto and a point in the Borough of Bridgeport or a township adjacent thereto and to provide the necessary approaches and connections with State highways empowering the county to pay certain damages and making an appropriation therefor.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 324, entitled:

An Act amending the act of May 28, 1937 (P. L. 955) entitled as amended "Housing Authorities Law" increasing the minimum amount for which the authorities may contract or purchase without bids.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 327, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" further providing for the employment of the certified public accountant.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Harney,	McGinnis,	Seyler,	Whalley,
Fleming,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 328, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" extending the jurisdiction of borough policemen to include property outside the borough owned or controlled by the borough.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Confair,	Kopriver, Jr.	Propert,	Van Sant,
DiSilvestro,	Kromer,	Ripp,	Wade,
Donolow,	Lane,	Rooney,	Wagner,
Ehrgood,	Madigan,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,

NAYS—1

Mahady.

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 339, entitled:

An Act amending the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" extending the time for authority employes to join or refuse to join the pension fund.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

EASTERN MONTGOMERY COUNTY COUNCIL OF REPUBLIC WOMEN PRESENTED TO SENATE

Mr. PROPERT. Mr. President, we have been honored today by the visit of several important groups, and I am very happy, at this time, to introduce some of our good citizens from Montgomery County. They are seated at the rear and on the side of the Senate.

Mr. President, I take great pleasure in introducing to you at this time, members of the Eastern Montgomery County Council of Republican Women.

The PRESIDENT. Will the ladies please rise? We are indeed happy to welcome you.

Mr. WEINER. Mr. President, I would just like to comment to the Members of the Senate that in the last few weeks, we have been honored by the presence of Republican women who have been coming here in large numbers. Most of them are very attractive young ladies I think it might be pointed out that they all sit on the Democratic side of the Senate. I hope that is part of their education in coming here.

The PRESIDENT. Thank you, Senator Weiner. I am sure the ladies will benefit by that.

Mr. BERGER. Mr. President, I have also been very favorably impressed by the visitations of these lovely ladies. However, what pleases me so much is that there seems to be so many of them.

The PRESIDENT. Thank you, Senator Berger. That is very helpful.

SECOND READING CALENDAR BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 406; and

Senate Bill No. 45, Printer's No. 407.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 141, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017) entitled "County Institution District Law" increasing the powers and duties of institution districts.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 325, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" authorizing the supervisors to construct or contribute money for ponds or dams for the purpose of providing water for fire protection.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 326, Printer's No. 351, on second reading go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 4, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting the sale of gasoline in glass containers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 7, entitled:

An Act authorizing the recovery of damages from parents of children destroying property.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 107, entitled:

An Act amending the act of April 24, 1947 (P. L. 80), entitled "Intestate Act of 1947," providing for the grandchildren of deceased uncles and aunts of the decedent.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 130, entitled:

An Act amending the act of June 20, 1919 (P. L. 521), entitled "Transfer Inheritance Tax Law," changing the tax rate on property transferred to brothers or sisters.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 137, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prescribing penalties for furnishing false information to political subdivision officers and employes in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 165, entitled:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 177, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prescribing penalties for disturbing the privacy of others by use of telephone.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 239, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742), entitled as amended, "The Realty Transfer Tax Act," by redefining the term "value" to limit the tax liability on certain transfers of property acquired by an execution creditor at sheriff's sale.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 319, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," making it a misdemeanor to enter any building with intent to commit a crime and fixing the penalty therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 320, entitled:

An Act amending the act of March 31, 1860 (P. L. 427), entitled "Criminal Procedure Act of 1860," broadening the power of magistrates, justices of the peace and aldermen to take bail.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 335, entitled:

An Act amending the act of July 29, 1953 (P. L. 1435), entitled "An act relating to the more effective treatment

of persons convicted of crime or committed as defective delinquents; . . .," authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 345, entitled:

An Act amending the act of July 25, 1913 (P. L. 1311), entitled "An act providing for the establishment of a State Industrial Home for Women; . . .," requiring sheriffs to transport women prisoners to the Industrial Home.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

PETITIONS AND REMONSTRANCES

Mr. MULLIN. Mr. President, I have in front of me a traffic summons from the State of New Jersey, whereby the driver of the car is charged with driving on a flat tire. I suppose after he receives this summons, a warning will be sent to the Pennsylvania Department of Highway Safety and the driver will be given notice, warning and so forth.

I bring this matter to your attention because I know there are a lot of investigations and much consideration being given to the laws regarding highway safety. There must be many stupid laws, such as this one, which require a man who has a flat tire, and who does not have his spare tire in good condition, to be declared a law violator because he drives with a flat tire. There must be a lot of stupidity in our own law.

I hope that those who are engaged in the process of improving our traffic safety laws will also give some consideration to the motorists' side of this law and inject some sense into the law itself and, also, into its enforcement and operation.

BILLS INTRODUCED AND REFERRED

Mr. WADE. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. WADE and WHALLEY read in place and presented to the Chair Senate Bill No. 418, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing townships to remove snow from and cinder State highways under certain conditions and providing for reimbursement to the township by the Commonwealth.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 419, entitled:

A Supplement to the act of September 3, 1955 (Act No. 18-A), entitled "An act providing for reconstruction and repair of roads, streets, highways and bridges, damaged or destroyed, by the hurricane, flood or high water of August, 1955; * * *," making unexpended funds available for payment to political subdivisions for extraordinary expense incurred in the removal of snow and ice during the winter of 1957-1958.

Which was committed to the Committee on Highways.

CONGRESSMAN JOHN H. DENT PRESENTED TO SENATE

Mr. BERGER. Mr. President, I deem it a pleasure and a privilege to call to the attention of my colleagues, the visitors in this Senate and to you, Mr. President, the presence today of a former great Democratic leader on that side of the Senate. I deem it greatly appropriate that these remarks should be made under the present order of business, known as Petitions and Remonstrances. I believe it could well go without saying that the gentleman to whom I refer very seldom petitioned, but, great heavens, how he could remonstrate.

It has been my privilege, and the privilege of many of us, to be intimately associated with Senator John H. Dent for many years in this Body. He is back here today as a visitor on the occasion of his, I believe, thirty-ninth birthday. In all those years that we have been associated, I came to know that, above all things, you could rely upon his word and that while he would give you hell on the floor, he would give you his hand at any time.

I know all of us are proud to have Congressman Dent with us and regret very much that he has taken his ringing oratory to the Halls of Congress and left us in the Senate of Pennsylvania the poorer for it.

Mr. WEINER. Mr. President, I do not know about the rest of the Members of the Senate, but I really miss Johnny Dent. There have been many times when I have wished that he would be sitting here so that I could bring him some of my problems. We all miss Johnny over here very much. He was a great help and inspiration to the Members on this side, as well as the Members on the other side. I do not think there has ever been a Member of the Senate, either before or since, who could get up and speak on any subject, at any time and at any length, with as much effect as Senator Dent. I think his greatness was due to the fact that he could talk on either side of the subject with equal vigor and with equal effect. That, I think, is a mark of a great leader and a great man because if we could possible whistle the same tune all the time, I think all of us would be in a very happy position.

This business of politics which we are engaged in,—and, mind you, it is a business—finds us many times in many directions. Sometimes, even though we think we are the leaders, we find ourselves being led. As Senator Taylor will tell you, very often when he thought that some of us felt we were being the leaders, he was actually doing the leading.

I think Senator Dent, in getting along so well with the Members from both sides of the Senate and doing as well as he did in carrying out some difficult programs, while in the minority position, was a great inspiration to all of us here in this Senate.

It is with great pleasure that I note his presence. I know that all of us are very happy to see him come back and visit with us once in awhile. We really miss him here in the day to day procedures that we have going on.

MRS. JOHN H. DENT PRESENTED TO SENATE

Mr. WEINER. Mr. President, at this time I would also like to give credit to a person who is in this Chamber at this moment, who was one of the hard workers with Senator Dent and, I think, bore a great deal of the brunt of the burden of leadership, and whom many of us

neither saw nor knew anything about. I am speaking about Senator Dent's lovely wife, who is sitting in the balcony. I wish she would rise in order for the Members to see her.

The PRESIDENT. Will Mrs. Dent please rise?

PRESENTATION OF GIFT TO CONGRESSMAN JOHN H. DENT

Mr. WEINER. Mr. President, I just wanted to say further, on behalf of the Members of the Senate, that we would like to give to Congressman Dent a small token of our esteem for many pleasant days and moments he gave us.

I would also like for you gentlemen to note that the keynote and the hallmark of Congressman Dent is on this package; namely, a burned out cigar projecting from this package.

REMARKS BY CONGRESSMAN JOHN H. DENT

Mr. DENT. Mr. President and fellow Members of the Senate, I visited many cemeteries in my busy life as a politician and as a citizen, and I have read many epitaphs. It is very nice to be alive and hear them, rather than have those who remain after you read them. I do not know of any place I would rather be on this day, the fifty-first year of my life, than here in the Senate of Pennsylvania with so many friends whom I served with so long. My father told me many times that there were a great number of good people in the world. However, I am sure that he never guessed there were as many as are gathered here today in one place at one time.

I know that your problems here are no different than they have ever been. I can say to you, from the short experience I have had in Washington, that it is not much different down there. The merry-go-round is exactly the same. The only difference is that the horses and the parts of horses are a little bit larger.

I thought I knew something about budgets and I thought I knew something about spending money, Mr. President. However, I found out that what we let drop off of the table down in Washington would solve all your problems for many years to come. We give more money away every day than you fellows can spend. Of course, it is that way because we are a big Nation, made up of big people and big problems. However, no legislative body in these United States, not excepting the Congress of the United States, can ever have the deliberative, democratic processes that are inculcated in the system of procedure here in the Senate of Pennsylvania. I find that there is a lack, in both the Senate and the House of Representatives in Washington, of the fundamental setup which gives each man, who represents the people, the opportunity which this Senate gives to that man to really represent them in the manner and the fashion that his District demands and his conscience dictates. I do not believe that there can ever be a duplicate built that can ever come close to setting up, in this democratic Nation of ours, a democratic legislative body such as this that I was privileged to serve in so long and one which I miss very, very much.

Thank you.

The PRESIDENT. Thank you very much, Congressman Dent.

Mr. BARR. Mr. President, as you know, everybody has been telling me that I have been looking better. The reason for that is because Johnny Dent has left town and I am getting to bed earlier. I heard he was coming into town today and, therefore, I stayed out late last night so I would look tired today.

I also want to pay tribute today to our Senate Librarian. Today is his birthday, along with Johnny's. We have been celebrating Charlie Lathero and Johnny Dent's birthdays for many, many years. It may be a bit premature, but I am inviting Johnny Dent and Charlie Lathero to Pittsburgh on March 10, 1960, in order to give them the key to the city.

PERMISSION TO ADDRESS SENATE

Mr. WATKINS asked and obtained unanimous consent to address the Senate.

Mr. WATKINS. Mr. President, the resolution I am about to offer is one hour and twenty minutes late.

SENATE RESOLUTION

CONGRATULATIONS OF THE SENATE EXTENDED TO CADET WILLIAM CARPENTER, MIDSHIPMAN JAMES DUNN AND COACH BEN MARTIN

Mr. WATKINS. Mr. President, I now ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. WATKINS and VAN SANT offered the following resolution, which was read, considered and agreed to:

In the Senate, March 10, 1959.

America's 1959 football season will see three Pennsylvanians serving in roles of distinction with the Army, Navy and Air Force football teams.

Cadet William Carpenter of Springfield Township, Delaware County, who attended Springfield High School, will captain the varsity football squad of the United States Military Academy. Cadet Carpenter proved himself an outstanding football player and gained the respect and admiration of the American people during 1958 and previous years.

Midshipman James Dunn of Rutledge, Delaware County, will captain the varsity football squad of the United States Naval Academy. Midshipman Dunn also gained the respect and admiration of the American people by his splendid playing during 1958 and previous years. Midshipman Dunn attended Ridley Township High School in Delaware County.

Coach Ben Martin of the varsity Air Force Academy football squad grew up in Prospect Park, Delaware County. He attended Prospect High School and the United States Naval Academy. Coach Martin's parents still live in Prospect Park. The outstanding performance of the 1958 football team of the Air Force Academy has distinguished Pennsylvania's Ben Martin in the eyes of the American public.

The 1959 Army-Navy game will bring distinction to Pennsylvania in the persons of the two distinguished Pennsylvanians, Cadet Carpenter and Midshipman Dunn, captaining their respective football teams.

The accomplishments and respect gained by these three great Pennsylvanians reflect outstanding credit to the Commonwealth of Pennsylvania and serve as an inspiration to the youth of Pennsylvania; therefore be it

RESOLVED, That the congratulations of the Senate of Pennsylvania be extended to Cadet William Carpenter, Midshipman James Dunn, and Coach Ben Martin; and be it further

RESOLVED, That a copy of this Resolution be for-

warded to the President of the United States, Cadet William Carpenter, Midshipman James Dunn and Coach Ben Martin, to the Commandants of the respective Service Academies, Springfield High School, Ridley Township High School and to Interboro High School (successor to Prospect Park High School).

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Monday, March 16, 1959, at 3:30 o'clock, p.m., Eastern Standard Time.

Mr. ELLIOTT. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 2:42 o'clock p.m., Eastern Standard Time, until Monday, March 16, 1950, at 3:00 o'clock, p.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, March 10, 1959.

The House met at 12:00 o'clock noon.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

O Thou great Eternal God and Father of us all, Thou whose providential care watches over and protects each one of us, we humbly bow in Thy presence in the beauty and glory of this day, we come to Thee in gratitude for the blessings of this hour, and we are ever conscious of Thy continued presence as we face the problems and difficulties of life. Make us to know Thee more fully, help us to cherish Thee more deeply, and guide us in sharing Thee more willingly. This we ask, in the name of Jesus Christ our Lord, whose life and sacrifice has merited for us the gift of that glorious life in the world which is to come. In His blessed name we pray. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, March 9, 1959 will be postponed until printed.

The Chair hears none.

STATEMENT BY SPEAKER

The SPEAKER. The Chair is moved to observe that in his opinion it is incumbent upon the leadership and the Members of this House to observe the rules and regulations which they themselves promulgate.

It is unfair to the Chair for the respective caucuses to fix an hour that never met with the Chair's personal approval—having fixed 12:00 o'clock as the hour for convening—and then fail in the appointment they themselves have made.

It is within the power of the Chair when 12:00 o'clock, the hour of convening arrives, to note the absence of a quorum, ask for a roll call and adjourn the House until the next day. It is perfectly possible for the Members of either caucus briefly to come to this Chamber, permit the opening procedure and then caucus.

It is the opinion of the Chair that perhaps that would be the best course, because it would be repugnant to our ethics but in line with our official responsibility, if the Chair insisted that the leadership of the House observe its own rules and regulations.

Mr. McCANN. Mr. Speaker, I request permission to address the House.

The SPEAKER. The gentleman from Greene, the Majority Leader, asks unanimous consent to address the House at this time.

The gentleman will proceed.

Mr. McCANN. Mr. Speaker, I apologize because I, for one, and the Members on my side of the House did not expect nor do we approve of violating any of the rules that we ourselves have adopted.

In this particular case today I will humbly apologize, but we were considering a serious matter dealing with the interests of all the people of this Commonwealth. And we are most happy to announce that we found the conclusive answer to our problem.

Again I apologize, Mr. Speaker, and I assure you that we on this side of the House will not violate the rules that we ourselves have established.

The SPEAKER. The Chair thanks the gentleman from Greene, and incidentially observes that had the Chair known that the proceedings were to be so protracted, he might have vacated the Chair temporarily and come down to the caucus to engage in the deliberations there.

The SPEAKER. The Chair recognizes the Minority Leader.

Mr. A. W. JOHNSON. Mr. Speaker, I want to join in what Mr. McCann has said. When the hour of twelve arrived today we too were in our caucus engaged in what we thought was a very, very important discussion and I do not think anybody realized that it was 12:00 o'clock. In fact, we did not know what time it was.

I realized yesterday when we fixed our caucus for 11:30, with the idea we would come up here, organize the House and go back to caucus, that it was not too good an idea. I think hereafter we should plan our caucuses so that they will be over with by the time for convening, or else come back here and ask for additional time.

So we are sorry and we certainly will not do it again either.

Mr. A. W. JOHNSON. Mr. Speaker, may I ask the Majority Leader a few questions?

The SPEAKER. Does the gentleman from McKean ask unanimous consent to address the House?

Mr. A. W. JOHNSON. Yes, I do, Mr. Speaker.

The SPEAKER. The gentleman will proceed.

Mr. A. W. JOHNSON. We would like at this time to pierce the caucus veil and find out what that great satisfactory conclusion was. Are you able to tell us that?

The SPEAKER. The Chair might reply in lieu of the Majority Leader, that he has no doubt in due season, in accordance with the protocol which this parliamentary body has established, that the decisions of the Majority Caucus will in orderly fashion be presented to the Minority Caucus and the cooperation of that caucus earnestly requested.

Mr. JOHNSON. Well now, Mr. Speaker, I asked that question of Mr. McCann. I did not want the Chair to get him off the hook.

The SPEAKER. The Chair might observe that it is impossible for the Chair to amend decorum; however, does the Majority Leader desire to answer the interrogation of the gentleman from McKean?

Mr. McCANN. Mr. Speaker, I am most pleased today to answer any interrogation.

Mr. A. W. JOHNSON. In other words, you have the votes, is that it?

Mr. McCANN. There are some days that you can smile and you know what it feels like after a hectic night.

PERMISSION TO ADDRESS HOUSE

Mr. BELL asked and obtained unanimous consent to address the House.

Mr. Speaker, on February 9th this House adopted a resolution of commendation for three outstanding Pennsylvanians. Two of those are present in the House today to receive from the Speaker the commendation of this House.

Those who are here today, sitting to my rear, are Cadet William Carpenter of Delaware County, Pennsyl-

vania, who is 1959 Captain of the United States Military Academy football team. Sitting alongside of him is Midshipman James Dunn of Delaware County, Pennsylvania, who is the 1959 football Captain of the United States Naval Academy football team.

In other words, these two boys will captain the Army and Navy 1959 football teams. Ladies and gentlemen of the House, they are Pennsylvanians, and I am proud that they are here today.

These boys are the type of boys that we like to see; they are the type of boys we are proud of. All America will be proud of them. There is a third person who is absent. That is Coach Ben Martin, the Coach of the Air Force Academy team, who is also from Delaware County, Pennsylvania.

The very significant fact is that these two lads to my rear, live within a mile and a half of each other. Although in high school they did not play ball against each other because they were in different leagues, they did scrimmage against each other. We of Delaware County are going to be most proud next fall when they captain their respective teams. These two fellows really represent all that is fine and good in American youth.

I want to thank my colleagues of the House who approved this resolution because these boys, by their conduct, have reflected great credit to the citizens of Pennsylvania.

Mr. Speaker, I yield to the Majority Leader.

Mr. McCANN. Mr. Speaker, it certainly is a moment of great pleasure for all of us Pennsylvanians to have with us here in this famous Hall of the House of Representatives these two young citizens, who will be part of the leadership of our great forces of tomorrow; to know that from Pennsylvania we have two outstanding young men leading as captains of the football teams of the United States Military Academy and the United States Naval Academy; two men who will represent two of the three major service teams of this country.

It is certainly a pleasure on behalf of the Members of this House to extend to them a cordial invitation, and sincere thanks for their being able to be present with us here today and also to Coach Ben Martin who could not be present from the Air Force Academy. Mr. Speaker, I deem it a personal privilege, a privilege of high honor, that we of this House can honor these two great men of these two great Academies, in offering this resolution which was adopted on a prior date.

The SPEAKER. The Chair recognizes the Minority Leader.

Mr. A. W. JOHNSON. Mr. Speaker, I do not know when this House of Representatives has been graced by the presence of two young men as fine as these two boys.

I am sure we all are proud of the fact that here in Pennsylvania we have two men whom their fellow-players on their respective teams have honored by electing them their captains. I am sure we will all watch their progress on the football field, and I am just wondering if they will see that the Members of this House have easy access to tickets to the Army-Navy football game.

I am sure that we wish them well in their chosen careers. I hope as they go through life, after they have graduated from their respective academies and go into the armed services of the United States, they will bring honor and glory not only upon themselves but also on the armed services and of their Nation.

The SPEAKER. The Chair appoints the gentleman from Delaware, Mr. Bell, the gentleman from Delaware, Mr. Isaacs and the gentleman from Delaware, Mr. Odorisio, to escort Cadet Carpenter and Midshipman Dunn to the rostrum. The gentleman will proceed in the performance of their duties.

Cadet Carpenter and Midshipman Dunn were escorted to the rostrum.

The SPEAKER. Cadet Carpenter and Midshipman Dunn, it is a great pleasure to welcome you and to present to you the commendation of the House of Representatives of your native State.

Your actions and achievements, gentlemen, have gained you the respect and admiration of your country.

You have reflected great credit to the Commonwealth of which you are citizens.

This Fall when you captain your respective football teams in the 1959 Army-Navy game the eyes of the nation will be upon you.

Pennsylvania, then as now, will watch you with pride.

This Legislative chamber represents the people of Pennsylvania. Our resolution is their voice.

Your splendid football records and achievements serve as inspiration to the young people of Pennsylvania and for this we thank you.

May your sterling qualities of leadership displayed on the gridiron follow you throughout your life, and may you always travel in the hollow of God's Hand.

It gives me great pleasure to present to you this resolution.

Certified copies of the Resolution adopted by the House were presented to Cadet Carpenter and Midshipman Dunn.

The SPEAKER. The Chair now recognizes the Midshipman.

MIDSHIPMAN DUNN. I feel it is an honor to be here today and I want to thank Pennsylvania, and in particular Mr. Bell for bringing up this resolution. I thank you very much.

The SPEAKER. The Chair recognizes the Cadet.

CADET CARPENTER. I, too, would like to thank you all very much. It is a great honor to be here and in behalf of myself I would like to thank you very much.

WILLIAM TENNENT HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House the students of the William Tennent High School, 12th Grade, of Johnsville, Lower Bucks County . . . 41 students among whom is Bernard Grady, grandson of a former Member from Philadelphia, Eugene Hagerty. They are the guests of Mr. Gallagher of Bucks County

SHADE CENTRAL CITY UNION HIGH SCHOOL SENIOR CLASS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House the Senior Class of the Shade Central City Union High School of Somerset County. They are the guests of the gentleman from Somerset, Mr. William R. Korns.

BENTON TOWNSHIP HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House, 70 students from the Benton Township High School, who are here under the supervision of their Principal Mr. Simoncelli and their teachers, Miss Hefferon, Miss Dutchman and Mr. Notchick. They are the guests of the gentleman from Lackawanna County, Mr. William Edwards.

BUSINESS AND PROFESSIONAL WOMEN'S CLUB OF MT. JOY WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House the Business and Professional Womens Club of Mt. Joy, Lancaster County, who are the guests of Messrs. Edwin D. Eshleman, Baker Royer and Norman Wood of Lancaster County.

EASTERN MONTGOMERY COUNTY COUNCIL OF REPUBLICAN WOMEN WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House the delegation from the Eastern Montgomery County Council of Republican Women. They are the guests of Messrs. Brenninger, Fetterolf, Jr., Willaredt and Mrs. Henzel of Montgomery County.

PALMYRA WOMEN'S CLUB WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House, 19 members of the Palmyra Womens' Club who are the guests of the gentlemen from Lebanon, Messrs. Seltzer and Light.

LARKSVILLE HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House the Junior and Senior Classes of the Larksville High School, who are the guests of the gentleman from Luzerne County, Mr. Crossin.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a former Member of the House from Delaware County, Mr. Adie S. Rush.

The gallery makes a very pretty picture.

BILLS INTRODUCED AND REFERRED

By Messrs. ROVANSEK, PRENDERGAST and CURWOOD. HOUSE BILL No. 737.

An Act requiring the operator or owner of any coal mine to notify the officials of townships, * * * of specific and imminent danger of surface subsidence to improved lands within the townships, * * *; and providing penalties for failure therefore.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. MILLS, POLASKI, H. G. MILLER and BOWMAN. HOUSE BILL No. 738.

An Act amending the act of May 23, 1945 (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfounded liability.

Referred to the Committee on Cities—Third Class.

By Messrs. MILLS, POLASKI, H. G. MILLER and BOWMAN. HOUSE BILL No. 739.

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

Referred to the Committee on Cities—Third Class.

By Mrs. VARALLO, Mrs. MUNLEY and Mrs. DONAHUE. HOUSE BILL No. 740.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) prescribing powers and duties of the Department of Health relating to radioactive materials.

Referred to the Committee on Public Health and Sanitation.

By Mr. WALL. HOUSE BILL No. 741.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323) authorizing the county commissioners to make an appropriation to aid in defraying the expenses of Loyalty Day.

Referred to the Committee on Counties.

By Messrs. SHERMAN, DOUGHERTY, P. J. MURPHY and BELL. HOUSE BILL No. 472.

An Act amending the "Legal Holiday Law" approved May 31, 1893 (P. L. 188) providing that when holidays occur on a Saturday, Friday shall be deemed and declared a public holiday.

Referred to the Committee on Judiciary.

By Messrs. LUTTY and FOERSTER. HOUSE BILL No. 743.

An Act amending the act of June 27, 1939 (P. L. 1207), entitled "An act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employes (except chiefs, deputy chiefs, and chief clerks) in bureaus of fire, and fire alarm operators and fire box inspectors in bureaus of electricty, in cities of the second class; * * *," further regulating physical examinations required for applicants for original appointment.

Referred to the Committee on Cities—Counties Second and Second Clas A.

By Messrs. REIDENBACH, TRUSIO and DAVIS. HOUSE BILL No. 744.

An Act abolishing civil or criminal causes of action for publication of any judicial, legislative or other public and official proceedings.

Referred to the Committee on Judiciary.

By Messrs. SCHAAF and BLAIR. HOUSE BILL No. 745.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for reimbursements for services to partially sighted children and making an appropriation.

Referred to the Committee on Education.

By Messrs. DOWN and LIGHT. HOUSE BILL No. 746.

An Act relating to the recovery of damages for injuries to property in consequency of mobs and riots; and im-

posing duties and liabilities on counties, county commissioners, sheriffs, chiefs of police, aldermen, constables and justices of the peace.

Referred to the Committee on Judiciary.

By Messrs. STROUP and LOPRESTI.
HOUSE BILL No. 747.

An Act amending the "Housing Authorities Law" approved May 28, 1937 (P. L. 955) removing certain filing and certification requirements before bonds are sold.

Referred to the Committee on Municipal Corporations.

By Messrs. TRUSIO, MILLS and A. J. MURPHY, JR. HOUSE BILL No. 748.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872) making it a crime to sell or offer for sale certain home appliances without proper identification.

Referred to the Committee on Law and Order.

By Mr. GAILEY. HOUSE BILL No. 749.

An Act abolishing the rights of individuals to waive by contract any exemption of property from levy and sale on execution issued upon any judgment.

Referred to the Committee on Judiciary.

By Mr. A. J. MURPHY. HOUSE BILL No. 750.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for the submission of the question to the electors of a district contemplating a jointure.

Referred to the Committee on Education.

By Messrs. YETTER, ESHBACK, VERONA and WYND. HOUSE BILL No. 751.

An Act amending the act of June 1, 1956 (P. L. 1944), entitled "An act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities, boroughs, incorporated towns, and townships, for their road, street and bridge purposes; * * *" providing for the use of twenty-five per centum of the money allocated in townships of the second class.

Referred to the Committee on Highways.

By Mr. J. J. MURRAY and Mrs. MARKLEY.
HOUSE BILL No. 752.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) authorizing the inclusion of costs of treasurers' bonds and auditing of treasurers' accounts in estimates of costs of educating handicapped children and providing for reimbursements.

Referred to the Committee on Education.

By Messrs. STROUP and NELSON.
HOUSE BILL No. 753.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30) increasing supplemental payments in the case of schools operated by union or merged districts.

Referred to the Committee on Education.

By Mr. GRAMLICH. HOUSE BILL No. 754.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring the issuance of two registration plates for each motor vehicle.

Referred to the Committee on Motor Vehicles.

By Messrs. J. J. MURRAY and BLAIR.
HOUSE BILL No. 755.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), increasing the average of certain expenses.

Referred to the Committee on Education.

By Messrs. REIDENBACH, CLARKE, JUMP and STECKEL. HOUSE BILL No. 756.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing for annual vacations and special leaves from employment for State employes.

Referred to the Committee on State Government.

By Messrs. H. P. MURRAY and PURSLEY.
HOUSE BILL No. 757.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), enlarging the group of recipients of game illegally killed.

Referred to the Committee on Game and Conservation.

By Messrs. DEVLIN, CLARKE, GOLDSTEIN and RIGBY. HOUSE BILL No. 758.

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," adding additional means of security and further regulating the deposit of city funds with depositories.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. McLAUGHLIN and GOLDSTEIN.
HOUSE BILL No. 759.

An Act providing for the establishment of a trust fund by contractors; making certain acts in relation thereto illegal and imposing penalties.

Referred to the Committee on Judiciary.

By Messrs. FINEMAN, SCHWARTZ, EILBERG and LIPPINCOTT HOUSE BILL No. 760.

An Act providing that charitable, religious and nonprofit corporations, organizations and institutions shall be subject to liability for torts.

Referred to the Committee on Judiciary.

By Messrs. FINEMAN and TOMPKINS.
HOUSE BILL No. 761.

An Act repealing the act of March 9, 1771 (1 Sm. L. 313), entitled "An act to prevent the destruction of rockfish and oysters."

Referred to the Committee on Fisheries.

By Messrs. HORST and WHEELER.
HOUSE BILL No. 762

An Act amending the act of June 25, 1913 (P. L. 555), entitled "An act providing for the regulation of dams, or other structures * * * projecting into all streams and bodies of water wholly or partly within, or forming part of the boundary of, this Commonwealth; * * *, "authorizing the construction and repair of certain bridges in townships of the second class without the consent of the Water and Power Resources Board.

Referred to the Committee on Public Health and Sanitation

By Messrs. BLAIR, POLASKI and DOWN.
HOUSE BILL No. 763.

An Act making a deficiency appropriation to the Department of Public Instruction for reimbursement for extension education.

Referred to the Committee on Appropriations.

By Messrs. McCANN and A. W. JOHNSON.
HOUSE BILL No. 764.

An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster.

Referred to the Committee on Apprpriations.

By Mr. KAMYK, Mrs. MUNLEY, Mrs. MARKLEY and Mrs. DONAHUE. HOUSE BILL No. 765.

An Act authorizing and directing the Governor, on behalf of the Commonwealth of Pennsylvania, to execute an interstate compact concerning mental health and for related purposes.

Referred to the Committee on Welfare.

By Messrs. SCHWARTZ, DEVLIN FINEMAN and DENNIS. HOUSE BILL No. 766.

An Act amending the "Administrative Agency Law," approved June 4, 1945 (P. L. 1388), requiring the conducting of investigations by agencies as a requisite to the validity of adjudication in certain cases.

Referred to the Committee on Judiciary.

By Messrs. GALLAGHER, KOVOLENKO, WELSH and KEE. HOUSE BILL No. 767.

An Act amending the "Pennsylvania Labor Relations Act," approved June 1, 1937 (P. L. 1168), excluding the Commonwealth and its political subdivisions from the definition ef employer.

Referred to the Committee on Labor Relations.

By Mr. WHEELER. HOUSE BILL No. 768.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), excluding tobacco products from the imposition of tax.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 769.

An Act to provide revenue by imposing a State excise tax upon sales or gifts of tobacco products other than cigarettes; requiring persons engaged in the sale of tobacco products to secure licenses; prescribing the method and manner of collecting such tax; making it unlawful to sell or possess tobacco products upon which the tax has not been paid; conferring powers and imposing duties on the Department of Revenue and other persons; making an appropriation and imposing penalties.

Referred to the Committee on Ways and Means.

By Messrs. HORST and BRETH. HOUSE BILL No. 770.

An Act authorizing the Secretary of Forests and Waters to make restitution to certain persons who suffered injury to their personal property; and making an appropriation.

Referred to the Committee on State Government.

By Messrs. FINEMAN and DOWN.
HOUSE BILL No. 771.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), creating the State Board of Examiners for Dispensing Opticians, and defining its powers and duties.

Referred to the Committee on State Government.

By Mr. BELL. HOUSE BILL No. 772.

An Act prescribing the courts in which actions against officers or agencies of the Commonwealth may be instituted.

Referred to the Committee on Judiciary.

By Messrs. BELL and McCORMACK.
HOUSE BILL No. 773.

An Act amending the "Fiduciary Act of 1949," approved April 18, 1949 (P. L. 512), increasing the amount in settlement of small estates on petition and increasing the family exemption.

Referred to the Committee on Judiciary.

By Messrs. FULMER, FRASCELLA, LIMPER and WHITTAKER. HOUSE BILL No. 774.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), extending the definition of "Dealer" and extending the use of dealers" registration plates by boat trailer dealers.

Referred to the Committee on Motor Vehicles.

By Messrs. BLAIR, GUTHRIE, GOODRICH and WHEELER. HOUSE BILL No. 775.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), further regulating the use of blue warning lights by volunteer firemen and members of hose companies.

Referred to the Committee on Motor Vehicles.

By Messrs. FILO and BUCHANAN.
HOUSE BILL No. 776.

An Act amending the "Public School Employes Retirement Law," approved July 18, 1917 (P. L. 1043), providing for a withdrawal allowance for contributors having completed thirty years of service and having reached the age of fifty-five.

Referred to the Committee on State Government.

By Messrs. SCARCELLI and WELSH.
HOUSE BILL No. 777.

An Act relating to apprenticeship, creating a State Apprenticeship Council in the Department of Labor and Industry to formulate an apprenticeship policy and program; and defining its powers and duties, and providing for administration.

Referred to the Committee on Labor Relations.

By Messrs. CAPANO and MAXWELL.
HOUSE BILL No. 778.

An Act authorizing the Department of Highways with the approval of the Governor to erect and construct a bridge over the Monongahela River at a point in the vicinity of the borough of Donora in Washington County and the City of Monessen in Westmoreland County * * * empowering counties to pay certain damages and making an appropriation.

Referred to the Committee on Highways.

By Messrs. POLASKI and GALLAGHER.

HOUSE BILL No. 779.

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), defining "resident" and further regulating eligibility for assistance.

Referred to the Committee on Welfare.

By Messrs. FILO, WALSH and McLAUGHLIN.

HOUSE BILL No. 780.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for a representative from each political subdivision within a school district.

Referred to the Committee on Education.

By Messrs. FINEMAN and DOWN.

HOUSE BILL No. 781.

An Act relating to the practice of ophthalmic dispensing; providing for the registration and licensure of dispensing opticians and the registration of apprentices; conferring powers and imposing duties upon the State Board of Examiners for Dispensing Opticians; * * *.

Referred to the Committee on State Government.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. GALLAGHER, HAMILTON and SHUPNIK.

(Concurrent) RESOLUTION No. 39.

In the House of Representatives, March 9, 1959.

It is an accepted health fact that many urban towns are badly in need of sanitary sewer systems. The chief deterent at this time is the cost of construction.

The Federal program to help communities clean up their towns and the nation's waterways is not a give-away project. It offers one dollar in Federal funds for every five dollars spent by local and State governments. This Federal appropriation acts as a helpful stimulant.

Cooperation between Federal, State and local governments is the American way of getting things accomplished. Every urban town in our Commonwealth with residents strugging under unduly heavy local and Federal taxes will need help in establishing new sanitary sewer systems, therefore be it

Resolved (the Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania, hereby memorializes the Congress of the United States to enact H. R. 3810 and Senate 805, to provide the necessary funds to assist the above mentioned towns, urban areas and communities in their need for sanitary sewer systems; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each house of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

By Mr. PRICE. RESOLUTION (Not Printed).

In the House of Representatives, March 9, 1959.

Miss Judi Humphrey, Lewistown, Pennsylvania, has been selected America's Junior Miss.

Judi began by winning the Mifflin County Junior Miss Contest, and attained the State title at Reading in November, 1958. By winning Pennsylvania's number 1 teen-age charm title, Miss Humphrey earned the honor and privilege of representing our Commonwealth in the Junior Miss America Contest held in Mobile, Alabama, on March 4, 5, 6 and 7, 1959.

Judi, who is a senior at Lewistown High School, plans to enter nursing training at Johns Hopkins University this fall. Upon the completion of her training there, she will complete her education for her degree at the University of Pittsburgh on a scholarship awarded to her for attaining the State title. She has also been awarded a scholarship for winning the National title.

Contestants for the Junior Miss America contest were selected by the Junior Chamber of Commerce throughout the Nation on the basis of intelligence, beauty, personality, poise and talent. Miss Humphrey has been bountifully endowed with all of these attributes and has demonstrated her ability to utilize them in a most gracious manner.

Judi has proven herself to be worthy of the respect and admiration of us all. We feel confident that no one was better fitted to represent our Commonealth in National competition and Judi has evidenced this fact by winning the National title; therefore be it

Resolved That the House of Representatives hereby extends to Miss Judi Humphrey its most hearty congratulations upon being crowned America's Junior Miss, and wishes her the very best of luck in all of her future endeavors; and be it further

Resolved, That a copy of this resolution be transmitted to Miss Judi Humphrey, 507 Lindbergh Way, Lewistown, Pennsylvania.

Referred to the Committee on Rules.

By Mr. VARNER. RESOLUTION (Not Printed).

In the House of Representatives, March 9, 1959.

The start of a new year brought to the end the life of the dean of Clarion County's practicing physicians, Dr. I. Dana Kahle of Knox. During his fifty-five years of practice, when ended on January 1, 1959, Dr. Kahle delivered more than six thousand babies. Throughout his eighty-three year life time he had an interest in politics and was a prominent and active member of the Democratic Party.

Dr. Kahle was born in Clarion County on August 8, 1875 and after graduating from Clarion State Teachers College he began teaching in the public schools at the age of eighteen. The doctor received his license to practice medicine in Pennsylvania in 1905 and did so until his death.

In 1926 the well-known physician was elected to the General Assembly as a Representative. He was reelected in 1928 and 1930. In 1934 he was elected to represent his area as a Senator. In 1939 he was a delegate to the Democratic National Convention in Chicago. Dr. Kahle continued his interest and activity in politics up to the itme of his death.

Clarion County and indeed the entire northwest section of the State deeply regrets the passing of Dr. Kahle, for he was a man who worked hard in his field and contributed much to the welfare and advancement of thousands of people; therefore be it

Resolved, That the House of Representatives extends its deepest sympathy and sincere condolences to his children who survive him; and be it further

Resolved, That a copy of this resolution be sent to his son, Dr. Standish C. Kahle of Greenville and Mrs. L. T. Sheffer of Knox.

Referred to the Committee on Rules.

SENATE RESOLUTION REFERRED

SENATE RESOLUTION, Serial No. 105.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 3.

An Act providing for the payment of money into court for persons entitled thereto in eminent domain proceedings

the crediting of such payments and prescribing method of computing interest on awards

Referred to the Committee on Judiciary.

SENATE BILL No. 32.

An Act amending the act of July 20, 1953 (P. L. 550) entitled "An act providing for and regulating the annexation of parts of a second class township to boroughs cities and townships" fixing the time when annexation takes effect and further providing for the payment of costs

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 74.

An Act amending the act of May 2, 1945 (P. L. 382) entitled "Municipality Authorities Act of 1945" authorizing Authorities in certain cases to install water meters on properties connected with the sewer system of the Authority

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 161.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" providing an additional procedure for creating cities authorizing elections and permitting selection of a form of city government in such cases from among several optional plans and conferring powers and imposing duties on courts of quarter sessions county boards of elections and corporate authorities of towns townships and boroughs

Referred to the Committee on Cities—Third Class.

SENATE BILL No. 162.

An Act amending the act of June 26, 1931 (P. L. 1379) entitled "Third Class County Board Assessment Law" providing for and regulating appeals from valuations and assessments of real property the first year any county makes a complete reassessment of real property in conjunction with a permanent system of records and imposing certain temporary restrictions on political subdivisions using the county assessments for taxation purposes

Referred to the Committee on Counties.

SENATE BILL No. 175

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing the purchase of public liability insurance

Referred to the Committee on Boroughs.

SENATE BILL No. 227.

An Act amending the act of July 12, 1919 (P. L. 941) entitled "An act providing for the preparation contents style printing and binding of the Legislative Journal and its delivery and distribution * * *" changing provisions relating to the contents of the Legislative Journal

Referred to Committee on Rules.

SENATE BILL No. 237.

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing boroughs to construct storm sewers and other drainage facilities

Referred to the Committee on Boroughs.

SENATE BILL No. 255.

An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public

Referred to the Committee on Cities—Counties Second and Second Class A.

SENATE BILL No. 256.

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public

Referred to the Committee on Cities—Counties Second and Second Class A.

SENATE BILL No. 261.

An Act amending the act of April 27, 1927 (P. L. 465) entitled as amended "Fire Safety Building Regulation Law" providing exemptions from certain provisions of the act

Referred to the Committee on Law and Order.

SENATE BILL No. 266.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" further providing for salaries of mayor and councilmen in newly created cities

Referred to the Committee on Cities—Third Class.

SENATE BILL No. 309.

An Act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies fixing the salary of the Director of the Legislative Reference Bureau and making appropriations

Referred to Committee on Rules.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 42

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg

March 9, 1959

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 42, Printer's No. 118, entitled "An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money."

DAVID L. LAWRENCE.

REPORTS FROM COMMITTEES

Mr. TOMPKINS from the Committee on Judiciary, reported as committed, House Bill No. 91, entitled:

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) requiring stenographic

reports to be available within ten days and making them available to the Defender Association of Philadelphia.

Mr. SCHWARTZ from the Committee on Judiciary, re-reported as committed, House Bill No. 134, entitled:

An Act providing for the recording of specified forms of stipulations of general mortgage provisions and of short form mortgages defining the effect and construction to be given thereto

Mr. EILBERG from the Committee on Motor Vehicles, reported as committed, House Bill No. 211, entitled:

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) making persons over sixteen years of age subject to the penal provisions of the act.

Mr. STRAUSSER from the Committee on State Government, reported as amended, House Bill No. 221, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing for the supervision of the Department of Property and Supplies over the construction and alteration of buildings and over the plans and specifications thereof.

Mrs. MUNLEY from the Committee on Welfare, reported as committed, House Bill No. 257, entitled:

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051) further prescribing qualifications as a prerequisite to receiving assistance and defining the rights of assignees of encumbrances held by the Commonwealth against real property of recipients of public assistance.

Mr. SNIDER from the Committee on State Government, reported as committed, House Bill No. 274, entitled.

An Act providing leaves of absence with pay for certain employes of the Commonwealth and of political subdivisions for pupose of attending conventions.

Mr. LUTTY from the Committee on State Government reported as committed, House Bill No. 377, entitled:

An Act amending "Pensylvania Turnpike Delaware River Extension Act," approved May 23, 1951 (P. L. 335), increasing the compensation of viewers.

Mr. McCANLESS from the Committee on Welfare, reported as committed, House Bill No. 414, entitled:

An Act amending "The Mental Health Act of 1951," approved June 12, 1951 (P. L. 533) adding and changing definitions and providing that the estate of persons liable for the support of patients shall not be liable subsequent to the death of said persons liable for support.

Mr. PRICE from the Committee on State Government, reported as committed, House Bill No. 426, entitled:

An Act amending "The Mental Health Act of 1951," approved June 12, 1951 (P. L. 533), changing the name of the Selingsgrove State Colony for epileptics.

Mr. HAUDENSHIELD from the Committee on State Government, reported as committed, House Bill No. 456, entitled:

An Act creating the State Commission on Aging, and defining its powers and duties.

Mrs. PASHLEY from the Committee on Welfare, reported as committed, House Bill No. 458, entitled:

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), prescribing penalties for persons who defraud or attempt to defraud the Commonwealth in certain cases.

Mr. RENWICK from the Committee on Motor Vehicles, reported as committeed, House Bill No. 499, entitled

An Act amending the "Motor Vehicle Safety Responsibility Act," approved June 1, 1945 (P. L. 1340), by changing the short title of the act.

Mr. RUDISILL from the Committee on State Government, reported as committed, House Bill No. 501, entitled:

An Act amending the act of May 11, 1911 (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; * * *," requiring that inspectors appearing for the Commonwealth in prosecutions be furnished with a certified copy of the transcript or record.

Mr. FINEMAN from the Committee on Judiciary, reported as committed House Bill No. 521, entitled:

An Act authorizing the use of certified mail in lieu of registered mail.

Mr. KESSLER from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 545, entitled

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), further regulating contracts and purchases.

Mr. WILT from the Committee on State Government, reported as committed, House Bill No. 561, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Govenor, to sell and convey 98.918 acres, more or less, of land situate in Kilbuck Township, Allegheny County.

Mr. RENWICK from the Committee on State Government, reported as committed, House Bill No. 575, entitled:

An Act authorizing facsimile signatures and seals of certain public officials; imposing duties upon the Secretary of the Commonwealth; and providing penalties.

Mr. LUTTY from the Committee on State Government, reported as committed, House Bill No. 600, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," providing as to the supervision of the Department of Property and Supplies for the protection of State office Buildings and grounds.

Mr. DEVLIN from the Committee on Judiciary, reported as committed, House Bill No. 603, entitled:

An Act limiting actions accruing outside the Commonwealth of Pennsylvania.

Mr. REIDENBACH from the Committee on State Government, reported as committed, House Bill No. 605, entitled:

An Act authorizing the Department of Property and Supplies to convey a certain parcel of land situate in Bear Creek Township, Luzerne County, Pennsylvania in exchange for another parcel of land situate in Bear Creek Township, County of Luzerne.

Mr. REIDENBACH from the Committee on State Government, reported as committed, House Bill No. 606, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell a certain parcel of land situate in the City of Scranton, County of Lackawanna.

Mr. REIDENBACH from the Committee on State Government, reported as committed, House Bill No. 607, entitled:

An Act authorizing the Governor, under certain conditions, to transfer certain funds to the Special Disaster Relief Fund to meet extreme emergencies, and making appropriations necessary to effect such transfers.

Mr. COMER from the Committee on State Government, reported as committed, House Bill No. 608, entitled:

An Act to further the economic development of the Commonwealth, providing for an economic message by the Governor, creating a Governor's Council for Economic Development and an Interdepartmental Economic Advisory Committee, and defining the powers and duties of these agencies.

Mr. H. G. MILLER from the Committee on Cities—Third Class, reported as committed, House No. 644, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932) further regulating bonds to be given for protection of labor and materialmen.

Mr. CIOFFI from the Committee on Cities—Third Class, reported as committed House Bill No. 694, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932) providing for payment to organizations of Gold Star Mothers.

Mr. FETTEROLF from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 150, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

BILLS RE-REFERRED

Mrs. REIBMAN from the Committee on Education, returned with the recommendation that it be referred to the Committee on Motor Vehicles, HOUSE BILL No. 591, entitled:

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring school buses to be equipped with a pressurized dry chemical fire extinguisher; and providing penalties.

The SPEAKER: The bill is re-referred to the Committee on Motor Vehicles.

Mr. SCHWARTZ from the Committee on State Government, returned with the recommendation that it be referred to the Committee on Education, HOUSE BILL No. 653, entitled:

An Act creating the Student Loan and Fellowship Fund; providing for loans of money to persons pursuing courses of study in preparation for professional or technical positions with the Commonwealth * * * and making an appropriation.

The SPEAKER: The bill is re-referred to the Committee on Education.

COMMITTEE APPOINTED TO ATTEND FUNERAL

The SPEAKER. The Chair appoints all the Members of the House representing the County of Philadelphia as a Committee to attend the viewing of the late Honorable Granville E. Jones on Wednesday, March 11, 1959, 12:00 o'clock noon, at the home of the deceased, 2233 Christian Street, Philadelphia, Pa.

ANNOUNCEMENT

The SPEAKER. The Chair recognizes the Chief Clerk.

The CHIEF CLERK. The Committee that has been appointed to the viewing of the late Honorable Granville E. Jones will meet at the Adelphia Hotel tomorrow morning at ten o'clock. Transportation has been provided going from the hotel to the home and back to the hotel. There Breakfast will be served at ten o'clock at the Adelphia Hotel. If anyone requires transportation to Philadelphia tomorrow morning, we will arrange for that through our office.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. TOMPKINS asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

Mrs. VARALLO asked and obtained unanimous consent to add as additional sponsors all the lady Members of the House to a bill to be introduced by her.

The SPEAKER. The Chair requests the gentleman from Cambria, Mr. Lopresti, to preside temporarily.

Mr. LOPRESTI IN THE CHAIR.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 479, entitled:

An Act amending the act of July 1, 1937 (P. L. 2681), entitled "An act relating to and regulating the manufacture, storing and possession of explosives, requiring permits for magazines and prescribing permit fees and providing penalties," prohibiting the sale or delivery of explosives to persons not complying with this act and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 572, entitled:

An Act amending the act of August 20, 1953 (P. L. 1212), entitled "An act providing for the study of the problems of alcoholism * * * " making clinical and hospital facilities available to both sexes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 76, entitled:

An Act amending the act of June 5, 1947 (P. L. 458), entitled as amended, "Parking Authority Law," increasing the minimum amount for which an Authority may contract or purchase without bids.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1, entitled:

An Act amending the "World War II Veterans' Compensation Act," approved June 11, 1947 (P. L. 565), extending the time during which applications may be filed for veterans' compensation.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 44, entitled:

An Act amending the act of July 11, 1917 (P. L. 758), entitled "An act for the protection of the public health by regulating the possession control dealing in giving away, delivery, dispensing, administering, prescribing and use of certain drugs * * * " clarifying the definition of "drug" to include heroin in any quantity.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 77, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting the coloring or dyeing of chickens, ducks or rabbits and prohibiting the sale of colored or dyed chickens, ducks and rabbits.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 142, entitled:

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), changing the provisions relating to the nomination of candidates for public office by nomination papers and the filing fees therefor.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 166, entitled:

A Joint Resolution proposing an amendment to article nine, section eight of the Constitution of the Commonwealth of Pennsylvania, increasing the borrowing capacity of school districts.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 266, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting the installation or operation in motor vehicles of equipment capable of intercepting police radio messages and providing for certain exemptions.

The first section was read.

On the question,

Will the House agree to the section?

Mr. KORNS offered the following amendment:

Amend Sec. 1 (Sec. 330), page 2, line 13, by inserting after "UTILITY"

or a special emergency licensee

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 412, entitled:

An Act authorizing courts to alter, modify, suspend, reinstate, terminate, amend or rescind any order decree judgment or sentence for a period of forty-five days from the date of entering of record the order decree judgment or sentence.

The first section was read.

On the question,

Will the House agree to the section?

Mr. DEVLIN offered the following amendment.

Amend Sec. 1, page 2, line 6, by striking out "forty-five" and inserting

thirty

Amend Sec. 1, page 2, lines 8 and 9, by striking out "forty-" in line 8 and "five" in line 9 and inserting

thirty

It was agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. DEVLIN offered the following amendments.

Amend Title, page 1, next to last line of Title, by striking out "forty-five" and inserting

thirty

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 493, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

And said bill having been read at length the second time and agreed to

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 587, entitled:

An Act providing for the destruction of certain records and papers upon petition in cities of the first class.

And said bill having been read at length the second time and agreed to

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 619, entitled:

An Act amending the "Pennsylvania Cigarette Tax Act of 1957," approved July 8, 1957 (P. L. 594), imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund.

And said bill having been read at length the second time and agreed to

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 620, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund * * * and making an appropriation.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 106, entitled as follows:

An Act amending the act of May 1, 1935 (P. L. 127) entitled "An act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors who die become ill or are discharged for legal cause" providing for the selection of alternate jurors.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Agnew,	Gailey,	McCormack,	Royer,
Anderson,	Gallagher,	McDonald,	Rudisill,
Arlene,	Garlock,	McInroy,	Sakulsky,
Ashton,	Gelfand,	McKeever,	Scarcelli,
Auker,	George,	McLaughlin,	Schaaf,
Balthaser,	Gibb,	Machmer,	Schuster,
Barton,	Gibson,	Magee,	Schwartz,
Bell,	Goldstein,	Mahan,	Seltzer,
Blair,	Goodrich,	Markley,	Sherman,
Boies,	Gramlich,	Maxwell,	Shupnik,
Bonner,	Guthrie,	Meholchick,	Silverman,
Boris,	Hamilton,	Merry,	Snare,
Bower,	Haudenshield,	Mihm,	Snider,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Buchanan,	Hocker,	Moran,	Stimmel,
Burns,	Holliday,	Muldowney,	Stone,
Capano,	Holt,	Mullen,	Stoner,
Capitolo,	Horst,	Munley,	Stroup,
Cianfrani,	Irvis,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Isaacs,	Murphy, P. J.,	Sullivan,
Clarke,	Jenkins,	Murray, H. P.	Taylor,
Comer,	Jim,	Murray, J. J.,	Tompkins,
Crossin,	Johnson, A. W.,	Murray, P. G.,	Trusio,
Curwood,	Johnson, R.,	Musto,	Ujobai,
Davis,	Jones, T. H. W.,	Naugle,	Varallo,
Dengler,	Jump,	Needham,	Varner,
Dennis,	Kamyk,	Nelson,	Verona,
Dennison,	Kee,	O'Dell,	Wall,
Devlin,	Keiser,	O'Donnell, J. A.,	Walsh,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Wargo,
Donaldson,	Kessler,	Odorisio,	Weidner,
Dougherty,	Knecht,	Ogilvie,	Welsh,
Down,	Kooker,	O'Neil,	Wescott,
Edwards,	Kornick,	Parlante,	Wheeler,
Eilberg,	Korns,	Pashley,	Whittaker,
Eshback,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Ewing,	Lamb,	Polaski,	Willard,
Farabaugh,	Lee, A. M.,	Polen,	Willaredt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wilt,
Filo,	Leonard,	Price,	Wood,
Fineman,	Light,	Pursley,	Worley,
Floyd,	Limper,	Reibman,	Wynd,
Flynn,	Lippincott,	Reidenbach,	Yatron,
Foerster,	Lopresti,	Renwick,	Yetter,
Fox,	Luigard,	Rigby,	Zimmerman,
Frank,	Lutty,	Riley,	Andrews,
Frascella,	McCandless,	Rovansek,	Speaker
Fulmer,	McCann,		

NAYS—0

NOT VOTING—4

Brown,	Cooper,	Petrosky,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 141, entitled as follows:

An Act imposing liability upon parents for the wilful or malicious acts of children over seven and under eighteen years of age setting limitations and providing procedure for recovery.

On the question,

Will the House agree to the bill on third reading?

Mr. HENZEL and Mr. YATRON asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 2, page 2, lines 7 and 8, by striking out all of line 7, and "tion of" in line 8, and inserting: commits

Amend Sec. 2, page 2, line 9, by inserting after "liable" in a suit filed in a court of competent jurisdiction

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 155, entitled as follows:

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) exempting municipal transportation au-

thorities incorporated under the Municipality Authorities Act of 1945 from fees charged for certificates of title or registration.

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

BILL POSTPONED

Mr. AUKER. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 203, entitled as follows:

An Act amending the act of June thirty one thousand nine hundred forty-seven (P. L. 1183) entitled "An act relating to strikes by public employes * * *" imposing certain duties on the Governor and state agency or political subdivision involved.

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. GOLDSTEIN. Mr. Speaker, I would like to interrogate one of the sponsors of this bill.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Taylor. Will the gentleman permit himself to be interrogated?

Mr. TAYLOR. I shall, Mr. Speaker.

Mr. GOLDSTEIN. Mr. Speaker, what is the general purpose of this bill?

Mr. TAYLOR. Mr. Speaker, our general purpose in this bill is an arbitration bill. What it is doing is changing the word from "may" to "shall."

Mr. GOLDSTEIN. Mr. Speaker, if the arbitration board decides in a dispute between the employes of the city of Pittsburgh and the city itself that there should be an increase in wages, does this bill mean that the city council must enact the wage increase?

Mr. TAYLOR. Well, the bill itself, in case they should disagree, would have to go to the mayor or someone else in charge, the head of that department.

Mr. GOLDSTEIN. Mr. Speaker, I call to your attention the language on page 5 of the bill that says that after the committee reports its findings, the Governor or the head of the state agency or political subdivision involved shall take the proper administrative measures to comply with the findings of the panel. Now, if that is the case does that not mean that if the panel states that the city employes are entitled to a wage increase the city council and the mayor must comply with the panel's recommendation?

Mr. TAYLOR. If the case should not be agreed on by the panel, then I would suggest it go back to the head of the department it came from, then probably to the council or whoever may be in charge of the legislative body in that district.

Mr. GOLDSTEIN. Thank you, Mr. Speaker.

I wanted to get some enlightenment on this bill because I regard it as a very important bill. I think if the employes of the city, county or state are entitled to proper remedial action in the form of increased benefits in wages, they should get that, but to me it appears that a bill of this character if it reaches the Governor's desk must be vetoed. How can you compel the Governor of the Commonwealth of Pennsylvania to take action? How can you enforce it? Is it common sense that an arbitration panel should make a final decision which would place the city council or the proper department in a position of saying, "We must comply with the recommendations of the panel"?

The council of my city is elected by the people and presumably is responsible to the people. In an issue of this character it would be responsible to the panel. We feel the bill is not sound, it is not practical, and if it ever gets to the Governor's desk, we have confidence that he would veto it.

On the question, recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—154

Anderson,	Gallagher,	Markley,	Scarcelli,
Arlene,	Garlock,	Maxwell,	Schaaf,
Auker,	Gelfand,	Meholchick,	Schuster,
Balthaser,	Hamilton,	Mihm,	Schwartz,
Bell,	Heavey,	Miller, B. Z.,	Sherman,
Boles,	Heffner,	Miller, H. G.,	Shupnik,
Bonner,	Holliday,	Mills,	Silverman,
Boris,	Holt,	Monroe,	Snare,
Bower,	Irvis,	Moran,	Snider,
Branca,	Isaacs,	Muldowney,	Stank,
Breth,	Jenkins,	Mullen,	Steckel,
Buchanan,	Jim,	Munley,	Stevens,
Burns,	Jones, T. H. W.,	Murphy, A.J., Jr.,	Stewart,
Capano,	Jump,	Murphy, P. J.,	Stimmel,
Capitolo,	Kamyk,	Murray, J. J.,	Stone,
Cianfrani,	Kee,	Musto,	Sullivan,
Cioffi,	Kernaghan,	Naugle,	Taylor,
Clarke,	Kessler,	Needham,	Trusio,
Comer,	Knecht,	Nelson,	Ujobai,
Crossin,	Kooker,	O'Dell,	Varallo,
Curwood,	Kornick,	O'Donnell, J. A.,	Varner,
Dengler,	Korns,	O'Donnell, J. P.,	Verona,
Dennis,	Kovolenko,	Odorisio,	Walsh,
Devlin,	Kubitsky,	O'Neil,	Wargo,
Donahue,	Lamb,	Parlante,	Welsh,
Dougherty,	Lee, A. M.,	Pashley,	Wescott,
Edwards,	Lee, K. B.,	Perry, H. H.,	Wheeler,
Eilberg,	Leonard,	Perry, P. E.,	Whittaker,
Eshback,	Limper,	Polaski,	Williams, A.D., Jr.,
Farabaugh,	Lopresti,	Polen,	Williams, E. S.,
Filo,	Luigard,	Prendergast,	Willard,
Fineman,	Lutty,	Pursley,	Worley,
Floyd,	McCann,	Reibman,	Wynd,
Flynn,	McCormack,	Reidenbach,	Yatron,
Foerster,	McDonald,	Renwick,	Zimmerman,
Frank,	McKeever,	Riley,	Yetter,
Frascella,	McLaughlin,	Rovansek,	Andrews,
Fulmer,	Machmer,	Rudisill,	Speaker
Gailey,	Mahan,	Sakulsky,	

NAYS—50

Agnew,	Fox,	Johnson, R.,	Rigby,
Ashton,	Gibb,	Keiser,	Royer,
Barton,	Gibson,	Light,	Seltzer,
Blair,	Goldstein,	Lippincott,	Stoner,
Bowman,	Goodrich,	McCandless,	Strausser,
Brenninger,	Gramlich,	McInroy,	Stroup,
Davis,	Guthrie,	Magee,	Tompkins,
Dennison,	Haudenshield,	Merry,	Wall,
Donaldson,	Helm,	Murray, H. P.	Weidner,
Down,	Henzel,	Murray, P. G.,	Willaredt,
Eshleman,	Hocker,	Ogilvie,	Wilt,
Ewing,	Horst,	Price,	Wood,
Fetterolf,	Johnson, A. W.,		

NOT VOTING—5

Brown,	George,	Petrosky,	Thompson,
Cooper,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 287, entitled as follows:

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149), further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Agnew,	Gailey,	McCormack,	Royer,
Anderson,	Gallagher,	McDonald,	Rudisill,
Arlene,	Garlock,	McInroy,	Sakulsky,
Ashton,	Gelfand,	McKeever,	Scarcelli,
Auker,	George,	McLaughlin,	Schaaf,
Balthaser,	Gibb,	Machmer,	Schuster,
Barton,	Gibson,	Magee,	Schwartz,
Bell,	Goldstein,	Mahan,	Seltzer,
Blair,	Goodrich,	Markley,	Sherman,
Boles,	Gramlich,	Maxwell,	Shupnik,
Bonner,	Guthrie,	Meholchick,	Silverman,
Boris,	Hamilton,	Merry,	Snare,
Bower,	Haudenshield,	Mihm,	Snider,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Buchanan,	Hocker,	Moran,	Stimmel,
Burns,	Holliday,	Muldowney,	Stone,
Capano,	Holt,	Mullen,	Stoner,
Capitolo,	Horst,	Munley,	Strausser,
Cianfrani,	Irvis,	Murphy, A.J., Jr.,	Stroup,
Cioffi,	Isaacs,	Murphy, P. J.,	Sullivan,
Clarke,	Jenkins,	Murray, H. P.	Taylor,
Comer,	Jim,	Murray, J. J.,	Tompkins,
Crossin,	Johnson, A. W.,	Murray, P. G.,	Trusio,
Curwood,	Johnson, R.,	Musto,	Ujobai,
Davis,	Jones, T. H. W.,	Naugle,	Varallo,
Dengler,	Jump,	Needham,	Varner,
Dennis,	Kamyk,	Nelson,	Verona,
Dennison,	Kee,	O'Dell,	Wall,
Devlin,	Keiser,	O'Donnell, J. A.,	Walsh,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Wargo,
Donaldson,	Kessler,	Odorisio,	Weidner,
Dougherty,	Knecht,	Ogilvie,	Welsh,
Down,	Kooker,	O'Neil,	Wescott,
Edwards,	Kornick,	Parlante,	Wheeler,
Eilberg,	Korns,	Pashley,	Whittaker,
Eshback,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Ewing,	Lamb,	Polaski,	Willard,
Farabaugh,	Lee, A. M.,	Polen,	Willaredt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wilt,
Filo,	Leonard,	Price,	Wood,
Fineman,	Light,	Pursley,	Worley,
Floyd,	Limper,	Reibman,	Wynd,
Flynn,	Lippincott,	Reidenbach,	Yatron,
Foerster,	Lopresti,	Renwick,	Yetter,
Fox,	Luigard,	Rigby,	Zimmerman,
Frank,	Lutty,	Riley,	Andrews,
Frascella,	McCandless,	Rovansek,	Speaker
Fulmer,	McCann,		

NAYS—0

NOT VOTING—4

Brown,	Cooper,	Petrosky,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 306, entitled as follows:

An Act amending the act of June 21, 1939 (P. L. 626), entitled "An act providing for and regualting the assessment and valuation of all subjects of taxation in counties of the second class * * *" requiring that tax exempt property be listed and valued.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LIPPINCOTT. Now Mr. Speaker, I desire to interrogate the gentleman from Fayette, Mr. Wheeler.

The SPEAKER pro tempore. Will the gentleman from Fayette permit himself to be interrogated?

Mr. WHEELER. I shall, Mr. Speaker.

Mr. LIPPINCOTT. Mr. Speaker, will the gentleman state whether this bill is part of a package of bills that would require a local municipality and local assessors to place a value on all tax exempt property?

Mr. WHEELER. That is right Mr. Speaker.

Mr. LIPPINCOTT. Will the gentleman state what the purpose of this package of bills is?

Mr. WHEELER. The purpose of this package of bills is to bring to the attention of the public of the Commonwealth and the different political subdivisions the great amount of properties that are going unassessed in the Commonwealth, that is estimated as better than $2 billion now.

Mr. LIPPINCOTT. Will the gentleman state whether this would require the local assessor to put a value on such things as schools, jails, courthouses, public parks, cemeteries, American Legion Homes, utilities and things of that nature?

Mr. WHEELER. Yes, the bill says all exempt properties.

Mr. LIPPINCOTT. Is it a fair statement to say, Mr. Speaker, that the ultimate purpose of this bill, the ultimate aim that is, so that taxes may be put on these properties that are now presently tax exempt?

Mr. WHEELER. I would say not on all properties, no, but we do have some that are exempt that possibly should not be exempt.

Mr. LIPPINCOTT. In other words, it is a fair statement to say then that ultimately a number of these tax exempt properties it is hoped will be taxed?

Mr. WHEELER. Well, I would hope that all properties that ought to be taxed should be taxed, but it would be foolish to tax school districts and cemeteries and churches.

Mr. LIPPINCOTT. And yet under this bill it is required for example that a local assessor come up with a figure or a value for a church, let us say?

Mr. WHEELER. That is right, it says all properties.

Mr. LIPPINCOTT. Does the gentleman think that the local assessors as they presently are constituted have the expert ability to come up with values for courthouses, churches and things of that nature?

Mr. WHEELER. Mr. Speaker, I would like to say this to the gentleman, down through the history of our Commonwealth and political subdivisions they have been

putting values on more than churches and cemeteries, they have been assessing buildings in the millions.

If the gentleman will recall, we have on the books now a new assessment act into which all counties are going, in those counties they have appointed assessors, and it is the hope of the people who are interested that the county commissioners will appoint assessors with more ability than the ones who have been elected by the people.

Mr. LIPPINCOTT. So that another purpose in the bill is to change the present system and another aim, if this sort of legislation is passed, would be to change the local methods of assessment?

Mr. WHEELER. No. There is now an Act on the books that sets up a complete new assessment system. Many counties are in it and many are in the process of going into it. We have here in the Legislature extended the time, I think in the last session we extended it up to '59 or '60, giving them that length of time to get into this new system. Under the new system the assessor is appointed by the county commissioners to do this assessing, and the local assessor then just becomes the fact finder. In many counties, the county from which I come, Fayette, they do not use them at all. They have sub-assessors under the chief assessor, appointed by the county commissioners.

Mr. LIPPINCOTT. But is it not true, Mr. Speaker, that House Bill No. 307, which is the next bill, covers third class counties which are not under the 4th to 8th class county assessment law?

Mr. WHEELER. That is right, but they have an assessment law too. I do not see any reason why we should exempt third class counties from doing the same thing.

Mr. LIPPINCOTT. Mr. Speaker, it seems to me that we should oppose these bills, House Bills 306 and 307 and I will discuss both of them, if I may, as one.

It seems to me that it puts an unreasonable burden on the local assessor to come up with a value for a church or for a legion or for a utility building or for a cemetery or for a large school that may have been built fifty years ago. I think that is an unreasonable burden.

Secondly I think we should oppose this legislation because as the sponsor has frankly admitted, the ultimate aim is to get these tax-exempt properties taxed. I think that is a bad policy. I think tax-exempt properties as they presently exist should remain tax exempt. I ask all the Members to vote against the bill.

Mr. WHEELER. Mr. Speaker, the gentleman pleads a case for the poor down-trodden assessors in this case.

I had not intended to divulge where this piece of legislation was recommended, but it came from a local government commission. As you can see it is sponsored by members from that commission. This was a request of the State Association of Assessors themselves. So if they want to do it, I do not see why Mr. Lippincott sits over there and says that it puts an undue burden on them.

Secondly I did not admit that they are going to assess. He puts me in a position of saying that tomorrow, or the next day, or the next day they are going to assess the churches and the cemeteries. I did not admit such a thing, but there are some properties, I said, where there is a possibility that they ought to be assessed in the Commonwealth. We now have better than $2 billion and it is growing. The public ought to be informed. This is one way to do it, by bringing it up, putting it on the assessment rolls and the public then knows that they have a certain number of dollars worth of assessment in their districts that are not being taxed.

Mr. STROUP. I rise to interrogate Mr. Wheeler further on this bill if he will submit to interrogation, Mr. Speaker.

The SPEAKER pro tempore. Will the gentleman consent to be interrogated?

Mr. WHEELER. I shall, Mr. Speaker.

Mr. STROUP. Mr. Speaker, after the total value of tax-exempt property has been determined, what then will be the utilization of that value? How will that value be employed?

Mr. WHEELER. Mr. Speaker, I have said it before that these bills are bills that, if enacted into law, would bring to the attention of the people of the different political subdivisions the tax exempt properties in their political subdivisions. That is the sole purpose for it as these bills stand.

Mr. STROUP. Mr. Speaker, will the tax-exempt property and the valuation of that property be added to the total market value of the property in a particular subdivision?

Mr. WHEELER. No.

Mr. STROUP. Then, Mr. Speaker, will this tax-exempt property valuation be included in the market valuation utilized by the Tax Equalization Board for reimbursing subsidy school districts, for example?

Mr. WHEELER. No.

Mr. STROUP. Is the gentleman sure that will not be so employed?

Mr. WHEELER. As sure as you could be about any piece of legislation I expect. I have been told in the discussion before the commission that it would not be included.

Mr. STROUP. I thank the gentleman.

Mr. Speaker, it appears to me that this bill should have some limitation or restriction placed upon it insofar as the utilization of these values are concerned because very well could these tax-exempt values be included in market value, and as a consequence many of our school districts suffer in a reduction of the amount of subsidy which they receive.

I think the bill should at least have that circumscription placed in the language of the bill.

Mr. McCANN. Mr. Speaker, if I may have the permission we could talk about the two bills that are on the calendar.

The SPEAKER pro tempore. The gentleman will proceed.

Mr. McCANN. As the gentleman from Delaware was interrogating Mr. Wheeler on House Bill 306, and really House Bill 307, there is actually one other bill that covers this package of bills dealing with this problem in the County Code, fourth to eighth class.

Actually all that this bill will do at the present time in the assessment books in every county, every political subdivision, is list the name of the property. Since he used "American Legion" we will use that. It appears in the books now. Where a county has gone through a reassessment program, a re-appraisement program, the property is recorded. It is placed in the proper map and it does appear in its name and title and the ownership

of the property. All that this bill will do, and nothing else, is place a value on that property so that the people of the respective areas, political subdivisions, would have knowledge of the tax-exempt property listed in the political subdivision.

Mr. Lippincott's statement that taxes would be placed, or getting them in a position for taxes, is only an assumption. It could not be a fact. It has no bearing in the bill or the bills. If you will read the bills carefully you will see that is all these bills do, House Bills 306 and 307. Actually, I would say that in many areas it would certainly be advisable in political subdivisions to have knowledge of the non-taxable real estate in the political subdivision.

Perhaps it may be helpful at a later date in determining other laws dealing with what Mr. Stroup mentioned in market value of our school districts. This, of course, would be highly important if we were talking about that subject, but these bills do not do a single thing but list the properties and the value.

Mr. LIPPINCOTT. Mr. Speaker, I desire to interrogate either the Majority Leader or the gentleman from Fayette, Mr. Wheeler.

The SPEAKER pro tempore. Will either of you gentlemen accept interrogation?

The Chair recognizes the Majority Leader.

Mr. McCANN. I shall, Mr. Speaker.

Mr. LIPPINCOTT. Mr. Speaker, will the gentleman state what effect, if any, increasing the assessed valuation by including tax-exempt properties will have on the constitutional limitation of seven per cent for bond issue purposes?

Mr. McCANN. Absolutely none, Mr. Speaker.

Mr. LIPPINCOTT. Is that spelled out in the bill?

Mr. McCANN. No. but follow through the law that this applies to, and all you are doing is making a just and perfect list of all the properties exempt by law from taxation with a just valuation of the same. If this was a law and were now in effect and you did this in these particular two classes, second class and third class, it would not affect or change the basic law dealing with that subject.

Mr. LIPPINCOTT. What affect will this have on the compensation of the local assessor?

Mr. McCANN. I would say that it would have this effect on local assessors. I believe they are paid for their work and when they do this work they would be paid for it, therefore they would certainly receive a just compensation when they were preparing this if directed by law to do so.

Mr. LIPPINCOTT. I thank the gentleman.

Mr. Speaker, I would just like to reply briefly to one statement the gentleman made, to the effect that it was an assumption on my part that the ultimate aim would be to get this tax-exempt property taxed. I do not believe it is an assumption on my part since the sponsor of the bill admitted and stated he thought that was the ultimate aim.

On the question, recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—149

Agnew,	Foerster,	McCann,	Riley,
Anderson,	Fox,	McDonald,	Rovansek,
Arlene,	Frank,	McKeever,	Rudisill,
Auker,	Frascella,	McLaughlin,	Sakulsky,
Balthaser,	Fulmer,	Machmer,	Scarcelli,
Blair,	Gailey,	Magee,	Schaaf,
Boles,	Gallagher,	Mahan,	Schuster,
Bonner,	Garlock,	Markley,	Schwartz,
Boris,	Gelfand,	Maxwell,	Sherman,
Bowman,	Gibb,	Meholchick,	Shupnik,
Branca,	Goldstein,	Mihm,	Snare,
Breth,	Goodrich,	Miller, B. Z.,	Snider,
Buchanan,	Gramlich,	Miller, H. G.,	Stank,
Burns,	Guthrie,	Mills,	Steckel,
Capano,	Hamilton,	Monroe,	Stewart,
Capitolo,	Heavey,	Moran,	Stimmel,
Cianfrani,	Heffner,	Muldowney,	Stone,
Cioffi,	Holliday,	Mullen,	Strausser,
Clarke,	Holt,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Irvis,	Murray, J. J.,	Taylor,
Crossin,	Jenkins,	Musto,	Trusio,
Curwood,	Jim,	Needham,	Varallo,
Davis,	Jump,	Nelson,	Varner,
Dennis,	Kamyk,	O'Dell,	Verona,
Devlin,	Kee,	O'Donnell, J. A.,	Walsh,
Donahue,	Knecht,	O'Donnell, J. P.,	Weidner,
Donaldson,	Kornick,	Ogilvie,	Welsh,
Dougherty,	Kovolenko,	O'Neil,	Wheeler,
Down,	Kubitsky,	Parlante,	Williams, A.D., Jr.,
Edwards,	Lamb,	Perry, H. H.,	Williams, E. S.,
Eilberg,	Lee, A. M.,	Perry, P. E.,	Willaredt,
Ewing,	Leonard,	Polaski,	Wilt,
Farabaugh,	Limper,	Polen,	Worley,
Filo,	Lopresti,	Prendergast,	Wynd,
Fineman,	Luigard,	Price,	Yatron,
Floyd,	Lutty,	Reibman,	Yetter,
Flynn,	McCandless,	Reidenbach,	Andrews,
		Renwick,	Speaker

NAYS—51

Ashton,	Hocker,	Lippincott,	Seltzer,
Barton,	Horst,	McCormack,	Silverman,
Bell,	Isaacs,	McInroy,	Stevens,
Bower,	Johnson, A. W.,	Merry,	Stoner,
Brenninger,	Johnson, R.,	Munley,	Stroup,
Dengler,	Jones, T. H. W.,	Murphy, P. J.,	Tompkins,
Dennison,	Keiser,	Murray, H. P.	Ujobai,
Eshback,	Kernaghan,	Murray, P. G.,	Wall,
Eshleman,	Kessler,	Naugle,	Wargo,
Fetterolf,	Kooker,	Odorisio,	Willard,
Gibson,	Korns,	Pashley,	Wood,
Helm,	Lee, K. B.,	Pursley,	Whittaker,
Henzel,	Light,	Royer,	

NOT VOTING—9

Brown,	Haudenshield,	Rigby,	Wescott,
Cooper,	Petrosky,	Thompson,	Zimmerman,
George,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 307, entitled as follows:

An Act amending the "Third Class County Board Assessment Law" approved June 26, 1931 (P. L. 1379) requiring that tax exempt property be listed and valued.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—149

Agnew,	Fox,	McDonald,	Riley,
Anderson,	Frank,	McKeever,	Rovansek,
Arlene,	Frascella,	McLaughlin,	Rudisill,
Auker,	Fulmer,	Machmer,	Sakulsky,
Balthaser,	Gailey,	Magee,	Scarcelli,
Blair,	Gallagher,	Mahan,	Schaaf,
Boris,	Garlock,	Markley,	Schuster,
Boles,	Gelfand,	Maxwell,	Schwartz,
Bowman,	Gibb,	Meholchick,	Sherman,
Branca,	Goldstein,	Mihm,	Shupnik,
Breth,	Goodrich,	Miller, B. Z.,	Snare,
Buchanan,	Gramlich,	Miller, H. G.,	Snider,
Burns,	Guthrie,	Mills,	Stank,
Capano,	Hamilton,	Monroe,	Steckel,
Capitolo,	Heavey,	Moran,	Stewart,
Cianfrani,	Heffner,	Muldowney,	Stimmel,
Cioffi,	Holliday,	Mullen,	Stone,
Clarke,	Holt,	Murphy, A.J., Jr.,	Strausser,
Comer,	Irvis,	Murray, J. J.,	Sullivan,
Crossin,	Jenkins,	Musto,	Taylor,
Curwood,	Jim,	Needham,	Trusio,
Davis,	Jump,	Nelson,	Varallo,
Dennis,	Kamyk,	O'Dell,	Varner,
Devlin,	Kee,	O'Donnell, J. A.,	Verona,
Donahue,	Knecht,	O'Donnell, J. P.,	Walsh,
Donaldson,	Kornick,	Ogilvie,	Weidner,
Dougherty,	Kovolenko,	O'Neil,	Welsh,
Down,	Kubitsky,	Parlante,	Wheeler,
Edwards,	Lamb,	Perry, H. H.,	Williams, A.D., Jr.,
Eilberg,	Lee, A. M.,	Perry, P. E.,	Williams, E. S.,
Ewing,	Leonard,	Polaski,	Willaredt,
Farabaugh,	Limper,	Polen,	Wilt,
Filo,	Lopresti,	Prendergast,	Worley,
Fineman,	Luigard,	Price,	Wynd,
Floyd,	Lutty,	Reibman,	Yatron,
Flynn,	McCandless,	Reidenbach,	Yetter,
Foerster,	McCann,	Renwick,	Andrews, Speaker

NAYS—51

Ashton,	Henzel,	Light,	Royer,
Barton,	Hocker,	Lippincott,	Seltzer,
Bell,	Horst,	McCormack,	Silverman,
Bonner,	Isaacs,	McInroy,	Stevens,
Bower,	Johnson, A. W.,	Merry,	Stoner,
Brenninger,	Johnson, R.,	Munley,	Tompkins,
Dengler,	Jones, T. H. W.,	Murphy, P. J.,	Stroup,
Dennison,	Keiser,	Murray, H. P.	Ujobai,
Eshback,	Kernaghan,	Murray, P. G.,	Wall,
Eshleman,	Kessler,	Naugle,	Wargo,
Fetterolf,	Kooker,	Odorisio,	Whittaker,
Gibson,	Korns,	Pashley,	Willard,
Helm,	Lee, K. B.,	Pursley,	Wood,

NO VOTING—9

Brown,	Haudenshield,	Rigby,	Wescott,
Cooper,	Petrosky,	Thompson,	Zimmerman,
George,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 315, entitled as follows:

An Act amending the "Milk Sanitation Law" approved July 2, 1935 (P. L. 589) relieving the Secretary of Health and the Advisory Health Board of certain powers and duties imposing powers and duties on the Secretary of Agriculture establishing certain fees * * *.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Fulmer,	Lutty,	Riley,
Anderson,	Gailey,	McCandless,	Rovansek,
Arlene,	Gallagher,	McCann,	Royer,
Ashton,	Garlock,	McCormack,	Rudisill,
Auker,	Gelfand,	McDonald,	Sakulsky,
Balthaser,	George,	McInroy,	Scarcelli,
Barton,	Gibb,	McKeever,	Schuster,
Bell,	Gibson,	McLaughlin,	Schwartz,
Blair,	Goodrich,	Machmer,	Seltzer,
Bonner,	Gramlich,	Magee,	Sherman,
Boris,	Guthrie,	Mahan,	Shupnik,
Bower,	Hamilton,	Markley,	Silverman,
Bowman,	Haudenshield,	Meholchick,	Snare,
Branca,	Heavey,	Merry,	Snider,
Brenninger,	Heffner,	Mihm,	Stank,
Breth,	Helm,	Miller, B. Z.,	Steckel,
Buchanan,	Henzel,	Miller, H. G.,	Stewart,
Burns,	Hocker,	Mills,	Stimmel,
Capano,	Holliday,	Monroe,	Stone,
Capitolo,	Holt,	Moran,	Stoner,
Cianfrani,	Horst,	Muldowney,	Strausser,
Cioffi,	Irvis,	Mullen,	Stroup,
Clarke,	Isaacs,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Jenkins,	Murphy, P. J.,	Taylor,
Crossin,	Jim,	Murray, H. P.	Tompkins,
Curwood,	Johnson, A. W.,	Murray, J. J.,	Trusio,
Davis,	Johnson, R.,	Murray, P. G.,	Ujobai,
Dengler,	Jones, T. H. W.,	Musto,	Varallo,
Dennis,	Jump,	Naugle,	Varner,
Dennison,	Kamyk,	Nelson,	Verona,
Devlin,	Kee,	O'Dell,	Wall,
Donahue,	Keiser,	O'Donnell, J. A.,	Walsh,
Dougherty,	Kernaghan,	O'Donnell, J. P.,	Weidner,
Down,	Kessler,	Odorisio,	Welsh,
Edwards,	Knecht,	Ogilvie,	Wescott,
Eilberg,	Kooker,	O'Neil,	Wheeler,
Eshback,	Kornick,	Parlante,	Whittaker,
Eshleman,	Korns,	Pashley,	Williams, A.D., Jr.,
Ewing,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Farabaugh,	Kubitsky,	Perry, P. E.,	Willard,
Fetterolf,	Lamb,	Polaski,	Willaredt,
Filo,	Lee, A. M.,	Polen,	Wood,
Fineman,	Lee, K. B.,	Prendergast,	Worley,
Floyd,	Leonard,	Price,	Wynd,
Flynn,	Light,	Pursley,	Yatron,
Foerster,	Limper,	Reibman,	Yetter,
Fox,	Lippincott,	Reidenbach,	Zimmerman,
Frank,	Lopresti,	Renwick,	Andrews,
Frascella,	Luigard,	Rigby,	Speaker

NAYS—10

Boles,	Maxwell,	Schaaf,	Wargo,
Donaldson,	Munley,	Stevens,	Wilt,
Goldstein,	Needham,		

NOT VOTING—4

Brown,	Cooper,	Petrosky,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 329, entitled as follows:

An Act providing for leaves of absence for employes who are called to engage in temporary military training as a reserve member of the armed forces of the United States or as a member of the Pennsylvania National Guard.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Agnew,	Gailey,	McCormack,	Royer,
Anderson,	Gallagher,	McDonald,	Rudisill,
Arlene,	Garlock,	McInroy,	Sakulsky,
Ashton,	Gelfand,	McKeever,	Scarcelli,
Auker,	George,	McLaughlin,	Schaaf,
Balthaser,	Gibb,	Machmer,	Schuster,
Barton,	Gibson,	Magee,	Schwartz,
Bell,	Goldstein,	Mahan,	Seltzer,
Blair,	Goodrich,	Markley,	Sherman,
Boies,	Gramlich,	Maxwell,	Shupnik,
Bonner,	Guthrie,	Meholchick,	Silverman,
Boris,	Hamilton,	Merry,	Snare,
Bower,	Haudenshield,	Mihm,	Snider,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Buchanan,	Hocker,	Moran,	Stimmel,
Burns,	Holliday,	Muldowney,	Stone,
Capano,	Holt,	Mullen,	Stoner,
Capitolo,	Horst,	Munley,	Strausser,
Cianfrani,	Irvis,	Murphy, A.J., Jr.,	Stroup,
Cioffi,	Isaacs,	Murphy, P. J.,	Sullivan,
Clarke,	Jenkins,	Murray, H. P.	Taylor,
Comer,	Jim,	Murray, J. J.,	Tompkins,
Crossin,	Johnson, A. W.,	Murray, P. G.,	Trusio,
Curwood,	Johnson, R.,	Musto,	Ujobai,
Davis,	Jones, T. H. W.,	Naugle,	Varallo,
Dengler,	Jump,	Needham,	Varner,
Dennis,	Kamyk,	Nelson,	Verona,
Dennison,	Kee,	O'Dell,	Wall,
Devlin,	Keiser,	O'Donnell, J. A.,	Walsh,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Wargo,
Donaldson,	Kessler,	Odorisio,	Weidner,
Dougherty,	Knecht,	Ogilvie,	Welsh,
Down,	Kooker,	O'Neil,	Wescott,
Edwards,	Kornick,	Parlante,	Wheeler,
Eilberg,	Korns,	Pashley,	Whittaker,
Eshback,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Ewing,	Lamb,	Polaski,	Willard,
Farabaugh,	Lee, A. M.,	Polen,	Willaredt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wilt,
Filo,	Leonard,	Price,	Wood,
Fineman,	Light,	Pursley,	Worley,
Floyd,	Limper,	Reibman,	Wynd,
Flynn,	Lippincott,	Reidenbach,	Yatron,
Foerster,	Lopresti,	Renwick,	Yetter,
Fox,	Luigard,	Rigby,	Zimmerman,
Frank,	Lutty,	Riley,	Andrews,
Frascella,	McCandless,	Rovansek,	Speaker
Fulmer,	McCann,		

NAYS—0

NOT VOTING—4

Brown,	Cooper,	Petrosky,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 349, entitled as follows:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) increasing the mileage allowance for county officers to meetings of their State associations.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Agnew,	Gailey,	McCormack,	Royer,
Anderson,	Gallagher,	McDonald,	Rudisill,
Arlene,	Garlock,	McInroy,	Sakulsky,
Ashton,	Gelfand,	McKeever,	Scarcelli,
Auker,	George,	McLaughlin,	Schaaf,
Balthaser,	Gibb,	Machmer,	Schuster,
Barton,	Gibson,	Magee,	Schwartz,
Bell,	Goldstein,	Mahan,	Seltzer,
Blair,	Goodrich,	Markley,	Sherman,
Bonner,	Gramlich,	Maxwell,	Shupnik,
Boies,	Guthrie,	Meholchick,	Silverman,
Boris,	Hamilton,	Merry,	Snare,
Bower,	Haudenshield,	Mihm,	Snider,
Bowman	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth	Henzel,	Monroe,	Stewart,
Buchanan,	Hocker,	Moran,	Stimmel,
Burns,	Holliday,	Muldowney,	Stone,
Capano,	Holt,	Mullen,	Stoner,
Capitolo,	Horst,	Munley,	Strausser,
Cianfrani,	Irvis,	Murphy, A.J., Jr.,	Stroup,
Cioffi,	Isaacs,	Murphy, P. J.,	Sullivan,
Clarke,	Jenkins,	Murray, H. P.	Taylor,
Comer,	Jim,	Murray, J. J.,	Tompkins,
Crossin,	Johnson, A. W.,	Murray, P. G.,	Trusio,
Curwood,	Johnson, R.,	Musto,	Ujobai,
Davis,	Jones, T. H. W.,	Naugle,	Varallo,
Dengler,	Jump,	Needham,	Varner,
Dennis,	Kamyk,	Nelson,	Verona,
Dennison,	Kee,	O'Dell,	Wall,
Devlin,	Keiser,	O'Donnell, J. A.,	Walsh,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Wargo,
Donaldson,	Kessler,	Odorisio,	Weidner,
Dougherty,	Knecht,	Ogilvie,	Welsh,
Down,	Kooker,	O'Neil,	Wescott,
Edwards,	Kornick,	Parlante,	Wheeler,
Eilberg,	Korns,	Pashley,	Whittaker,
Eshback,	Leonard,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Ewing,	Kubitsky,	Polaski,	Willard,
Farabaugh,	Lamb,	Polen,	Willaredt,
Fetterolf,	Lee, A. M.,	Prendergast,	Wilt,
Filo,	Lee, K. B.,	Price,	Wood,
Fineman,	Light,	Pursley,	Worley,
Floyd,	Limper,	Reibman,	Wynd,
Flynn,	Lippincott,	Reidenbach,	Yatron,
Foerster,	Lopresti,	Renwick,	Yetter,
Fox,	Luigard,	Rigby,	Zimmerman,
Frank,	Lutty,	Riley,	Andrews,
Frascella,	McCandless,	Rovansek,	Speaker
Fulmer,	McCann,		

NAYS—0

NOT VOTING—4

Brown,	Cooper,	Petrosky,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 444, entitled as follows:

An Act amending the act of May 17, 1917 (P. L. 199) entitled "An act providing for leave to pay fines and costs in criminal proceedings by instalments" extending the period of time for completion of payment in certain cases

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Agnew,	Gailey,	McCann,	Rovansek,
Anderson,	Gallagher,	McCormack,	Royer,
Arlene,	Garlock,	McDonald,	Rudisill,
Ashton,	Gelfand,	McInroy,	Sakulsky,
Auker,	George,	McKeever,	Scarcelli,
Balthaser,	Gibb,	McLaughlin,	Schaaf,
Barton,	Gibson,	Machmer,	Schuster,
Bell,	Goldstein,	Magee,	Schwartz,

Blair,	Goodrich,	Mahan,	Seltzer,
Boris,	Gramlich,	Markley,	Sherman,
Bower,	Guthrie,	Maxwell,	Shupnik,
Bonner,	Hamilton,	Meholchick,	Silverman,
Boles,	Haudenshield,	Merry,	Snare,
Bowman,	Heavey,	Mihm,	Snider,
Branca,	Heffner,	Miller, B. Z.,	Stank,
Brenninger,	Helm,	Miller, H. G.,	Steckel,
Breth,	Henzel,	Mills,	Stevens,
Buchanan,	Hocker,	Moran,	Stewart,
Burns,	Holliday,	Monroe,	Stimmel,
Capitolo,	Holt,	Muldowney,	Stone,
Cianfrani,	Horst,	Mullen,	Stoner,
Cioffi,	Irvis,	Munley,	Strausser,
Clarke,	Isaacs,	Murphy,A.J.,Jr.,	Stroup,
Comer,	Jenkins,	Murphy, P. J.,	Sullivan,
Crossin,	Jim,	Murray, H. P.,	Taylor,
Curwood,	Johnson, A. W.,	Murray, J. J.,	Tompkins,
Davis,	Johnson, R.,	Murray, P. G.,	Trusio,
Dengler,	Jones, T. H. W.,	Musto,	Ujobai,
Dennis,	Jump,	Naugle,	Varallo,
Dennison,	Kamyk,	Needham,	Varner,
Devlin,	Kee,	Nelson,	Verona,
Donahue,	Keiser,	O'Dell,	Wall,
Donaldson,	Kernaghan,	O'Donnell, J. A.,	Walsh,
Dougherty,	Kessler,	O'Donnell, J. P.,	Wargo,
Down,	Knecht,	Odorisio,	Weidner,
Edwards,	Kooker,	Ogilvie,	Welsh,
Eilberg,	Kornick,	O'Neil,	Wescott,
Eshback,	Korns,	Parlante,	Wheeler,
Eshleman,	Kovolenko,	Pashley,	Whittaker,
Ewing,	Kubitsky,	Perry, H. H.,	Williams,A.D.,Jr.,
Farabaugh,	Lamb,	Perry, P. E.,	Williams, E. S.,
Fetterolf,	Lee, A. M.,	Polaski,	Willard,
Filo,	Lee, K. B.,	Polen,	Willaredt,
Fineman,	Leonard,	Prendergast,	Wilt,
Floyd,	Light,	Price,	Wood,
Flynn,	Limper,	Pursley,	Worley,
Foerster,	Lippincott,	Reibman,	Wynd,
Fox,	Lopresti,	Reidenbach,	Yatron,
Frank,	Luigard,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Zimmerman,
Fulmer,	McCandless,	Riley,	Andrews, Speaker

NAYS—1

Capano,

NOT VOTING—4

Brown,	Cooper,	Petrosky,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House preceeded to the third reading and consideration of House Bill No. 445, entitled as follows:

An Act amending the act of May 6, 1887 (P. L. 86) entitled "An act to authorize the commissioners of the several counties of this Comonwealth to discharge from prison all persons confined in jail without proceedings under the insolvent laws" providing for the discharge of paroled prisoners without proceedings under the insolvency laws.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. A. W. JOHNSON. Mr. Speaker, may I interrogate the lady from Northampton, Mrs. Reibman?

The SPEAKER pro tempore. Will the lady permit herself to be interrogated?

Mrs. REIBMAN. I shall, Mr. Speaker.

Mr. A. W. JOHNSON. Mr. Speaker, the lady was sitting there so nicely I thought we would get her on her feet, disturb her equilibrium a little. Will the lady please explain this bill and tell the House what it does?

Mrs. REIBMAN. Mr. Speaker, under the present law, the sentencing judges may discharge from prison without delay and expense of any proceeding under the insolvency law any convict who has served his imprisonment. All this bill does is include in that category all those prisoners who have been granted a parole, and gives them the same rights as prisoners who have completed their term inside a prison. Does that answer the gentleman?

Mr. A. W. JOHNSON. In other words, as I understand it, a prisoner will be out on parole and he will owe a fine. He probably has been sentenced to a term as well as a fine, and as I undestand it the only time the prisoner takes the insolvency oath, the pauper's oath as they call it, is when there is a fine involved.

Mrs. REIBMAN. That is correct.

Mr. A. W. JOHNSON. And you say the prison law is that if you are out on parole and owe a fine you cannot take a pauper's oath

Mrs. REIBMAN. That is right.

Mr. A. W. JOHNSON. But if you are confined in a jail and want to get out without paying your fine, you can take a pauper's oath without going through the insolvency laws.

Mr. REIBMAN. That is right.

Mr. A. W. JOHNSON. This will permit those on parole to get out of their fines by taking the pauper's oath.

Mrs. REIBMAN. Mr. Speaker, we must not confuse the fact that when a prisoner is on parole that means he is serving sentence. When a prisoner is paroled he is serving his sentence outside of prison walls, but he is still serving his sentence, but it is under a parole plan. Now, the Parole Board has jurisdiction of every prison case where the sentence is two years or more. When a prisoner has served two years he then comes automatically within the jurisdiction of the Parole Board. As a part of their parole plan they are found a sponsor and a job. In many cases where prisoners are paroled and are insolvent, they then have to come in and claim insolvency, and usually are sentenced for three months back in prison for not being able to pay their fines and costs. By that time the sponsor has lost interest, the job has gone to someone else perhaps, and the whole parole plan is defeated. All this does is give the paroled prisoners the same opportunity as those who have served their sentences inside, by being able to be discharged without pleading insolvency. It does not mean that they do not pay their fine; it is still within the discretion of the court.

Mr. A. W. JOHNSON. Thank you. After that fine explanation I will vote for the bill.

On the question, recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Agnew,	Gailey,	McCann,	Rovansek,
Anderson,	Gallagher,	McCormack,	Royer,
Arlene,	Garlock,	McDonald,	Rudisill,
Ashton,	Gelfand,	McInroy,	Sakulsky,
Auker,	George,	McKeever,	Scarcelli,
Balthaser,	Gibb,	McLaughlin,	Schaaf,
Barton,	Gibson,	Machmer,	Schuster,
Bell,	Goldstein,	Magee,	Schwartz,
Blair,	Goodrich,	Mahan,	Seltzer,

Boies,	Gramlich,	Markley,	Sherman,
Bonner,	Guthrie,	Maxwell,	Shupnik,
Boris,	Hamilton,	Meholchick,	Silverman,
Bower,	Haudenshield,	Merry,	Snare,
Bowman,	Heavey,	Mihm,	Snider,
Branca,	Heffner,	Miller, B. Z.,	Stank,
Brenninger,	Helm,	Miller, H. G.,	Steckel,
Breth,	Henzel,	Mills,	Stevens,
Buchanan,	Hocker,	Monroe,	Stewart,
Burns,	Holliday,	Moran,	Stimmel,
Capitolo,	Holt,	Muldowney,	Stone,
Cianfrani,	Horst,	Mullen,	Stoner,
Cioffi,	Irvis,	Munley,	Strausser,
Clarke,	Isaacs,	Murphy, A.J., Jr.,	Stroup,
Comer,	Jenkins,	Murphy, P. J.,	Sullivan,
Crossin,	Jim,	Murray, H. P.	Taylor,
Curwood,	Johnson, A. W.,	Murray, J. J.,	Tompkins,
Davis,	Johnson, R.,	Murray, P. G.,	Trusio,
Dengler,	Jones, T. H. W.,	Musto,	Ujobai,
Dennis,	Jump,	Naugle,	Varallo,
Dennison,	Kamyk,	Needham,	Varner,
Devlin,	Kee,	Nelson,	Verona,
Donahue,	Keiser,	O'Dell,	Wall,
Donaldson,	Kernaghan,	O'Donnell, J. A.,	Walsh,
Dougherty,	Kessler,	O'Donnell, J. P.,	Wargo,
Down,	Knecht,	Odorisio,	Weidner,
Edwards,	Kooker,	Ogilvie,	Welsh,
Eilberg,	Kornick,	O'Neil,	Wescott,
Eshback,	Korns,	Parlante,	Wheeler,
Eshleman,	Kovolenko,	Pashley,	Whittaker,
Ewing,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Farabaugh,	Lamb,	Perry, P. E.,	Willard,
Fetterolf,	Lee, A. M.,	Polaski,	Willaredt,
Filo,	Lee, K. B.,	Polen,	Wilt,
Fineman,	Leonard,	Prendergast,	Wood,
Floyd,	Light,	Price,	Worley,
Flynn,	Limper,	Pursley,	Wynd,
Foerster,	Lippincott,	Reibman,	Yatron,
Fox,	Lopresti,	Reidenbach,	Yetter,
Frank,	Luigard,	Renwick,	Zimmerman,
Frascella,	Lutty,	Rigby,	Andrews,
Fulmer,	McCandless,	Riley,	Speaker

NAYS—2

Capano, Williams,A.D.,Jr.,

NOT VOTING—4

Brown, Cooper, Petrosky, Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 490, entitled as follows:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), requiring that children be vaccinated before being admitted to kindergartens.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Agnew,	Fulmer,	McCandless,	Riley,
Anderson,	Gailey,	McCann,	Rovansek,
Arlene,	Gallagher,	McCormack,	Royer,
Ashton,	Garlock,	McDonald,	Rudisill,
Auker,	Gelfand,	McInroy,	Sakulsky,
Balthaser,	George,	McKeever,	Scarcelli,
Barton,	Gibb,	McLaughlin,	Schaaf,
Bell,	Gibson,	Machmer,	Schuster,
Blair,	Goldstein,	Magee,	Schwartz,
Boies,	Goodrich,	Mahan,	Seltzer,
Bonner,	Gramlich,	Markley,	Sherman,
Boris,	Guthrie,	Maxwell,	Shupnik,
Bower,	Hamilton,	Meholchick,	Silverman,
Bowman,	Haudenshield,	Merry,	Snare,
Branca,	Heavey,	Mihm,	Snider,
Brenninger,	Heffner,	Miller, B. Z.,	Stank,
Breth,	Helm,	Miller, H. G.,	Steckel,
Buchanan,	Henzel,	Mills,	Stevens,
Burns,	Hocker,	Monroe,	Stewart,
Capano,	Holliday,	Moran,	Stimmel,
Capitolo,	Holt,	Muldowney,	Stone,
Cianfrani,	Horst,	Mullen,	Stoner,
Cioffi,	Irvis,	Munley,	Strausser,
Clarke,	Isaacs,	Murphy, A.J., Jr.,	Stroup,
Comer,	Jenkins,	Murphy, P. J.,	Sullivan,
Crossin,	Jim,	Murray, H. P.	Taylor,
Curwood,	Johnson, A. W.,	Murray, J. J.,	Tompkins,
Davis,	Johnson, R.,	Murray, P. G.,	Trusio,
Dengler,	Jones, T. H. W.,	Musto,	Ujobai,
Dennis,	Jump,	Naugle,	Varallo,
Dennison,	Kamyk,	Needham,	Varner,
Devlin,	Kee,	Nelson,	Verona,
Donahue,	Keiser,	O'Dell,	Wall,
Donaldson,	Kernaghan,	O'Donnell, J. A.,	Walsh,
Dougherty,	Kessler,	O'Donnell, J. P.,	Wargo,
Down,	Knecht,	Odorisio,	Weidner,
Edwards,	Kooker,	Ogilvie,	Welsh,
Eilberg,	Kornick,	O'Neil,	Wescott,
Eshback,	Korns,	Parlante,	Wheeler,
Eshleman,	Kovolenko,	Pashley,	Whittaker,
Ewing,	Kubitsky,	Perry, H. H.,	Williams,A.D.,Jr.,
Farabaugh,	Lamb,	Perry, P. E.,	Williams, E. S.,
Fetterolf,	Lee, A. M.,	Polaski,	Willard,
Filo,	Lee, K. B.,	Polen,	Willaredt,
Fineman,	Leonard,	Prendergast,	Wilt,
Floyd,	Light,	Price,	Wood,
Flynn,	Limper,	Pursley,	Wynd,
Foerster,	Lippincott,	Reibman,	Yatron,
Fox,	Lopresti,	Reidenbach,	Yetter,
Frank,	Luigard,	Renwick,	Zimmerman,
Frascella,	Lutty,	Rigby,	Andrews,
			Speaker

NAYS—1

Worley,

NOT VOTING—4

Brown, Cooper, Petrosky, Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 491, entitled as follows:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for advance payments to enable schools to remain open.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Agnew,	Gailey,	McCormack,	Royer,
Anderson,	Gallagher,	McDonald,	Rudisill,
Arlene,	Garlock,	McInroy,	Sakulsky,
Ashton,	Gelfand,	McKeever,	Scarcelli,
Auker,	George,	McLaughlin,	Schaaf,
Balthaser,	Gibb,	Machmer,	Schuster,
Barton,	Gibson,	Magee,	Schwartz,
Bell,	Goldstein,	Mahan,	Seltzer,
Blair,	Goodrich,	Markley,	Sherman,
Boies,	Gramlich,	Maxwell,	Shupnik,
Bonner,	Guthrie,	Meholchick,	Silverman,
Boris,	Hamilton,	Merry,	Snare,
Bower,	Haudenshield,	Mihm,	Snider,

Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Buchanan,	Hocker,	Moran,	Stimmel,
Burns,	Holliday,	Muldowney,	Stone,
Capano,	Holt,	Mullen,	Stoner,
Capitolo,	Horst,	Munley,	Strausser,
Cianfrani,	Irvis,	Murphy, A.J., Jr.,	Stroup,
Cioffi,	Isaacs,	Murphy, P. J.,	Sullivan,
Clarke,	Jenkins,	Murray, H. P.	Taylor,
Comer,	Jim,	Murray, J. J.,	Tompkins,
Crossin,	Johnson, A. W.,	Murray, P. G.,	Trusio,
Curwood,	Johnson, R.,	Musto,	Ujobai,
Davis,	Jones, T. H. W.,	Naugle,	Varallo,
Dengler,	Jump,	Needham,	Varner,
Dennis,	Kamyk,	Nelson,	Verona,
Dennison,	Kee,	O'Dell,	Wall,
Devlin,	Keiser,	O'Donnell, J. A.,	Walsh,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Wargo,
Donaldson,	Kessler,	Odorisio,	Weidner,
Dougherty,	Knecht,	Ogilvie,	Welsh,
Down,	Kooker,	O'Neil,	Wescott,
Edwards,	Kornick,	Parlante,	Wheeler,
Eilberg,	Korns,	Pashley,	Whittaker,
Eshback,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Ewing,	Lamb,	Polaski,	Willard,
Farabaugh,	Lee, A. M.,	Polen,	Willaredt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wilt,
Filo,	Leonard,	Price,	Wood,
Fineman,	Light,	Pursley,	Worley,
Floyd,	Limper,	Reibman,	Wynd,
Flynn,	Lippincott,	Reidenbach,	Yatron,
Foerster,	Lopresti,	Renwick,	Yetter,
Fox,	Luigard,	Rigby,	Zimmerman,
Frank,	Lutty,	Riley,	Andrews,
Frascella,	McCandless,	Rovansek,	Speaker
Fulmer,	McCann,		

NAYS—0

NOT VOTING—4

Brown,	Cooper,	Petrosky,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 567, entitled as follows:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing submission of question of formation of union or merged districts at primary elections.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Agnew,	Gailey,	McCormack,	Royer,
Anderson,	Gallagher,	McDonald,	Rudisill,
Arlene,	Garlock,	McInroy,	Sakulsky,
Ashton,	Gelfand,	McKeever,	Scarcelli,
Auker,	George,	McLaughlin,	Schaaf,
Balthaser,	Gibb,	Machmer,	Schuster,
Barton,	Gibson,	Magee,	Schwartz,
Bell,	Goldstein,	Mahan,	Seltzer,
Blair,	Goodrich,	Markley,	Sherman,
Boles,	Gramlich,	Maxwell,	Shupnik,
Bonner,	Guthrie,	Meholchick,	Silverman,
Boris,	Hamilton,	Merry,	Snare,
Bower,	Haudenshield,	Mihm,	Snider,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Buchanan,	Hocker,	Moran,	Stimmel,
Burns,	Holliday,	Muldowney,	Stone,
Capano,	Holt,	Mullen,	Stoner,
Capitolo,	Horst,	Munley,	Strausser,
Cianfrani,	Irvis,	Murphy, A.J., Jr.,	Stroup,
Cioffi,	Isaacs,	Murphy, P. J.,	Sullivan,
Clarke,	Jenkins,	Murray, H. P.	Taylor,
Comer,	Jim,	Murray, J. J.,	Tompkins,
Crossin,	Johnson, A. W.,	Murray, P. G.,	Trusio,
Curwood,	Johnson, R.,	Musto,	Ujobai,
Davis,	Jones, T. H. W.,	Naugle,	Varallo,
Dengler,	Jump,	Needham,	Varner,
Dennis,	Kamyk,	Nelson,	Verona,
Dennison,	Kee,	O'Dell,	Wall,
Devlin,	Keiser,	O'Donnell, J. A.,	Walsh,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Wargo,
Donaldson,	Kessler,	Odorisio,	Weidner,
Dougherty,	Knecht,	Ogilvie,	Welsh,
Down,	Kooker,	O'Neil,	Wescott,
Edwards,	Kornick,	Parlante,	Wheeler,
Eilberg,	Korns,	Pashley,	Whittaker,
Eshback,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Ewing,	Lamb,	Polaski,	Willard,
Farabaugh,	Lee, A. M.,	Polen,	Willaredt,
Fetterolf,	Lee, K. B.,	Prendergast,	Wilt,
Filo,	Leonard,	Price,	Wood,
Fineman,	Light,	Pursley,	Worley,
Floyd,	Limper,	Reibman,	Wynd,
Flynn,	Lippincott,	Reidenbach,	Yatron,
Foerster,	Lopresti,	Renwick,	Yetter,
Fox,	Luigard,	Rigby,	Zimmerman,
Frank,	Lutty,	Riley,	Andrews,
Frascella,	McCandless,	Rovansek,	Speaker
Fulmer,	McCann,		

NAYS—0

NOT VOTING—4

Brown,	Cooper,	Petrosky,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

CONDOLENCE

Messrs. DOUGHERTY, PARLANTE, CAPITOLO, SCARCELLI, Mrs. VARALLO, Messrs. CIANFRANI, SILVERMAN, MULDOWNEY, FLOYD, LIMPER, ARLENE, Mrs. MONROE, Messrs. RILEY, FRASCELLA, WELSH, A. M. LEE, Mrs. B. Z. MILLER, Messrs. STEWART, P. E. PERRY, GELFAND, SHERMAN, McCORMACK, COMER, SULLIVAN, TAYLOR, KEE, EILBERG, McKEEVER, Mrs. PASHLEY, Messrs. BRANCA, HOLT, Mrs. ANDERSON, Messrs. FINEMAN, SCHWARTZ, MULLEN, DENNIS, HEAVEY, and J. P. O'DONNELL, offered a resolution which was read, considered and unanimously adopted by a rising vote as follows:

In the House of Representatives, March 10, 1959.

On March 7, 1959 the Commonwealth lost one of its most abled legislators when Representative Granville E. Jones of the Fifth District in Philadelphia passed away after an extended illness. It was a sad day for all who knew him for he was loved and respected by all those who ever had the pleasure of his company. Mr. Jones was born on October 14, 1900 and the fifty-eight years he spent on this earth brought joy and comfort to many.

Granville was an embalmer by profession with over twenty-four years experience in this field. He was graduated from the public schools in Baltimore, Maryland and H. E. Dolan's College of Mortuary Science in Philadelphia. Mr. Jones stood high in his profession for he had the honor and privilege of being the President of the

Philadelphia Undertakers' Association as well as a member of the Board of Governors of the Pennsylvania Undertakers' Association.

Beside his professional activities, Granville spent a great deal of time devoting his time to the activities of his community. He was a member of the Masonic Lodge, the Quaker City Lodge No. 720, Improved, Benevolent and Protective Order of Elks of the World, the National Association for the Advancement of Colored People, the Y. M. C. A. and the Tindley Temple Methodist Church.

Mr. Jones also devoted much of his talent and time to the people of his district. He was a Democratic Committeeman for many years and served as the Secretary of the Thirtieth Ward Democratic Executive Committees. Since June of 1952, Granville was the Democratic leader of the Thirtieth Ward in Philadelphia. In 1948, in appreciation of his work for his people, he was elected to the House of Representatives. His people respected the work he did for them and the way he conducted himself in Harrisburg and throughout the State for they reelected him in 1950, 1952, 1954, 1956 and again in 1958.

Not only the innumerable friends he made throughout the State will miss him but so will his family. Granville was married to the former Frances R. J. Jones and he had four step-children as well as step-grandchildren. Truly, Pennsylvania has lost a man who was known as a fighter for liberal legislation affecting all American citizens of every race, creed and color; therefore be it

Resolved, That the House of Representatives extend its sincere condolences to Granville E. Jones' wife and family on the passing of a great statesman and leader; and be it further

Resolved, That a copy of this resolution be sent to Mrs. Jones at her residence, 2233 Christian Street, Philadelphia, 46 Pennsylvania.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Cambria for presiding.

PERMISSION TO ADDRESS HOUSE

Mr. POLEN asked and obtained unanimous consent to address the House.

Mr. Speaker, yesterday in interrogation the gentleman from McKean, Mr. Johnson, raised a question. He said he was now thinking of Governor Leader when he said "I am installing an accounting system and will know every day just what the financial situation is." He asked me if I could go over there and get yesterday's trial balance and bring it in here so that we could see what the cash is and what the liabilities are on it.

I regret that I do not have yesterday's balance sheet. The explanation given to me was that they have been working on a special program to furnish Members of the Legislature with monthly reports of appropriation status and that Mr. Baldwin had asked the Bureau of Accounts to concentrate on that project, and for that reason he is one day late. I do, however, have the balance sheet for Friday, March 6, which was the last business day of last week, yesterday being Monday, the first day of this week.

I do not believe the gentleman would want me to discuss the balance sheet here. It is available for him to see. I will be glad to have a copy of it made for him. But I will answer him briefly, and say that on March 6 the total cash and temporary investments consisted of $62,860,970.91.

There was due to the Commonwealth from the State Stores Fund, for advances made for purchases, and which will be repaid by May 31, 1959, $15 million. Now that is the cash and that is the amount advanced to the State Stores Fund.

Of what we owed as of Friday, we have vouchers payable of $9,075,623.36, and we had a balance due on the tax anticipation notes of $73 million.

I am briefly going to run down as to where the figures that have been used of approximately $178 million come in. We have reserve for restricted receipts $14 million plus, reserve for prior biennium encumbrances—$2 million plus, reserve for encumbrances and requistions—$24 million plus. These, along with the tax anticipation notes of $73 million and the vouchers payable of $9 million, give approximately that figure.

The gentleman also raised the question of whether that was to replenish cash. Of course, when you are out of cash and are going to raise taxes it is naturally going to replenish cash. But the question was whether we owed this money, and I can state here definitely that for the deficit of $178 million, approximately, we do owe it and we do have to raise the money to pay it.

As to the questions the gentleman raised as to just what the specific amounts are, I told him that I did not think I would have the information available today but that I would have it ready and available to him by the time we vote on the tax bills. I will again state that we will have that information available for the House before we vote on the tax bills.

COMMITTEE MEETINGS

COUNTIES, Mr. Cioffi, Chairman, Room to left of Rostrum, Tuesday, March 10, immediately after session.

LABOR RELATIONS, Mr. Wargo, Chairman, Room in rear of House, Tuesday, March 10, immediately after session.

The Capitol Chorus rehearsal has been postponed until next Tuesday, March 17, 5:15 p. m. in the New House Caucus Room. (Signed Representative Clyde R. Dengler, Director.)

ANNOUNCEMENTS

Mr. McCANN. Mr. Speaker, I would like to announce that there will be a Democratic Caucus in the New House Caucus Room on Monday at the regular time. The scheduled sessions for next week will be three days.

Mr. A. W. JOHNSON. Mr. Speaker, I just want to remind the Members on the Republican side that our Caucus will be held at 2:30 p. m., Monday.

ADJOURNMENT

Mr. DOUGHERTY. Mr. Speaker, I move as a further mark of respect in memory of Honorable Granville E. Jones, our deceased Member, the House do now adjourn until Monday, March 16, 1959, at 4:30 o'clock p. m.

The motion was unanimously agreed to by a rising vote and (at 3:30 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., MONDAY, MARCH 16, 1959. No. 23.

SENATE

MONDAY, March 16, 1959.

The Senate met at 3:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. C. GORDON STONE, Pastor of the First Baptist Church, Ford City, offered the following prayer:

Descend upon this Senate Session, O God, and move these men to momentous decisions that will enhance righteousness and Thy great cause. Take personal interest in these gods of government. Note each Senator present and absent. Grant health and strength, satisfaction and happiness, mercies and kindnesses to each of these splendid men who have been ordained to power by Thine own great Self.

We thank Thee for all of them, for facing courageously the difficult questions of State. Guide and continue to give success to these men who have been placed in this powerful place, in Jesus Name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. HARNEY, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. BERGER asked and obtained leave of absence for Mr. CHAPMAN, due to illness.

COMMUNICATIONS FROM THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

RECALLING THE NOMINATION OF EARL R. HANDLER AS A MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 16, 1959, for the appointment of Earl R. Handler, 255 North Third Street, Indiana, Indiana County, as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Charles E. Kinsey, Armagh, deceased.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE

RECALLING THE NOMINATION OF ALBERT R. PECHAN AS A MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 3, 1959, for the reappointment of Albert R. Pechan, 903 Fifth Avenue, Ford City, Armstrong County, as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE

RECALLING THE NOMINATION OF MRS. ILA LUGG WILEY AS A MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated January 26, 1959, for the reappointment of Mrs. Ila Lugg Wiley, Wellsboro, Tioga County, as a member of the Board of Trustees of Mansfield State Teachers' College, until the third Tuesday of January 1961, and until her successor is appointed and qualified.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE

RECALLING THE NOMINATION OF HARRY W. BAKER AS A MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 17, 1959, for the appointment of Harry W. Baker, Lawrenceville, Tioga County,

as a member of the Board of Trustees of Mansfield State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Mrs. Ann A. Sanford, Mansfield, whose term expired.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE

RECALLING THE NOMINATION OF MRS. EMMA GUFFEY MILLER AS A MEMBER OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated January 26, 1959, for the reappointment of Mrs. Emma Guffey Miller, Slippery Rock, Butler County, as a member of the Board of Trustees of Slippery Rock State Teachers' College, until the third Tuesday of January 1961, and until her successor is appointed and qualified.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE

RECALLING THE NOMINATION OF MRS. FRANCIS V. ATKINSON AS A MEMBER OF THE BOARD OF TRUSTEES OF WEST CHESTER STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated January 27, 1959, for the reappointment of Mrs. Francis V. Atkinson, 20 South Warner Avenue, Bryn Mawr, Montgomery County, as a member of the Board of Trustees of West Chester State Teachers' College, until the third Tuesday of January 1961, and until her successor is appointed and qualified.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE

RECALLING THE NOMINATION OF WILLIAM M. MAIER, ESQ. AND PAUL COMLY FRENCH AS MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 2, 1959, for the reappointment of the following as members of the Board of Trustees of Cheyney State Teachers' College, until the third Tuesday of January 1961, and until their successors are appointed and qualified:

William M. Maier, Esq., Bryn Bawr, Montgomery County.

Paul Comly French, 136 North Main Street, Yardley, Bucks County.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

COMMISSIONER OF DEEDS

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George A. Cella, Room 605, Broad Street National Building, 143 East State Street, Trenton, New Jersey, for appointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of New Jersey, for the term of five years to compute from the date of confirmation.

DAVID L. LAWRENCE

JUSTICE OF THE PEACE

March 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Frances L. Toplisek, 124 Clarksville Street, Greenville, Mercer County, for appointment as Justice of the Peace in and for the Borough of Greenville, Mercer County, to serve until the first Monday of January 1960, vice Charles M. Rylander, deceased.

DAVID L. LAWRENCE

REGISTER OF WILLS, RECORDER OF DEEDS AND CLERK OF THE ORPHANS' COURT IN AND FOR THE COUNTY OF BRADFORD

March 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominated for the advice and consent of the Senate Mrs. Cecile McCann, 123 Bensley Street, Sayre, Bradford County, for appointment as Register of Wills, Recorder of Deeds, and Clerk of the Orphans' Court in and for the County of Bradford, until the first Monday of January 1960, vice Wayne C. Bennett, deceased.

DAVID L. LAWRENCE

MEMBER OF THE PENNSYLVANIA AREONAUTICS COMMISSION

March 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate F. Wayne Fesemyer, 120 School Street, Bradford, McKean County, for reappointment as a member of the Pennsylvania Aeronautics Commission, until March 6, 1963, and until his successor shall be duly appointed and shall have qualified.

DAVID L. LAWRENCE

MAGISTRATE OF COURT NO. 19, IN AND FOR THE CITY OF PHILADELPHIA

March 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles A. Papa, 237 North Sixty-fifth Street, Philadelphia, Philadelphia County, for appointment as Magistrate of Court No. 19, in and for the City of Philadelphia, until the first Monday of January 1960, vice James T. Donnelly, deceased.

DAVID L. LAWRENCE

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 106, entitled:

An Act amending the act of May 1, 1935 (P. L. 127), entitled "An act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror, or jurors, who die become ill, or are discharged for legal cause," providing for the selection of alternate jurors.

Which was committed to the Committee on Judiciary General.

House Bill No. 203, entitled:

An Act amending the act of June 30, 1947 (P. L. 1183), entitled "An act relating to strikes by public employes; * * *," imposing certain duties on the Governor and state agency or political subdivision involved.

Which was committed to the Committee on State Government.

House Bill No. 287, entitled:

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149), further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county.

Which was committed to the Committee on Highways.

House Bill No. 306, entitled:

An Act amending the act of June 21, 1939 (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; * * *" requiring that tax exempt property be listed and valued.

Which was committed to the Committee on Local Government.

House Bill No. 307, entitled:

An Act amending the "Third Class County Board Assessment Law," approved June 26, 1931 (P. L. 1379), requiring that tax exempt be listed and valued.

Which was committed to the Committee on Local Government.

House Bill No. 315, entitled:

An Act amending the "Milk Sanitation Law," approved July 2, 1935 (P. L. 589), relieving the Secretary of Health and the Advisory Health Board of certain powers and duties; imposing powers and duties on the Secretary of Agriculture; establishing certain fees; * * *.

Which was committed to the Committee on Agriculture.

House Bill No. 329, entitled:

An Act providing for leaves of absence for employes who are called to engage in temporary military training as a reserve member of the armed forces of the United States, or as a member of the Pennsylvania National Guard.

Which was committed to the Committee on Labor and Industry.

House Bill No. 349, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), increasing the mileage allowance for county officers to meetings of their state associations.

Which was committed to the Committee on Local Government.

House Bill No. 444, entitled:

An Act amending the act of May 17, 1917 (P. L. 199), entitled "An act providing for leave to pay fines and costs in criminal proceedings by instalments," extending the period of time for completion of payment in certain cases.

Which was committed to the Committee on Judiciary General.

House Bill No. 445, entitled:

An Act amending the act of May 6, 1887 (P. L. 86), entitled "An act to authorize the commissioners of the several counties of this Commonwealth to discharge from prison all persons confined in jail, without proceedings under the insolvent laws," providing for the discharge of paroled prisoners without proceedings under the insolvency laws.

Which was committed to the Committee on Judiciary General.

House Bill No. 490, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), requiring that children be vaccinated before being admitted to kindergartens.

Which was committed to the Committee on Education.

House Bill No. 491, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for advance payments to enable schools to remain open.

Which was committed to the Committee on Education.

House Bill No. 567, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), authorizing submission of question of formation of union or merged districts at primary elections.

Which was committed to the Committee on Education.

BILLS INTRODUCED AND REFERRED

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 420, entitled:

An Act authorizing the Department of Forests and Waters, with the approval of the Governor, to convey to the City of Erie certain lands covered with water situate in the City and County of Erie, Pennsylvania.

Which was committed to the Committee on Forests and Waters, Game and Fish.

Mr. WAGNER, on behalf of Mr. TAYLOR, read in his place and presented to the Chair Senate Bill No. 421, entitled:

An Act amending the act of July 24, 1913 (P. L. 965), entitled "Commodities Weight and Measure Law," regulating the sale and delivery of vegetable and flower seeds.

Which was committed to the Committee on Agriculture.

Messrs. STEVENSON, MALLERY and KOPRIVER, JR.

read in place and presented to the Chair Senate Bill No. 422, entitled:

An Act amending the act of August 5, 1941 (P. L. 803) entitled, as amended "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the fifth, sixth, seventh and eighth class; . . .," limiting the examption on excution.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 423, entitled:

An Act amending the act of July 8, 1941 (P. L. 298), entitled "Fourth Class County Retirement Law," limiting the exemption on execution and other legal processes.

Which was committed to the Committee on Local Government.

Messrs. MULLIN and WEINER read in place and presented to the Chair Senate Bill No. 424, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," further regulating the issuance and transfer of liquor licenses.

Which was committed to the Committee on Law and Order.

Messrs. MULLIN, SEYLER, WEINER, BARR, STIEFEL, SARRAF, LANE, HAYS, McCREESH and CAMIEL read in place and presented to the Chair Senate Bill No. 425, entitled:

An Act authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an interstate compact concerning mental health and for related purposes.

Which was committed to the Committee on Public Health and Welfare.

Messrs. McCREESH, BARR, RUTH, STIEFEL, MULLIN, LANE, KALMAN and CAMIEL read in place and presented to the Chair Senate Bill No. 426, entitled:

An Act amending the act of June 3, 1937, (P. L. 1333), entitled, "Pennsylvania Election Code," requiring county election boards to submit additional reports with respect to registered electors.

Which was committed to the Committee on Elections.

Messrs. McCREESH, MURRAY, RIPP, BARR, STIEFEL, MULLIN, SARRAF, WEINER and KALMAN read in place and presented to the Chair Senate Bill No. 427, entitled:

An Act amending the act of April 29, 1937 (P. L. 487), entitled as amended, "The Permanent Registration Act for Cities of the 2nd Class, Cities of the 2nd Class A, Cities of the 3rd Class, Boroughs, Towns and Townships," changing the method of personal registration and change of enrollment of political party by authorizing electors who are unable to go to their polling places because of illness or physical disability and spouses and dependents of persons in military service, of persons in the Merchant Marine, religious and welfare groups officially attached to and serving with the Armed Forces, civilian Federal personnel overseas and their spouses and dependents, to register and to change enrollment of political party by mail.

Which was committed to the Committee on Elections.

Messrs. PECAN and BERGER read in place and presented to the Chair Senate Bill No. 428, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public Schol Code of 1949," permitting additional methods of sharing annual lease rentals for projects constructed for more than one school district.

Which was committed to the Committee on Education.

Mr. FLACK read in his place and presented to the Chair Senate Bill No. 429, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended, "Banking Code," further providing for the making of loans on the security of real property by savings banks, and authorizing savings banks to invest to a limited extend in banker's acceptances and bills of exchange.

Which was committed to the Committee on Banking.

Messrs. MURRAY, RUTH, HAYS, STIEFEL, MULLIN, McCREESH, WEINER, KALMAN and CAMIEL read in place and presented to the Chair Senate Bill No. 430, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," providing for the filling of vacancies in election boards for unexpired terms.

Which was committed to the Committee on Elections.

Messrs. MURRAY, RUTH, HAYS, STIEFEL, SARRAF, RIPP, SEYLER, KALMAN, WEINER and ROONEY read in place and presented to the Chair Senate Bill No. 431, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," further regulating the marking and counting of ballots.

Which was committed to the Committee on Elections.

Messrs. MURRAY, SEYLER, RUTH, HAYS, STIEFEL, SARRAF, BARR, RIPP, MULLIN, CAMIEL, WEINER, ROONEY and KALMAN read in place and presented to the Chair Senate Bill No. 432, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," by authorizing and providing procedures whereby certain qualified registered electors absent from or unable to attend their regular polling places may cast their votes; imposing additional duties upon the Secretary of the Commonwealth, various county boards of elections and election officers, courts, various registration commissions, chairmen of political parties or committees, and officers and employees of certain political subdivisions; further regulating the procedures for the voting of qualified electors serving in the armed forces of the United States including their families or any qualified bedridden or hospitalized veterans; by authorizing and providing procedures for the absentee voting by certain federal personnel including their families in the event they are qualified electors; further regulating the dates for furnishing information as to offices to be filled, for filing and circulating nomination papers, and providing penalties.

Which was committed to the Committee on Elections.

Messrs. MADIGAN and STEVENSON read in place and presented to the Chair Senate Bill No. 433, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing for the consolidation of two townships in certain cases

by the court of quarter sessions without submitting to a vote of the electors.

Which was committed to the Committee on Local Government.

SENATE RESOLUTION

REQUESTING THE GOVERNOR TO PROCLAIM THE WEEK OF MAY 4th to MAY 10th, 1959 AS "PENNSYLVANIA MOTHER'S WEEK"

Mr. WALKER. Mr. President, on behalf of myself and my colleagues, Senator Kromer, Senator Whalley and Senator Shafer, I offer the following resolution:

"In the Senate, March 16, 1959.

"One day in each year, the second Sunday of May, is appointed for the honoring of motherhood and the loving remembrance of one's mother. Any attempt to express the feeling in our hearts for our mothers is bound to fall far short. In an effort to show the honor and respect we feel toward motherhood, however, we should rightfully set aside one week of special observance for mothers, that being the week immediately preceding Mother's Day; therefore be it

"Resolved, That the Senate of Pennsylvania respectfully requests the Governor to proclaim the week of May 4th to May 10th, 1959 as "Pennsylvania Mather's Week" in honor of all mothers, and to urge the people of the Commonwealth to observe that week by being especially kind to and thoughtful of our mothers."

On the question,

Will the Senate agree to the resolution?

It was agreed to.

BILL INTRODUCED AND REFERRED

Mr. BERGER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. BERGER and WEINER read in place and presented to the Chair Senate Bill No. 434, entitled:

An Act amending the act of June 21, 1937 (P. L. 1982), entitled "An act authorizing the Supreme Court of Pennsylvania to prescribe rules of practice and procedure in civil actions at law and in equity in certain courts of this Commonwealth, to prescribe rules and regulations for the conduct of any general business either civil or criminal, by judges of any court of record; . . .," granting the power to prescribe rules of practice and procedure in civil matters in the courts of quarter sessions.

Which was committed to the Committee on Judiciary General.

COMMUNICATIONS FROM THE GOVERNOR REPORTED FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING. Mr. President, I report, from the Committee on Executive Nominations, communications from His Excellency, the Governor of the Commonwealth, recalling certain nominations.

The Clerk read the communications as follows:

RECALLING THE NOMINATION OF EARL R. HANDLER AS A MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 16, 1959, for the appointment of Earl R. Handler, 255 North Third Street, Indiana, Indiana County, as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Charles E. Kinsey, Armagh, deceased.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE.

RECALLING THE NOMINATION OF ALBERT R. PECHAN AS A MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 3, 1959, for the reappointment of Albert R. Pechan, 903 Fifth Avenue, Ford City, Armstrong County, as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE.

RECALLING THE NOMINATION OF MRS. ILA WILEY AS A MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated January 26, 1959, for the reappointment of Mrs. Ila Lugg Wiley, Wellsboro, Tioga County, as a member of the Board of Trustees of Mansfield State Teachers' College, until the third Tuesday of January 1961, and until her successor is appointed and qualified.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE.

RECALLING THE NOMINATION OF HARRY W. BAKER AS A MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, Tthe Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated February 17, 1959, for the appointment of Harry W. Baker, Lawrenceville, Tioga County, as a member of the Board of Trustees of Mansfield State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and

qualified, vice Mrs. Ann A. Sanford, Mansfield, whose term expired.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE.

RECALLING THE NOMINATION OF MRS. EMMA GUFFEY MILLER AS A MEMBER OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated January 26, 1959, for the reappointment of Mrs. Emma Guffey Mliler, Slippery Rock, Butler County, as a member of the Board of Trustees of Slipery Rock State Teachers' College, until the third Tuesday of January 1961, and until her successor is appointed and qualified.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE.

RECALLING THE NOMINATION OF MRS. FRANCIS V. ATKINSON AS A MEMBER OF THE BOARD OF TRUSTEES OF WEST CHESTER STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated January 27, 1959, for the reappointment of Mrs. Francis V. Atkinson, 20 South Warner Avenue, Bryn Mawr, Montgomery County, as a member of the Board of Trustees of West Chester State Teachers' College, until the third Tuesday of January 1961, and until her successor is appointed and qualified.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE.

RECALLING THE NOMINATION OF WILLIAM M. MAIER, ESQ. AND PAUL COMLY FRENCH AS MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNE STATE TEACHERS' COLLEGE

March 10, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 2, 1959, for the reappointment of the following as members of the Board of Trustees of Cheyney State Teachers' College, until the third Tuesday of January 1961, and until their successors are appointed and qualified.

William M. Maier, Esq., Bryn Mawr, Montgomery County.

Paul Comly French, 136 North Main Street, Yardley, Bucks County.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE.

NOMINATIONS BY THE GOVERNOR REPORTED FROM COMMITTEE

Mr. FLEMING. Mr. President, I also report, from the Committee on Executive Nominations, the nominations which have been recalled by the Governor, and ask that they be read by the Clerk.

The Clerk read the nominations as follows:

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

February 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Earl R. Handler, 255 North Third Street, Indiana, Indiana County, for appointment as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Charles E. Kinsey, Armagh, deceased.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 3, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert R. Pechan, 903 Fifth Avenue, Ford City, Armstrong County, for reappointment as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Ila Lugg Wiley, Wellsboro, Tioga County, for reappointment as a member of the Board of Trustees of Mansfield State Teachers' College, until the third Tuesday of January 1961, and until her successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

February 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry W. Baker, Lawrenceville, Tioga County, for appointment as a member of the Board of Trustees of Mansfield State Teachers' College, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Mrs. Ann A. Sanford, Mansfield, whose term expired.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

January 26, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Emma Guffey Miller, Slippery Rock, Butler County, for reappointment as a member of the Board of Trustees of Slippery Rock State Teachers' College, until the third Tuesday of January 1961, and until her successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF WEST CHESTER STATE TEACHERS' COLLEGE

January 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Francis V. Atkinson, 20 South Warner Avenue, Bryn Mawr, Montgomery County, for reappointment as a member of the Board of Trustees of West Chester State Teachers' College, until the third Tuesday of January 1961, and until her successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY STATE TEACHERS' COLLEGE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the reappointment of the following as members of the Board of Trustees of Cheyney State Teachers' College, until the third Tuesday of January 1961, and until their successors are appointed and qualified:

William M. Maier, Esq., Bryn Mawr, Montgomery County.

Paul Comly French, 136 North Main Street, Yardley, Bucks County.

DAVID L. LAWRENCE

NOMINATIONS RETURNED TO THE GOVERNOR

Mr. FLEMING. Mr. President, I move that the nominations just read by the Clerk be returned to His Excellency, the Governor of the Commonwealth.

Mr. PROPERT. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The nominations will be returned to the Governor.

FURTHER REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

JUDGE OF THE COURT OF COMMON PLEAS NO. 6

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Bernard J. Kelley, Esq., 610 East Vernon Road, Philadelphia, Philadelphia County, for appointment as Judge of the Court of Common Pleas No. 6 of the First Judicial District of Pennsylvania, composed of the City and County of Philadelphia, until the first Monday of January 1960, vice Hon. Louis E. Levinthal, resigned.

DAVID L. LAWRENCE

JUDGE OF THE COURT OF COMMON PLEAS NO. 7

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Francis X. McClanaghan, Esq., 807 North Twentieth Street, Philadelphia, Philadelphia County, for appointment as Judge of the Court of Common Pleas No. 7 of the First Judicial District of Pennsylvania, composed of the City and County of Philadelphia, until the first Monday of January 1960, vice Hon. L. Stauffer Oliver, resigned.

DAVID L. LAWRENCE

JUSTICE OF THE PEACE

March 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Morris W. James, 425 Penn Avenue, Sinking Spring, Berks County, until the first Monday of January 1960, vice Alfred D. Steckel, resigned.

DAVID L. LAWRENCE

COMMISSIONER OF DEEDS

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George A. Cella, Room 605, Broad Street National Building, 143 East State Street, Trenton, New Jersey, for appointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of New Jersey, for the term of five years to compute from the date of confirmation.

DAVID L. LAWRENCE

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations read by the Clerk.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. BLASS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

Whereupon,

A motion was made by Mr. FLEMING and Mr. WATKINS,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

REPORTS FROM COMMITTEE

Mr. WHALLEY. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WHALLEY, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 116, entitled:

An Act amending the act of August 24, 1951 (P. L. 1304), entitled "Local Health Administration Law," limiting the powers of the county departments of health and conferring powers on the Department of Agriculture.

He also, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 117, entitled:

An Act amending the act of July 2, 1935 (P. L. 589), entitled "Milk Sanitation Law," limiting the powers of municipalities and county departments of health and conferring powers upon the Department of Agriculture.

RECESS

Mr. BERGER. Mr. President, I move that the Senate do now take a recess for fifteen minutes for the purpose of holding a meeting of the Committee on Rules in the office of the President pro tempore, a meeting of the Committee on Appropriations in the Appropriations Committee Room, and a meeting of the Special Senate Committee to Investigate the Plight of Public Transportation in Pennsylvania, appointed under Senate Resolution, Serial No. 8.

For the information of the Senate, the Members of that Committee are Senator Mallery, Senator Walker, Senator Wade, Senator Mullin and Senator Kalman.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORTS FROM COMMITTEE

Mr. FLEMING. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING, from the Committee on Appropriations, reported as committed, House Bill No. 43, entitled:

An Act amending the act of December 5, 1936 (1937 P. L. 2897), entitled "Unemployment Compensation Law," authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same.

He also, from the Committee on Appropriations, reported as committed, Senate Bill No. 338, entitled:

An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee.

SENATE RESOLUTION, SERIAL No. 18, REPORTED FROM COMMITTEE

Mr. BERGER. Mr. President, I ask unanimous consent to make report from committee.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER, from the Committee on Rules, to which was referred resolution offered by Messrs. PECHAN and KOPRIVER, JR., on March 10, 1959, reported the same without amendment as follows:

SENATE COMMITTEE TO INVESTIGATE THE AFFAIRS AND ACTIVITIES OF THE DEPARTMENT OF PUBLIC WELFARE

In the Senate, March 10, 1959.

During the 1957 session of the General Assembly the Departments of Welfare and Public Assistance were merged into the Department of Public Welfare, creating an immense spending agency through which a great portion of the tax revenue is expended.

The maintenance of welfare institutions and the care of the indigent, infirm and needy are certainly the most humane and perhaps the most important functions of the State Government. That they be adequate and executed in the fairest, most efficient, yet most economical manner possible is an end which every Pennsylvanian desires.

The confidence which the General Assembly has in the past placed in the advice and counsel of the Department of Welfare and Public Assistance is not now in question. But recent developments have made it clear that further action of the General Assembly must be taken pursuant to a thorough and complete knowledge of all the facts, factors and problems involved in public welfare and public assistance.

We in the General Assembly have heard the advice of countless experts urging the increase, the decrease, the containment, the expansion and the reevaluation of welfare activities. We have been told of the dangers of continuing our present policy and we have been told of the dangers of not continuing our present policy. We have seen the policies of the department change with the change of secretaries, and with the change of administrations. We have learned that the employes of the department would be protected from politics and we have later learned that their right to be involved in politics would be protected. We have seen responsible public officials claim that the problem of the birth of illegitimate children was aggravated by the policies of the department.

We are aware, as is the taxpayer, that an ever increasing part of every tax dollar goes into welfare and assistance programs. We are aware that the tax burden in many cases has become onerous enough to be prohibitive of the simplest of luxuries.

We are aware that our people are such that they would not permit any human being to remain truly in need of the necessities of life. But we must be equally aware of the dangers inherent in assisting persons who are not in actual need and in spending more money than our taxpayers can supply. We must also be aware that a hope of our enemy in the cold war is that we will spend ourselves into bankruptcy; a proposition so obvious that Russian citizens have expressed it freely to Americans, including at least one Pennsylvania Senator.

The need for an exhaustive study of our public welfare and public assistance programs and the administration of them is imperative; therefore be it

Resolved, That the President Pro Tempore of the Senate appoint five members of the Senate who shall constitute a committee to investigate into the affairs and activities of the Department of Public Welfare, giving particular attention to the policies, practices and objectives of the department, the degree to which the spending of the department conforms to those policies and objectives, the administrative costs involved in our public welfare and public assistance programs, the need for our present programs and the extent to which that need is supplied and all other matters relating to welfare institutions and public assistance a knowledge of which would assist the General Assembly in enacting wise and adequate laws relating public welfare and public assistance; and be it further

Resolved, That the committee may hold hearings, take testimony and make its investigations at such places as it shall deem necessary within this Commonwealth. It may

issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee deems necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas isued out of the courts of this Commonwealth. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

Resolved, That the committee so appointed shall report back to the Senate its findings and recommendations as soon as possible.

The PRESIDENT. The resolution will be laid on the table.

BILLS INTRODUCED AND REFERRED

Mr. FLEMING. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. FLEMING and CAMIEL read in place and presented to the Chair, Senate Bill No. 435, entitled:

An Act amending the act of December 28, 1955 (P. L. 913), entitled "The Dangerous Drug Act of 1955," making unlawful the possession of dangerous drugs without a prescription and providing penalties.

Which was committed to the Committee on Public Health and Welfare.

Mr. CONFAIR. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chairs hears none.

Messrs. CONFAIR, HARNEY, BLASS, STEVENSON, SEYLER, RUTH, BERGER and WADE read in place and presented to the Chair, Senate Bill No. 436, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," increasing room rentals at State Teachers' Colleges and providing for the disposition of the increased rentals.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair, Senate Bill No. 437, entitled:

An Act amending the act of March 31, 1949 (P. L. 372), entitled "The General State Authority Act of 1949," empowering the Authority to construct additions and improvements to State Teachers' Colleges; authorizing contracts to lease and leases by Department of Public Instruction from the Authority of any additions or improvements to State Teachers' Colleges and the furnishing and equipment thereof when used or occupied; authorizing subleases of such projects and increasing the power of the Authority to borrow money and issue evidences of indebtedness thereof and allocating the proceds of the increased borrowing.

Which was committed to the Committee on Education.

Mr. HAYS. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. HAYS and FLACK read in place and presented to the Chair, Senate Bill No. 438, entitled:

An Act providing for and regulating the licensing and practicing of landscape architecture; fixing fees; creating and imposing powers and duties on the Department of Public Instruction and prescribing unlawful acts and penalties.

Which was committed to the Committee on Education.

CALENDAR

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 141, Printer's No. 408;
Senate Bill No. 173, Printer's No. 187; and
Senate Bill No. 325, Priter's No. 350.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 4, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code" prohibiting the sale of gasoline in glass containers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 7, entitled:

An Act authorizing the recovery of damages from parents of children destroying property.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimouse consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 406; and
Senate Bill No. 45, Printer's No. 407.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 107, entitled:

An Act amending the act of April 24, 1947 (P. L. 80) entitled "Intestate Act of 1947" providing for the grandchildren of deceased uncles and aunts of the decedent.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WEINER. Mr. Presidnte, I ask unanimous consent

that Senate Bill No. 130, Printer's No. 139, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 137, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" prescribing penalties for furnishing false information to political subdivision officers and employes in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 165, Printer's No. 31;
Senate Bill No. 177, Printer's No. 191; and
Senate Bill No. 239, Printer's No. 256.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 319, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" making it a misdemeanor to enter any building with intent to commit a crime and fixing the penalty therefor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 320, Printer's No. 345, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 326, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" providing that applicants for the position of policeman or fireman need not be residents of the borough.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 335, entitled:

An Act amending the act of July 29, 1953 (P. L. 1435) entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents * * *" authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 345, entitled:

An Act amending the act of July 25, 1913 (P. L. 1311) entitled "An act providing for the establishment of a State Industrial Home for Women; * * *" requiring sheriffs to transport women prisoners to the Industrial Home.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL INTRODUCED AND REFERRED

Mr. LANE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. LANE, STEVENSON, MALLERY and KOPRIVER, JR., read in place and presented to the Chair Senate Bill No. 439, entitled:

An Act amending the act of May 21, 1931 (P. L. 149), entitled, as amended, "The Liquid Fuels Tax Act," further providing for the use of the proceeds of the liquid fuels tax, and validating certain payments heretofore made.

Which was committed to the Committee on Highways.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 43, entitled:

An Act amending the act of December 5, 1936 (1937 P. L. 2897), entitled "Unemployment Compensation Law," authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 116, entitled:

An Act amending the act of August 24, 1951 (P. L. 1304), entitled "Local Health Administration Law," limiting the powers of the county departments of health and conferring powers on the Department of Agriculture.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 117, entitled:

An Act amending the act of July 2, 1935 (P. L. 589), entitled "Milk Sanitation Law," limiting the powers of municipalities and county departments of health and conferring powers upon the Department of Agriculture.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 338, entitled:

An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

SENATE RESOLUTION, SERIAL No. 18, TAKEN FROM TABLE

Mr. BERGER. Mr. President, I call from the table Senate Resolution, Serial No. 18, which was reported from committee today.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE RESOLUTION, SERIAL No. 18, ADOPTED

Mr. BERGER asked and obtained unanimous consent for the immediate consideration of this resolution.

On the question,

Will the Senate adopt the resolution?

Mr. BERGER. Mr. President, I move the adoption of this resolution.

Mr. BLASS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. SEYLER. Mr. President, last week we apparently passed a resolution to investigate the Department of Public Instruction. This week we apparently are about to pass a resolution to investigate the Department of Public Welfare. I would respectfully suggest, Mr. President, that we would save time and printing of bills in this Senate—if this is a pattern of our future procedure—by presenting an omnibus investigation bill in order to investigate all of the departments and other agencies of the government, rather than make investigations piecemeal.

I think this is a subject which is reaching ridiculous proportions. I well remember, Mr. President, that in the past we have voted for such investigations. I remember that we received reports which were full of sound and fury and signified nothing. I do not know of any useful purpose that has been served by any of these investigations since I have been a Member of this Senate. Yet, we have continued, on the basis of very flimsy reason, to go into the various departments, upset their routines and their efficient operations, and have required numbers of the staffs to come and attend hearings. The results, to the best of my knowledge and belief, as I have seen them, have been minimal.

Therefore, Mr. President, I am going to vote "no" on this resolution. Since there will not be a record vote, I presume, I wish to appear on the record as being opposed to this resolution.

Mr. BERGER. Mr. President, of course, some of us have considered a resolution which would investigate all of the departments. If Senator Seyler would have one prepared, I would be glad to join him in presenting it.

I do not believe that these investigations are without tangible benefit to the Commonwealth. They keep the people involved alerted. As far as upsetting their efficient routine, I am reasonably certain that they can stand it.

For that reason, Mr. President, I believe that the resolution and the consequent information to be developed will be of considerable benefit to the Commonwealth and, particularly, to the Legislators who are required to vote upon appropriations to the various departments involved.

Mr. EHRGOOD. Mr. President, the only difficulty with the remarks made by the gentleman from York, Senator Seyler, is that he assumes that the various departments are efficient.

Mr. SEYLER. Mr. President, in the past, I have listened to a great deal of cant from across the aisle on the subject of cutting out duplication, of saving needless expenditures for the taxpayers and so on. To the best of my knowledge, we are presently having hearings on the budget. Those hearings on the budget will cover the information about this department and all others. If this is not a case of duplication, I do not know what is. The same gentlemen who fulminate against alleged duplication and who are economy-minded, I find are the same gentlemen who are voting for what I consider unnecessary expenditures of time, of money and of the energy of the Members of this Senate.

I think, of course, the Majority Leader realized, in his kind invitation to me, that it seems to me rather absurd to have an omnibus bill to investigate all the departments. Apparently Senator Berger took it seriously and I find it rather appalling that anyone would seriously contemplate this action.

It seems to me, Mr. President, that we perhaps should have a season for investigating and a season for legislating, if that is to be the tenor of this. Unless there is some basis in evidence that can be offered to this Senate to indicate that there are some matters in a given department which need to be investigated, then I contend that it is ridiculous and wasteful of time and energy to hold such investigations.

I would be the first person, if presented with what would seem to me evidence of anything which appeared wrong, of any lack in the operation of the departments, to join and say, "Yes, this should be looked into." However, to my knowledge, nothing has been offered which justifies such procedure.

The point made about investigating the budget, the expenditures and so forth, it seems to me is being done. I do not see why we need to have two circuses going on at the same time. I do not see why we cannot confine it to the one.

Mr. STIEFEL. Mr. President, I just received good tidings that the Minority Floor Leader, Senator Weiner, appointed me to serve on the committee which will investigate the Department of Public Welfare.

Last week, it was said that the presence of Senator Kessler on one of those committees would be indicative that everything would be conducted in the most economi-

cal way. I agree with this because Senator Kessler is "Mr. Economy."

However, I feel that the results of the investigation should be reduced to a printed pamphlet in order for it to be circularized throughout Pennsylvania. After all, it is very easy to make a statement on the floor of the Senate, cast a shadow and start investigations. Some people take it for granted that where there is smoke, there is fire and their notions are never dispelled. The only way to dispel it is to have a printed report circulated all over the Commonwealth. In that way, the findings of the committee will be known. That applies to any other department as well. It may be expensive, but it is only fair to once and for all acquaint the people with the pursuit of these committees.

Mr. WADE. Mr. President, on March 3rd, this Body passed Senate Resolution, Serial No. 11. Through the courtesy of our President pro tempore, he rather generously appointed two Democratic Senators to the committee. It was his prerogative to appoint all Republicans if he wished, but he extended the courtesy to the other side of appointing two Democrats. At that time, he selected my distinguished colleague from York, Senator Seyler, as one of the committee to look into the Department of Public Instruction and to investigate its fiscal policies and, as well, to determine whether any wrongdoing has been committed in the Department of Public Instruction.

Just a few minutes ago, Senator Seyler referred to these investigations and, in particular, to the investigation under Senate Resolution, Serial No. 11—of which committee he is now a member—as "ridiculous," "absurd" and, as he said, "served no useful purpose."

I submit to you, Mr. President and Members of the Senate, that when a member approaches a study or an investigation with that attitude, he already disqualifies himself. He has agreed to serve as a member of that investigating committee and he has agreed to go along with the rest of the members and look into the fiscal policies of the Department of Public Instruction, for which the Governor has asked an appropriation of $884,000,000. This is approximately one-half of the General Fund budget. I have said before on two other occasions, and I say now, that there are indications of wrongdoing and strong indications of wrongdoing.

When a Member stands on the floor of this Senate and says that any of these investigations are ridiculous, that we should never look into the expenditure of $884,000,000, that they are absurd and serve no useful purpose, then, Mr. President, in my judgment, he disqualifies himself from sitting on that investigating committee.

Investigations are not only for the purpose of looking into the expenditure of money. They are done with the purpose of seeing whether everything conducted in that department, during the biennium, is done in accordance with the law. When a gentleman takes a Cabinet position and takes the oath of office, then he agrees to carry out the duties in that office in accordance with the law, as we in the Legislature prescribe it.

I repeat, Mr. President, that when a gentleman takes the attitude taken by Senator Seyler, then he has disqualified himself from serving on a committee of that kind.

May I say further that I know the President pro tempore consulted with the Minority Leader in making those appointments? I also know that the Minority Leader selected these two gentlemen. They are both of the teaching profession. I question the propriety of appointing them. I am not casting any reflection on the President pro tempore, whose prerogative it was to appoint the committee. However, I am now questioning whether two schoolmen should sit on that committee. I do not think it is in proper order.

Mr. WEINER. Mr. President, before I get to the gentleman from Cumberland, I would like to point out to the gentleman from Lebanon, Senator Ehrgood, that I think at least we should afford our Cabinet Members the same type of cloak that we give to people who commit a crime or an alleged crime in this Commonwealth. We clothe them with the presumption that they are innocent until proven guilty. I think the gentleman from Lebanon, unless he has some information that we know nothing about, should not infer that the operations of the various Cabinet Members are inefficient. I think we should begin with the premise that they are efficient until our investigations, materials and facts prove otherwise.

Mr. President, I think our good friend from Cumberland, Senator Wade, was kind of casting a cloud on the President pro tempore of the Senate and I take issue with that. I think the President pro tempore of this Senate has been a fair man and has operated this Senate in a democratic manner. That may not appeal to the gentleman from Cumberland, but I would take issue with him if he continues on that vein. I think the fact that the President pro tempore saw fit to appoint two Democrats, two persons who are cognizant and who have some intelligence in regard to education in this Commonwealth, shows that he made good choices. These two gentlemen are persons who might well guide the gentleman from Cumberland in some of his findings. If they get too technical, they can lean toward other members of the committee to help get Senator Wade out of the miasma that he might find himself in from looking into this particular problem.

In any discussion on this floor, I did not ever hear Senator Seyler, or anyone else, say that we should not look into any department which spends half of the budget. I think Senator Wade has convinced himself—by this form of sophistry that he engages in from time to time—that in starting from one premise and by the time he finishes, he logically thinks he has arrived at a conclusion which follows from what he has said before. Senator Seyler, nor anyone else on this floor, has ever said that we should not investigate. I believe if you will look at the record, I said—and you can quote me publicly or otherwise—that if there is something wrong, we want a full investigation. I also said that we want to know about any wrongdoings because we do not want to vote for these things if they are wrong.

Following what Senator Seyler said and just to clear the atmosphere here. I want to say that we are not for any department that is doing wrong, regardless of who is involved. Let the chips fall where they may. If these people are wrong, we want to know about it. However, we do feel that it is wrong to go on a fishing expedition for purposes best known here.

If Senator Wade will look at the resolution, as it appears in the Legislative Journal,—if that is incorrect, I think we should correct it here today—he will find that this is based on rumor. I think neither he, nor I, nor anyone else sitting in this room would want to be investigated or looked into or be indicted on the basis of rumor. I think we should

deal in facts as the board of directors of this corporation, known as the Commonwealth of Pennsylvania. It behooves us to behave in the manner which anyone else would behave in their own business, and that is to get the facts and to operate on those facts. We should not operate on facts based on rumors, gossip or anything else anybody might say.

Mr. President, I think we should all concern ourselves with the fact that these are serious charges. These ladies and gentlemen, who are operating these departments, are going to go on for the next three years in Harrisburg. They have a tremendous responsibility. The least we can do is show our confidence in their responsibilities and in the jobs they are trying to do, and try, in some way, to guide them and be of aid to them if that is indicated. Of course, if it is indicative that they are not doing the proper thing and it is brought to our attention by facts, we should act thereon. However, we should not go on fishing expeditions and waste the taxpayers' money in doing so.

The PRESIDENT. The Chair wishes to state that these last remarks are entirely out of order inasmuch as the only question before the Senate is the adoption of the resolution.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the affirmative and the resolution was adopted.)

Mr. LANE. Mr. President, I ask for a roll call.

The PRESIDENT. A voice vote has already been taken, Senator Lane, and the resolution has been adopted.

PERMISSION TO ADDRESS SENATE

Mr. SEYLER asked and obtained unanimous consent to address the Senate.

Mr. SEYLER. Mr. President, I wish to make a statement in answer to what I consider rather personal remarks made by the gentleman from Cumberland, Senator Wade.

Mr. President, the gentleman from Cumberland, Senator Wade, suggested that I disqualify myself because, in his opinion, I would not be an objective person in conducting the Public Instruction investigation. He bases this suggestion on my remarks made prior to my vote on the matter, in which I considered it an unnecessary investigation because Senator Wade had not presented adequate evidence.

I would like to point out to Senator Wade that there may be people who consider that he has similarly disqualified himself because he is going into this investigation—and he has said so on the floor—with the conviction that the Department of Public Instruction is guilty of mismanagement. I would contend, Mr. President, that that is no more a fair and objective point of view than the one which he accuses me of. If Senator Wade says that I am convinced that they are innocent, he has certainly given direct evidence, which I have not, that in his opinion the department is guilty. He makes this charge without hearing one iota or scintilla of evidence. He gave his opinion today, after he was elected chairman of this committee. If there is any question of disqualification on the basis of not being qualified to conduct this investigation by reason of prejudice in the matter, I suggest that the chairman search his own conscience in the matter and perhaps he will feel that he, too, should be disqualified.

I would like to say that I have great confidence in the President pro tempore of the Senate. As far as I know, he has always been fair. I am complimented by the fact that he put me on this committee because I believe it was evidence on his part that having stated my opinion about the investigation, initially, I would be able to be objective and take the evidence, as presented, and draw whatever conclusions the evidence warranted.

If the Minority Leader or the President pro tempore see any reason to question my qualifications and ask me to withdraw, I will. I have great confidence in the fairness and judgment of both of those gentlemen. If either one of them feels that I am disqualified, I will cheerfully withdraw. I would not feel at the moment, however, that the statements made by the chairman of the committee, granted the prejudice that he has evinced in the matter, would be sufficient reason for me to disqualify myself.

Mr. BERGER. Mr. President, I would like to apologize to the Chair for not having raised the point of order which the Chair very correctly invoked sometime earlier in this discussion. We were on a subject entirely unrelated to that which was being debated.

INTERROGATION

Mr. WADE. Mr. President, I desire to interrogate the gentleman from Philadelphia, Senator Weiner.

The PRESIDENT. Will the gentleman from Philadelphia, Mr. Weiner, permit himself to be interrogated?

Mr. WEINER. I will, Mr. President.

Mr. WADE. Mr. President, may I ask the gentleman whether or not the President pro tempore consulted with him before he appointed the two members on the Democratic side to this investigating committee? He implied that he did not awhile ago. The question is, did the President pro tempore consult with Senator Weiner before those two members were selected to this committee?

Mr. WEINER. Mr. President, in any remarks made by me, I do not remember stating that there was any other way for these gentlemen to be appointed except by the President pro tempore.

Mr. WADE. Mr. President, I think that clears the subject about which Senator Weiner was talking a few moments ago.

PERMISSION TO ADDRESS SENATE

Mr. TAYLOR asked and obtained unanimous consent to address the Senate.

Mr. TAYLOR. Mr. President, I would like to answer that last question by stating that I consult with the Minority Leader on all appointments. When I consulted with him about selecting members for this committee, he suggested two names and I immediately put them on the committee.

That procedure has been going on ever since I have been President pro tempore of the Senate. All Minority Members of any investigating committee, or any committee, are recommended to me by the Minority Leader.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, I think Senator Taylor's remarks clear the point very well.

I want to say to the Minority Leader, Senator Weiner, that we are approaching this problem with an open mind. I appreciated his remarks on the floor of this Senate when the resolution was passed. I am glad, too, that Senator Seyler has had somewhat of a change of heart, shown by his last statement.

We are going to treat Doctor Boehm with the utmost courtesy. I have in my possession—and I am sure that other members of the committee have as well—absolute evidence, and plenty of it, of things that can be questioned very much in the Department of Public Instruction. However, we are not going to convict Doctor Boehm until he has had a chance to be heard.

PERMISSION TO ADDRESS SENATE

Mr. WEINER asked and obtained unanimous consent to address the Senate.

Mr. WEINER. Mr. President, I want to thank the gentleman from Cumberland, Senator Wade, because I now understand what an open mind is. I find that it consists of throwing off of the committee one of the members whom we have appointed, and also that we have enough evidence to give this man a fair trial and then hang him.

COMMITTEE APPOINTED PURSUANT TO SENATE RESOLUTION, SERIAL No. 18

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of the following committee, pursuant to Senate Resolution, Serial No. 18: the gentleman from Armstrong, Mr. Pechan, Chairman; the gentleman from Crawford, Mr. Shafer; the gentleman from Lehigh, Mr. Van Sant; the gentleman from Philadelphia, Mr. Stiefel; and the gentleman from Northampton, Mr. Rooney.

ADJOURNMENT

Mr. PECHAN. Mr. President, I move that the Senate do now adjourn until Tuesday, March 17, 1959, at 12:00 o'clock, m., Eastern Standard Time.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:52 o'clock, p. m., Eastern Standard Time, until Tuesday, March 17, 1959, at 12:00 o'clock, m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, March 16, 1959.

The House met at 4:30 p. m.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Most gracious God, our Creator, our Redeemer, and our Sanctifier, we come unto Thee in this hour of turbulent misunderstandings and violent eruptions throughout our world, asking Thee of Thy great mercy and ever-present love to calm the storms of life which beset our pathways as well. Give to us the peace and assurance which Christ possessed as He was able to calm the troubled waters of the sea. Grant to us Thy power and direction that the course we chart may be to Thy will and pleasing. And strengthen us in setting our faces steadfastly toward the accomplishment of that goal. In the name and for the sake of the Lord Jesus Christ, we pray. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday, March 9 and Tuesday, March 10, 1959? If not, and without objection, the Journals are approved.

BILLS INTRODUCED AND REFERRED

By Messrs. DOUGHERTY, MULLEN, BRANCA and CAPITOLO. HOUSE BILL No. 782.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), prohibiting certain acts relating to counterfeit or facsimile registration plates, numbers or markers.

Referred to the Committee on Motor Vehicles.

By Messrs. WELSH, LEONARD, LUIGARD and STEVENS. HOUSE BILL No. 783.

An Act amending the act of June 2, 1937 (P. L. 1198), entitled "An act relating to employes and organizations thereof; defining labor disputes; prescribing the procedure by which and the conditions under which injunctions may be granted in such disputes, and the scope thereof; declaring certain undertakings and promises between employers and employes contrary to public policy and void; prescribing the nature of proof necessary in actions arising out of labor disputes against persons or associations; prescribing the terms and conditions for bonds to be furnished prior to the issuance of injunctions; prescribing the procedure in case of appeal from granting injunctions; limiting the duration of temporary and permanent injunctions in case of labor disputes; and providing for the payment of costs; and repealing all acts or parts of acts inconsistent herewith," by removing certain restrictions on the application of the act.

Referred to the Committee on Labor Relations.

By Mrs. HENZEL, Messrs. O'DELL, WELSH and HAMILTON. HOUSE BILL No. 784.

An Act amending the act approved March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws thereto" by making mandatory a lunch period free of supervisory duties for all professional employes.

Referred to the Committee on Education.

By Messrs. WELSH, LEONARD, LUIGARD and MORAN. HOUSE BILL No. 785.

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," providing that there shall be one representative of organized labor on the Advisory Health Board, the State Welfare Commission and the State Board of Public Assistance.

Referred to the Committee on State Government.

By Messrs. SCHUSTER and STANK. HOUSE BILL No. 786.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), removing club licenses from the provisions relating to local option; * * * and restricting the holding of local options so that they shall not include the matter of club licenses.

Referred to the Committee on Rules.

By Messrs. STONE and HAMILTON. HOUSE BILL No. 787.

An Act amending the "Public Assistance Law" approved June 24, 1937 (P. L. 2051) increasing maximum income allowance and the allowable amount of property which may be owned by blind persons eligible for assistance.

Referred to the Committee on Welfare.

By Messrs. LEONARD and MORAN. HOUSE BILL No. 788.

An Act amending the act of March 31, 1937 (P. L. 160), entitled "An act creating a commission to be known as the Pennsylvania Public Utility Commission; defining in part the powers and duties of such commission; . . .," creating within the Public Utility Commission a bureau of investigation; defining its powers and duties, and requiring the commission to conduct field investigations through such bureau at the premises of public utilities in certain cases.

Referred to the Committee on Public Utilities and Corporations.

By Messrs. LUIGARD, IRVIS, YATRON and TAYLOR. HOUSE BILL No. 789.

An Act prohibiting discrimination in leases or rental agreement against occupancy by children; making unlawful refusal to enter into a lease or actual agreement because of occupancy by children; and providing penalties therefor.

Referred to the Committee on Judiciary.

By Messrs. LUIGARD, CAPANO, WELSH and GALLAGHER. HOUSE BILL No. 790.

An Act requiring employers to pay for medical examination fee where such examination is a condition for employment.

Referred to the Committee on Labor Relations.

By Messrs. CIOFFI and MAGEE. HOUSE BILL No. 791.

An Act amending the act of June 23, 1931 (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," authorizing cities to contract with and

make payments to transportation authorities for the furnishing of public transportation services.

Referred to the Committee on Cities—Third Class.

By Messrs. STANK and OGILVIE,
HOUSE BILL No. 792.

An Act amending the "Bedding and Upholstery Law," approved May 27, 1937 (P. L. 926), adding a definition changing tag stamp and registration provisions; providing for licenses and certain fees, reports, prescribing penalties; and providing for the creation of the Bedding and Upholstered Furniture Division in the Department of Labor and Industry.

Referred to the Committee on Public Health and Sanitation.

By Messrs. STANK and OGILVIE.
HOUSE BILL No. 793.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) creating the Bedding Advisory Board within the Department of Labor and Industry and prescribing its powers and duties.

Referred to the Committee on Public Health and Sanitation.

By Messrs. HORST, SCHAAF and BRETH.
HOUSE BILL No. 794.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), providing that violations of certain rules promulgated by the Department of Forests and Waters shall be summary offenses, and extending the provisions of the act to include violations at certain additional parks.

Referred to the Committee on State Government.

By Messrs. HORST, SCHAAF and BRETH.
HOUSE BILL No. 795.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing that rules and regulations established by the Department of Forests and Waters governing State parks shall apply to the Pennsylvania State Park at Erie, Washington Crossing Park and Valley Forge Park.

Referred to the Committee on State Government.

By Messrs. SCHWARTZ, STECKEL, STANK and SCHUSTER. HOUSE BILL No. 796.

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90), further defining the powers of courts on appeals.

Referred to the Committee on Liquor Control.

By Messrs. SCHWARTZ, STECKEL, STANK and SCHUSTER. HOUSE BILL No. 797.

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90) further defining the powers of courts on appeals.

Referred to the Committee on Liquor Control.

By Mr. WARGO, Mrs. MUNLEY, Messrs. MUSTO and NEEDHAM. HOUSE BILL No. 798.

An Act amending the act of June 2, 1891 (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," changing duties of mine foreman and assistants with respect to mine examinations and safety.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. BRETH, STANK, HAUDENSHIELD and TOMPKINS. HOUSE BILL No. 799.

An Act fixing the fees to be charged by the Department of Internal Affairs.

Referred to the Committee on State Government.

By Messrs. HORST, H. P. MURRAY and GARLOCK. HOUSE BILL No. 800.

An Act requiring permits to be secured from city, borough or town councils, or township commissioners or supervisors for maintenance or erection of movie screens in outdoor movies; prohibiting issuance of permits under certain circumstances; and fixing penalties.

Referred to the Committee on Municipal Corporations.

By Messrs. McKEEVER, MORAN and WELSH. HOUSE BILL No. 801.

An Act authorizing deductions from wages or salary of any Commonwealth employe for payment of certain union dues and the payment of such moneys to the union treasurer.

Referred to the Committee on State Government.

By Messrs. McKEEVER, MORAN and WELSH.
HOUSE BILL No. 802.

An Act permitting any person entitled to vote to absent himself from any service or employment in which he is then engaged or employed for a period of two hours in certain cases without deduction in salary or wages.

Referred to the Committee on Labor Relations.

By Messrs. BUCHANAN, KORNS, HAMILTON and SNIDER. HOUSE BILL No. 803.

An Act amending the "Public School Code of 1949" (P. L. 30), increasing the amount of the approved building construction cost for the construction or improvement of school buildings.

Referred to the Committee on Education.

By Messrs. A. M. LEE and WILT.
HOUSE BILL No. 804.

An Act repealing Sec. 5, act of June 13, 1837 (P. L. 551), entitled "An act relating to roads, highways and bridges," abolishing certain requirements concerning breadth of roads.

Referred to the Committee on Highways.

By Messrs. A. M. LEE and WILT.
HOUSE BILL No. 805.

An Act amending the "State Highway Law," approved June 1, 1945 (P. L. 1242), further regulating the acquisition of property and property rights for highway purposes.

Referred to the Committee on Highways.

By Messrs. CAPITOLO, SCARCELLI and ESHBACK. HOUSE BILL No. 806.

An Act providing that a bond accompanying a mort-

gage or a mortgage shall only state the actual obligation incurred.

Referred to the Committee on Judiciary.

By Messrs. AGNEW, FINEMAN and TRUSIO.
HOUSE BILL No. 807.

An Act amending "The Realty Transfer Tax Act," approved December 27, 1951 (P. L. 1742), providing that only the difference between the values of the respective properties shall be taxed where there is an exchange of real property.

Referred to the Committee on Ways and Means.

By Messrs. FINEMAN and TRUSIO.
HOUSE BILL No. 808.

An Act amending the "Local Tax Enabling Law," approved June 25, 1947 (P. L. 1145), providing that in an exchange of real property only the difference between the values of the respective properties shall be taxed.

Referred to the Committee on Municipal Corporations.

By Messrs. STEVENS, JENKINS, MORAN and HELM. HOUSE BILL No. 809.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing provisions for the classification of certain school districts.

Referred to the Committee on Education.

By Messrs. WHEELER, HOCKER and KEISER.
HOUSE BILL No. 810.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103) authorizing the establishment of a Shade Tree Commission and providing for its personnel, powers and duties.

Referred to the Committee on Townships.

By Messrs. WHEELER, HAMILTON, WILT and P. G. MURRAY. HOUSE BILL No. 811.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), increasing the compensation of officers for attending the county convention of their association.

Referred to the Committee on Townships.

By Messrs. SNARE and RENWICK.
HOUSE BILL No. 812.

An Act amending the act of August 5, 1941 (P. L. 803), entitled as amended "An act providing for the creation, * * * of a county employes' retirement system in counties of the fifth, . . . class; * * * and providing for employes classification as original members under certain conditions.

Referred to the Committee on Counties.

By Messrs. WELSH and LUIGARD.
HOUSE BILL No. 813.

An Act amending the act of May 13, 1915 (P. L. 286), entitled "Child Labor Law" by regulating the employment of minors on farms.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. WELSH, LEONARD, LUIGARD and MACHMER. HOUSE BILL No. 814.

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections," by removing prohibition against unincorporated associations making political contributions.

Referred to the Committee on Judiciary.

By Messrs. WELSH, STONE, GALLAGHER and McKEEVER. HOUSE BILL No. 815.

An Act amending the act of May 22, 1933 (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," requiring employers to make certain payments to employes when on jury duty in certain cases.

Referred to the Committee on Labor Relations.

By Mr. O'NEIL. HOUSE BILL No. 816.

An Act amending the act of May 9, 1949 (P. L. 908), entitled "An act relating to public records of political subdivisions other than cities and counties of the first class; . . . ," authorizing county controllers to destroy or dispose of certain vouchers.

Referred to the Committee on Municipal Corporations.

By Messrs. TOMPKINS, STROUP, STONER, SHERMAN, BRETH, McCANN, RUDISILL, STECKEL, GEORGE and AUKER.
HOUSE BILL No. 817.

An Act making an appropriation to the Dickinson School of Law, Carlisle, Pennsylvania.

Referred to the Committee on Appropriations.

By Mrs. VARALLO, Mrs. MUNLEY, Mrs. MONROE, Mrs. REIBMAN, Mrs. ANDERSON, Mrs. PASHLEY, Mrs. B. Z. MILLER, Mrs. HENZEL, Mrs. MARKLEY, Mrs. KOOKER, Mrs. KERNAGHAN and Mrs. DONAHUE. HOUSE BILL No. 818.

An Act amending the act of July 25, 1913 (P. L. 1024), entitled "Women's Labor Law," prohibiting the working of women for more than six consecutive days without at least one day of rest.

Referred to the Committee on Labor Relations.

By Messrs. A. M. LEE and WILT. HOUSE BILL No. 819.

An Act amending the "Civil Service Act," approved August 5, 1941 (P. L. 752), extending the act to certain employes of the Department of Highways and regulating their compensation, recruitment and educational requirements; and providing for certain employes holding offices and positions at a specified time.

Referred to the Committee on State Government.

By Messrs. SILVERMAN, GELFAND and DENNIS.
HOUSE BILL No. 820.

An Act providing for the payment of additional damages in the condemnation of certain business properties for urban redevelopment purposes.

Referred to the Committee on Judiciary.

By Messrs. MORAN, LEONARD, WELSH and LUIGARD. HOUSE BILL No. 821.

An Act prohibiting the sale, transfer, purchase, owner-

ship, posession and use of tear and noxious gas, and tear gas guns; providing for certain exemptions; and providing penalties.

Referred to the Committee on Law and Order.

By Mr. BELL. HOUSE BILL No. 822.

An Act requiring additional information in bids for certain contracts with the Commonwealth of Pennsylvania, the General State Authority, the Pennsylvania Turnpike Commission, and any other State agencies, authorities and commissions.

Referred to the Committee on State Government.

By Mr. COMER. HOUSE BILL No. 823.

An Act amending the "Practical Nurse Law," approved March 2, 1956 (P. L. 1211), providing for the licensing of practical nurses.

Referred to the Committee on Professional Licensure.

By Messrs. HEFFNER and CROSSIN. HOUSE BILL No. 824.

An Act amending the "Pennsylvania Industrial Development Authority Act" approved May 17, 1956 (P. L. 1609), reducing the percentage on the amount of funds an agency must hold or has expended before loan participation by the authority, . . .

Referred to the Committee on State Government.

By Mr. A. J. MURPHY. HOUSE BILL No. 825.

An Act requiring the reinstatement of employes injured in the course of employment in certain cases.

Referred to the Committee on Labor Relations.

By Mr. A. J. MURPHY. HOUSE BILL No. 826.

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736), removing the maximum limit on services, medicines, and supplies which the employer is required to furnish.

Referred to the Committee on Workmen's Compensation.

By Mr. A. J. MURPHY. HOUSE BILL No. 827.

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736), requiring employers to insure the payment of compensation in the State Workmen's Insurance Fund unless exempted from insurance.

Referred to the Committee on Workmen's Compensation.

By Mrs. VARALLO and Mrs. DONAHUE. HOUSE BILL No. 828.

An Act amending "The Mental Health Act of 1951," approved June 12, 1951 (P. L. 533) establishing a limit on the amount charged for the maintenance of retarded children in State institutions.

Referred to the Committee on Welfare.

By Messrs. LAMB and CLARKE. HOUSE BILL No. 829.

An Act amending "The General County Assessment Law," approved May 22, 1933 (P. L. 853), removing the restrictions placed upon the expenditure of tax moneys paid under protest; eliminating the payment of interest on refunds.

Referred to the Committee on Judiciary.

By Messrs. McCORMACK and STEWART. HOUSE BILL No. 830.

An Act authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an interstate compact with the State of New Jersey to create a Metropolitan Transit District for the Philadelphia-Camden area.

Referred to the Committee on State Government.

By Messrs. YETTER, DENNISON, PRENDERGAST and ESHBACK. HOUSE BILL No. 831.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), providing for the issuance of certain permits within each county.

Referred to the Committee on Motor Vehicles.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. FRANK. (Concurrent) RESOLUTION No. 40.

In the House of Representatives, March 10, 1959.

Recent actions and activities of The Pennsylvania Interscholastic Athletic Association have not been in the best interest of furtherance of sports within this Commonwealth.

The Pennsylvania Farm Show Arena has been made available for interscholastic athletic activities at an expense in the vicinity of $100,000, but the group which heretofore was ceaseless in its demands to make such facilities available is now reluctant to fully utilize them.

This seemingly inconsistent behavior on the part of the officials of the P.I.A.A. is difficult to understand, as are other recent actions of said officials; therefore be it

Resolved (The Senate concurring), That a committee of six members of the General Assembly be created, three from the House of Representatives to be appointed by the Speaker, and three from the Senate, to be appointed by the President Pro Tempore, whose duty it shall be to study and investigate the policies and operations of the Pennsylvania Interscholastic Athletic Association; and be it further

Resolved, That the committee may meet, hold hearings, and take testimony. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee deems necessary. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

Resolved, That the committee make a report of their findings and recommendations for appropriate legislation to this Session of the General Assembly as soon as possible.

Referred to the Committee on Rules.

By Mr. VARNER. RESOLUTION No. 41.

In the House of Representatives, March 10, 1959.

It is with a feeling of great security that many motor vehicle owners became insured against injuries and damages occasioned in the operation and use of their vehicles.

Some insurance companies, authorized to do business in Pennsylvania, sell their so called "protection" at reduced rates and so long as the insured is not involved in an accident, he is free from worry. These "Cheap-skate" companies, as soon as a person becomes involved in an accident, without much, if any notice, cancel the insurance

and refuse to honestly compromise and pay just claims. This ultimately results in higher insurance costs as well as litigation expenses, delays in payment of claims and embarrassment to the insured.

In spite of all this, these companies continue to flourish at the expense of the public.

This matter is of great concern to the General Assembly in view of the fact that persons doing business in this Commonwealth, with the approval of the Insurance Department, are victimizing our constituents; therefore be it

Resolved, That the Speaker of the House appoint a committee of five members of the House of Representatives to investigate the advertising practices, pricing practices and claim paying practices of automobile liability insurance carriers doing business in this Commonwealth; and be it further

Resolved, That the committee makes a report of its findings to the House of Representatives as soon as possible.

Referred to the Committee on Rules.

RESOLUTION—COUNCIL OF THE CITY OF PHILADELPHIA

The SPEAKER laid before the House Resolution No. 309 adopted by the Council of the City of Philadelphia memorializing the Legislature of the Commonwealth of Pennsylvania to provide adequate funds for the care and treatment of handicapped children and adults and chronically ill and aged persons in Philadelphia.

Referred to the Committee on Appropriations.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read at follows:

APPROVAL OF HOUSE BILLS NOS. 93, 95, 96, 100, 120, 123, 158 and 167

Comonwealth of Pennsylvania,
Governor's Office, Harrisburg.

March 11, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 93, Printer's No. 13, entitled "An Act amending the act of May 2 1925 (P L 501) entitled 'An act authorizing municipalities to impose a penalty not exceeding five per centum on all municipal assessments which are not paid within ninety days from the date of the assessment' extending the provisions of the act to townships."

DAVID L. LAWRENCE.

March 11, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 95, Printer's No. 14, entitled "An Act amending the act of May 1 1933 (P L 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' increasing the mileage allowance for delegates to meetings of the state associations of township officers."

DAVID L. LAWRENCE.

March 11, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 96, Printer's No. 15, entitled "An Act amending the act of May 1 1933 (P L 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' providing for an increase in compensation of supervisors."

DAVID L. LAWRENCE.

March 11, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 100, Printer's No. 18, entitled "An Act amending the act of May 4 1927 (P L 519) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' empowering the borough council to perform the duties and obligations of a Shade Tree Commission when no Shade Tree Commission has been created."

DAVID L. LAWRENCE.

March 11, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 120, Printer's No. 19, entitled "An Act amending the act of May 4 1927 (P L 519) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' further providing for the election of councilmen upon the consolidation of boroughs."

DAVID L. LAWRENCE.

March 11, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 123, Printer's No. 20, entitled "An Act amending the act of June 24 1931 (P L 1206) entitled 'An act concerning townships of the first class amending revising consolidating and changing the law relating thereto' empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created."

DAVID L. LAWRENCE.

March 11, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 158, Printer's No. 29, entitled "An Act amending the act of July 15 1957 (P L 932) entitled 'An act authorizing the Department of Property and Supplies with the approval of the Governor to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor Lancaster County for the use of the Millersville State Teachers College and making an appropriation' by eliminating certain tracts of land to be acquired by the department under the provisions of the act."

DAVID L. LAWRENCE.

March 11, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 167, Printer's No. 47, entitled "An Act amending the act of May 1 1933 (P. L. 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' authorizing the regulation of junk yards and SCRAP yards."

DAVID L. LAWRENCE.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 118, 151, 250, 251, 264, 265, 324, 327, 328 and 339.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. KORNICK for today because of illness.

Mrs. Varallo for Mr. TRUSIO for today because of death in the family.

Mrs. Varallo for Mr. HOLT for the week because of illness.

Mr. Gibson for Mr. BELL for today because of illness.

Mr. Gibson for Mr. KNECHT for the week because of illness.

REPORT FROM COMMITTEE

Mr. DEVLIN from the Committee on Rules reported as committed House Resolution (not printed).

RESOLUTION

Mr. DEVLIN asked and obtained unanimous consent for the immediate consideration of the Resolution (not printed) just reported from the Committee on Rules.

The resolution was read as follows:

In the House of Representatives, March 9, 1959.

Miss Judi Humphrey, Lewistown, Pennsylvania, has been selected America's Junior Miss.

Judi began by winning the Mifflin County Junior Miss Contest, and attained the State title at Reading in November, 1958. By winning Pennsylvania's number 1 teen-age charm title, Miss Humphrey earned the honor and privilege of representing our Commonwealth in the Junior Miss America Contest held in Mobile, Alabama, on March 4, 5, 6 and 7, 1959.

Judi, who is a senior at Lewistown High School, plans to enter nursing training at Johns Hopkins University this fall. Upon the completion of her training there, she will complete her education for her degree at the University of Pittsburgh on a scholarship awarded to her for attaining the State title. She has also been awarded a scholarship for winning the National title.

Contestants for the Junior Miss America contest were selected by the Junior Chamber of Commerce throughout the Nation on the basis of intelligence, beauty, personality, poise and talent. Miss Humhprey has been bountifully endowed with all of these attributes and has demonstrated her ability to utilize them in a most gracious manner.

Judi has proven herself to be worthy of the respect and admiration of us all. We feel confident that no one was better fitted to represent our Commonwealth in National competition and Judi has evidenced this fact by winning the National title; therefore be it

Resolved, That the House of Representatives hereby extends to Miss Judi Humphrey its most hearty congratulations upon being crowned America's Junior Miss, and wishes her the very best of luck in all of her future endeavors; and be it further

Resolved, That a copy of this resolution be transmitted to Miss Judi Humphrey, 507 Lindbergh Way, Lewistown, Pennsylvania.

On the question,

Will the House adopt the resolution?

Mr. PRICE. Mr. Speaker, the Junior Chamber of Commerce of Pennsylvania, in its Youth Activity Program sponsors, through the various Junior Chambers of Commerce, a contest or selection of a representative from a particular district, of a girl who possesses charm, personality, poise and intellect.

The representative from my home town, Lewistown, was a girl by the name of Judi Humphrey. She won the contest held in Mifflin County, and participated at Reading last fall for the state title of Junior Miss State of Pennsylvania. She won that title and the week before last participated in the national pageant sponsored by the Mobile, Alabama, Junior Chamber of Commerce for the title "America's Junior Miss."

We are proud that not only a local girl, but a state girl from Pennsylvania, has won that honor and brought pride and joy to many of us at home and in Pennsylvania.

I trust that the House will adopt this resolution in behalf of my home town girl, Judi.

On the question recurring,

Will the House adopt the resolution?

It was unanimously adopted.

COMMITTEE TO ESCORT "AMERICA'S JUNIOR MISS"

The SPEAKER. The Chair appoints the gentleman from Mifflin, Mr. Price, and the lady from Northampton, Mrs. Reibman, to escort America's Junior Miss, Judi Humphrey of Lewistown, Pennsylvania, to the rostrum.

"AMERICA'S JUNIOR MISS" ESCORTED TO ROSTRUM

The SPEAKER. Young, lovely and most gracious queen. Oh, to be 70 again! Youth is wonderful, in and of itself and, when youth is adorned with beauty, grace and intelligence, is one of our rarest treasures.

As we grow older we appreciate more and more how lovely these young people that we are raising can be.

You know, Your Majesty, I was wiser than your sponsor. He said when you were adjudged "Junior Miss" of the State of Pennsylvania that we should accord to you a reception.

I said, "You are crazy, man. Wait until she is the National Champion." And it came about.

It gives me great pleasure for and on behalf of this House, and for and on behalf of the people of Pennsylvania to present to you this Resolution which we have just unanimously adopted, Your Majesty, Queen Judi.

Miss HUMPHREY. Thank you, Mr. Speaker, and Honorable Members of the House of Representatives. It is indeed an honor and privilege for me to be here today. I thank you all from the very bottom of my heart for welcoming me the way you have. You can tell I am shaking. This is by far the biggest thing that has happened to me.

The crown, the trophy, the scepter, the mantle have all been wonderful. Being here is just a little better. For that I thank you.

I won the local, the county pageant, the state pageant and the national pageant with Kipling's wonderful poem "If," and I would like to do it for you now. I usually have a musical accompaniment, but we are lacking a piano, so I will see what I can do on my own. I hope you will enjoy it.

I have been in this world for only 17 short years, but I have learned in that time that most people live by a philosophy of some type. The Golden Rule is a standardized measure to which most people apply themselves. Besides the Golden Rule I have a measure produced by an English writer of the 19th century, to which I apply myself, or at least try.

For many years I have used the word "if," but I did not realize its importance until I was given a poem written by Rudyard Kipling, entitled, ironically enough, "If."

Kipling wrote this poem for his son when he was about to take his first step along life's path. This is my measure. I believe it to be very adaptable even today, not only to us who are about to take those same first steps, but to those of you who have been stepping for several years.

If you can keep your head when all about you
Are losing theirs, and blaming it on you,
If you can trust yourself when all men doubt you,
But make allowance for their doubting too.
If you can wait and not be tired by waiting,
Or being lied about, don't deal in lies,
Or being hated, don't give way to hating,
And yet, don't look too good nor talk too wise.

If you can dream and not make dreams your master;
If you can think and not make thoughts your aim;
If you can meet Triumph and Disaster
And treat those two impostors just the same.
If you can bear to hear the truth you've spoken
Twisted by knaves to make a trap for fools,
Or watch the things you gave your life to broken,
And stoop and build them up with worn-out tools.

If you can make one heap of all your winnings,
And risk it on one turn of pitch and toss
And lose, and start again at your beginnings,
And never breathe a word about your loss.
If you can force your heart and nerve and sinew
To serve your twin long after they are gone,
And so hold on when there is nothing in you
Except the will which says to them, "Hold On."

If you can talk with crowds and keep your virtue,
Or walk with Kings—nor lose the common touch.
If neither foes nor loving friends can hurt you,
If all men count with you but none too much.
If you can fill the unforgiving minute
With sixty seconds' worth of distance run,
Yours is the Earth and everything that's in it,
And—what is more—you'll be a Man, my son!

I thank you.

The SPEAKER. A delightful interlude—I would welcome one like that every day.

RECESS

Mr. McCANN. Mr. Speaker, I ask unanimous consent of the House to hold a Democratic Caucus for a period of forty-five minutes, from 5:00 o'clock to 5:45.

The SPEAKER. The gentleman from Greene, Mr. McCann, the Majority Leader, asks permission of the House to hold a Democratic Caucus for the period of three-quarters of an hour.

The Chair hears no objection and declares a 45-minute recess.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 91, entitled:

An Act amending the "1937 Magistrates' Court Act," approved June 15 1937 (P L 1743) requiring stenographic reports to be available within ten days and making them available to the Defenders Association of Philadelphia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 211, entitled:

An Act amending "The Vehicle Code" approved May 1 1929 (P L 905) making persons over sixteen years of age subject to the penal provisions of the act

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 221, entitled:

An Act amending "The Administrative Code of 1929," approved April 9 1929 (P L 177) providing for the supervision of the Department of Property and Supplies over the construction and alteration of buildings and over the plans and specifications thereof

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 257, entitled:

An Act amending the "Public Assistance Law," approved June 24 1937 (P L 2051) further prescribing qualifications as a prerequisite to receiving assistance and defining the rights of assignees of encumbrances held by the Commonwealth against real property of recepients of public assistance

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 274, entitled:

An Act providing leaves of absence with pay for certain employes of the Commonwealth and of political subdivisions for purpose of attending conventions

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 377, entitled:

An Act amending the "Pennsylvania Turnpike Delaware River Extension Act" approved May 23 1951 (P L 335) increasing the compensation of viewers

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 414, entitled:

An Act amending "The Mental Health Act of 1951" approved June 12 1951 (P L 533) adding and changing defini-

tions and providing that the estate of persons liable for the support of patients shall not be liable subsequent to the death of said persons liable for support

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 426, entitled:

An Act amending "The Mental Health Act of 1951" approved June 12 1951 (P L 533) changing the name of the Selinsgrove State Colony for epileptics

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 456, entitled:

An Act creating the State Commission on Aging and defining its powers and duties

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 458, entitled:

An Act amending the "Public Assistance Law," approved June 24 1937 (P L 2051) prescribing penalties for persons who defraud or attempt to defraud the Commonwealth in certain cases

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 499, entitled:

An Act amending the "Motor Vehicle Safety Responsibility Act" approved June 1 1945 (P L 1340) by changing the short title of the act

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 501, entitled:

An Act amending the act of May 11 1911 (P L 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures * * *" requiring that inspectors appearing for the Commonwealth in prosecutions be furnished with a certified copy of the transcript or record

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 521, entitled:

An Act authorizing the use of certified mail in lieu of registered mail

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 545, entitled:

An Act amending the "Second Class County Code" approved July 28 1953 (P L 723) further regulating contracts and purchases

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 561, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 98.918 acres more or less of land situate in Kilbuck Township Allegheny County

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 575, entitled:

An Act authorizing facsimile signatures and seals of certain public officials imposing duties upon the Secretary of the Commonwealth and providing penalties

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 600, entitled:

An Act amending the act of April 9 1929 (P L 177) entitled "The Administrative Code of 1929" providing as to the supervision of the Department of Property and Supplies for the protection of State office buildings and grounds

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 603, entitled:

An Act limiting actions accruing outside the Commonwealth of Pennsylvania

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 605, entitled:

An Act authorizing the Department of Property and Supplies to convey a certain parcel of land situate in Bear Creek Township Luzerne County Pennsylvania in exchange for another parcel of land situate in Bear Creek Township County of Luzerne.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 606, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell a cer-

tain parcel of land situate in the City of Scranton County of Lackawanna.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 607, entitled:

An Act authorizing the Governor under certain conditions to transfer certain funds to the Special Disaster Relief Fund to meet extreme emergencies and making appropriations necessary to effect such transfers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 608, entitled:

An Act to further the economic development of the Commonwealth providing for an economic message by the Governor creating a Governor's Council for Economic Development and an Interdepartmental Economic Advisory Committee and defining the powers and duties of these agencies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 644, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) further regulating bonds to be given for protection of labor and materialmen.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 694, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) providing for payment to organizations of Gold Star Mothers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 150, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

REPORT FROM COMMITTEE

Mr. BRETH from the Committee on Rules, reported as amended, Senate Bill No. 309, entitled:

An Act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointmnt term of office or of service removal and manner of filling vacancies fixing the salary of the Director of the Legislative Reference Bureau and making appropriation.

Mr. BRETH asked unanimous consent that Senate Bill No. 309 be read for the first time.

PARLIAMENTARY INQUIRY

Mr. GOLDSTEIN. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman from Allegheny will state it.

Mr. GOLDSTEIN. Mr. Speaker, can a bill be read for the first time with unanimous consent if it has been amended?

The SPEAKER. It can be read by unanimous consent or suspension of the Rule.

Mr. GOLDSTEIN. By suspension, Mr. Speaker?

The SPEAKER. It could be.

Mr. GOLDSTEIN. Mr. Speaker, have the Rules been suspended as yet?

The SPEAKER. The Chair asked the House whether it would give its unanimous consent, and the Chair heard no objection.

Mr. GOLDSTEIN. I object.

The SPEAKER. The Chair hears the objection, and consent is not granted.

REPORTS FROM COMMITTEE

Mr. PURSLEY from the Committee on Counties, reported as committed, House Bill No. 463, entitled:

An Act amending the act of March 17, 1921 (P. L. 32), entitled "An act authorizing the erection and construction by counties of memorial halls * * *," requiring memorial halls to contain rooms for meetings of the Italian American War Veterans of the United States, Incorporated.

Mr. SAKULSKY from the Committee on Counties, reported as committed, House Bill No. 464, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing appropriations to posts of the Italian American War Veterans of the United States, Incorporated, to defray the costs of Memorial Day and Armistice Day.

Mr. ROVANSEK from the Committee on Labor Relations, reported as amended, House Bill No. 611, entitled:

An Act amending "The Vocational Rehabilitation Act of one thousand nine hundred forty-five," approved May 22, 1945 (P. L. 849), changing the definition of vocational rehabilitation; expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

Mr. RUDISILL from the Committee on Counties, reported as committed, Senate Bill No. 31, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" increasing the amount commissioners may spend in contracts without advertising.

Mr. DEVLIN from the Committee on Rules, reported as committed, House Resolution No. 27.

Mr. DEVLIN from the Committee on Rules, reported as committed, House Resolution No. 37.

BILL RE-REFERRED

Mr. WARGO from the Committee on Labor Relations, returned with the recommendation that it be re-referred to the Committee on Workmen's Compensation, House Bill No. 558, entitled:

An Act amending the "Unemployment Compensation

Law" approved December 5, 1936 (1937 P. L. 2897) increasing compensation in certain cases.

The SPEAKER: The bill is re-referred to the Committee on Workmen's Compensation.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 324, entitled:

An Act to provide for the better protection of the health general welfare and property of the people of the Commonwealth by the control abatement and prevention of the pollution of the air by smoke dust fume gas odor mist vapor pollens and similar matter or any combination thereof . . . conferring rights on persons aggrieved.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. HAMILTON. Mr. Speaker, I move that this bill be recommitted to the Committee on Game and Conservation for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 572, entitled:

An Act amending the act of August 20, 1953 (P. L. 1212) entitled "An act providing for the study of the problems of alcoholism . . ." making clinical and hospital facilities available to both sexes.

And said bill having been read at length the second time and greed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 665, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) changing the short title defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increases . . .

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. WHEELER. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for amendment.

On the question,

Will the House agree to the motion?

Mr. A. W. JOHNSON. I rise for the purpose of asking the Members on this side of the House to support the motion to recommit.

The bill that is before us really was hastily drawn. There are many, many, many things in the bill that no one really contemplated would be in such a measure.

For instance in this Tax Policy Committee report it says that we shall tax anew or for the first time repair charges and service charges. When the bill was written instead of saying repair of personal property or servicing of personal property the language says repairs, installation and application of personal property.

That is a tremendously broad assertion. Installing of personal property could be interpreted to mean the erection of a home. Under present law the material in a home is taxable but if the labor were, say, $5 thousand it would be subject to the sales tax under this broad language in the bill. I am sure that Governor Lawrence and the Tax Policy Committee did not intend that to be true.

Likewise, that language would include putting a new roof on your home, or installing new appliances of all types, painting of your house, and things of that nature. In other words that language is so broad that it could cover practically all activity in the Commonwealth having to do with installing and applying personal property.

I am just pointing this out to the House so that you will realize that a careful reading of this bill from page to page will find new language, new innuendoes, new things that should not be in the bill. For the sake of the people of this state and for the sake of job opportunities the bill should go back to Committee and be rewritten in the form that was intended by the Tax Policy Committee.

I therefore ask the Members on this side of the House to support the motion.

Mr. McCANN. Mr. Speaker, the statements the gentleman has made here on the floor today are absolutely clear and correct as far as the bill on the calendar, Printer's No. 98 is concerned. There never was any question, there never was any intent, and there never was any desire to pass 665 in the form of the Printer's No. that is now on the calendar. Amendments had been prepared which were defined very clearly, that the predominant use feature shall exist as exists now in the Selective Sales Tax law.

Each of these items that are a part of the Hood-Kennedy Tax Study Commission report and the features as outlined in the sales tax bill should be absolutely clear. The amendments were prepared, the amendments were ready, and the amendments were given to the gentleman from McKean, Mr. Johnson, so that he would have an opportunity to check these very carefully and examine the contents of each of the features that was being amended.

Therefore the bill as written was a general sales tax bill defining exemptions, which is exactly opposite of existing law which is the selective sales tax, defining the items that are taxable. In this case this bill is going back to Committee and the bill will be amended. In each instance it was never the intention, and never a thought of taxing those items which are a part of the bill known as Printer's No. 98.

The amendments were ready, but in a policy decision it has been established they are to be absolutely clear, so there will be no denial, that each of these will meet the wishes of the Hood-Kennedy Tax Study Commission as far as the Selective Sales Tax and Use Tax, is concerned.

I ask the Members on this side of the House to support the motion to recommit the bill to the Committee on Ways and Means.

Mr. A. W. JOHNSON. Mr. Speaker, in answer to the gentleman, and in further statement with respect to the

motion to recommit, I want to say that I was in Philadelphia last Thursday to the conference on Job Opportunity and a new business climate in Pennsylvania.

There were over a thousand people at this luncheon. The speakers were the Governor of Pennsylvania and Clifford Hood, a member of the Tax Policy Committee. I heard both of them speak glowingly of the great things that are going to happen in Pennsylvania for business. I thought to myself as I sat there and listened, I am wondering if the Governor of Pennsylvania has read the sales tax bill on the calendar; I am wondering if Mr. Clifford Hood has read the sales tax bill on the calendar.

The gentleman mentioned that they had amendments prepared and were going to correct some of the things that were contained in the bill, but my point is why was such a bill drafted in the first place. Somebody carefully, meticuously, advisably and slowly and with premeditation, section by section, put things in that bill to do something to everybody, I do not say that Mr. McCann was a part of it, or that the Governor was a part of it, or that Mr. Hood was a part of it. I just mentioned at random the broad words of "installing," "repairing," and doing those things to personal property.

I could tell you how the bill would destroy job opportunities in Pennsylvania. As far as the businessman was concerned, all of the safeguards that had been written into the bill during the last four years were ripped out of this particular bill. It not only hurt the average person, but it hurt the businessman also. Everybody was severely slapped with this bill, I grant that you have now drafted amendments which may or may not cure what is wrong with the bill, the things that are done in it.

As I say, I do not believe that on Thursday when Governor Lawrence said "What I am going to do to create new jobs in this state and bring business into Pennsylvania," he had read House Bill 665, because had he read that bill he could not have stood before those one thousand business leaders of this state and have said the things that he was going to do. There is no point here this afternoon to point out all of those things, because the bill is going back to Committee and we are given to understand they are going to be ripped out of the bill. But whoever drafted the bill did not have the welfare of business and the people of this state at heart. They were after somebody, and I am sure Mr. McCann, you and the rest of you were not part of it, but the bill should rightfully go back to Committee and come out the way the Hood-Kennedy report says that it should be. Follow the recommendations of that report as the framers of that report intended.

So again I am asking our side of the House to support the bill.

Mr. McCORMACK. Mr. Speaker, I would like to interrogate the Majority Leader—rather the gentleman from McKean.

The SPEAKER. Will the Minority Leader permit himself to be interrogated?

Mr. A. W. JOHNSON. They say you were right the first time.

Mr. McCORMACK. Did the gentleman from McKean, Mr. Speaker, mean to imply that if this bill is amended to conform exactly and specifically with the request of the Hood-Kennedy Commission that you would give us the votes to pass the bill?

Mr. A. W. JOHNSON. No, I did not say that.

Mr. McCORMACK. Well, would you answer that now?

Mr. A. W. JOHNSON. That is entirely . . .

The SPEAKER. That is not a proper interrogation.

Mr. McCORMACK. I withdraw the question, Mr. Speaker.

The SPEAKER. It is not relevant to the motion to recommit.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 76, entitled:

An Act amending the act of June 5, 1947 (P. L. 458) entitled as amended "Parking Authority Law" increasing the minimum amount for which an Authority may contract or purchase without bids.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

RECONSIDERATION OF VOTE ON HOUSE BILL No. 135

Mr. SHERMAN. Mr. Speaker, I move that the vote by which House Bill No. 135, Printer's No. 48, entitled:

"An Act providing that in actions of trespass founded upon negligence the contributory negligence of a plaintiff shall not bar recovery unless such contributory negligence is a proximate cause of his injury."

was defeated on final passage Tuesday, March 3, 1959, be reconsidered.

Mr. DEVLIN. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Sherman vote on the final passage of this bill?

Mr. SHERMAN. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Allegheny, Mr. Devlin vote on the final passage of this bill?

Mr. DEVLIN. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. SHERMAN. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 141, Printer's No. 123

was passed over at the request of the SPEAKER pro tempore.

BILLS ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. BOIES.

The House resumed the consideration on final passage of House Bill No. 313, entitled:

An Act amending "The Dental Law" approved May 1, 1933 (P. L. 216) changing the definition of the "practice of dentistry" and changing penalties relating to dental technicians.

On the question recurring,

Shall the bill pass finally?

Mr. SHERMAN. Mr. Speaker, I yield to Mr. Silverman to talk first against the bill.

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Silverman.

Mr. SILVERMAN. Mr. Speaker, due to the late hour I am again going to make my remarks very brief.

I again reiterate my opposition to this bill in that it cures absolutely nothing. The bill would invoke a rather hard penalty, a severe penalty, on dental technicians who may suffer from negligence on the part of dentists who order dental work done and tell the technician, "I will send you a prescription a little later on."

The present penalty is $50 and can be disposed of before the magistrate. The bill, as it is presently written, would raise that penalty to $500 and would make it a criminal offense triable in the courts of record. I see no reason for giving these men who might be the innocent victims of a dentist's negligence—I see no reason to make them criminals and impose such a severe fine or a criminal sentence.

I therefore ask this body to vote "No" on this bill.

Mr. SHERMAN. Mr. Speaker, I had hopes that this bill would have been amended which would have given me no cause for speaking against the bill. There have been several people who have called me with reference to it, and I have spoken to both dentists and technicians, but what I have to say is based on actual practical experience regardless of the framing of the bill, and regardless of whether it may be a department bill or not.

There is no doubt that the bill can be passed here and in the Senate, and if any enforcement measure is taken on the bill it will be taken by the Department of Public Instruction and not by the Attorney General's office.

This bill makes some additions. Whereas this bill has a summary conviction action, it now makes it a misdemeanor (page 6 of the bill), and increases the fine and penalty from $50, in the way of a summary conviction, giving reason for any magistrate to impose that fine to a matter that can be both $500 fine and six months' in jail. That means both, either or both. I submit that, from practical experience, under no circumstances would the Department of Public Instruction appoint anyone who had wished to get as such, or anyone that makes a mere mistake in case you or I happen to call upon a dental technician to go ahead and order a plate or make any correction whatsoever, unless he does it on department forms and, if necessary, have specific diagrams to get around the thing, and that is all in the bill. Under no circumstances could there be any settlement before a magistrate's court or any settlement prior to the actual appearance in court and prior to that man's actual appearance before a judge.

The Department of Public Instruction has stated, from my own practical experience, to the effect that under no circumstances could there be any settlement under the maximum fine and punishment in this case. I have spoken to attorneys for the Attorney General's Office who have handled similar legislation and none of the Attorneys General are in favor of this bill or bills along this kind or line. I have spoken to investigators for the Attorney General's office who have cause or reason to investigate cases of this kind, and none of them are in favor of it because they realize that upon the first penalty, or the first fault of a dental technician or dentist that the maximum fine can be imposed, and not only that, but he can be dragged to court, whereas heretofore at least there was some discretion on the part of the magistrate or someone before it reached the court.

Therefore, I claim the bill goes pretty far in its amendments and I ask your support against the bill, because it does impose a powerful weapon in the Department of Public Instruction to overrule the Attorney General's office, and any investigators, and insist upon the extreme penalty regardless of how small the offense and regardless of the fact that it was committed for the first time.

Mr. BOIES. Mr. Speaker, the only objection from any source that we have been able to find has come from the chiselers, the laboratory chiselers, who are out to make a fast buck. The Laboratory Association, the Dental Association are behind this bill.

The laboratories who are not ehtical, who do dental work on their own, contrary to the law, are the people who object to the amendment to this bill. The original Act calls for a fine of up to $500 maximum for violation of the Act. This amendment, called the Prescription Act, was added I believe in 1955, and for some reason the penalty was made $50. Now all the Dental Association is asking is that the penalty for violation in one instance should be the same as in all the rest of the instances, and that the maximum shall be the same as the rest of the Act up to $500.

There is no excuse for anybody violating the prescription part of the Act, because no laboratory has the right to deliver finished dental work to a dentist without getting a prescription for it, or without having the prescription before he does the work. There is no excuse for it except for the fact that they are trying to chisel.

Now I am no attorney, but I am under the impression that any act that has the maximum penalty, the maximum penalty can be put on for the first violation. Mr. Sherman objects to the possibility of a maximum penalty for a first violation, but I believe that is true in any law and I do not know of any court that gives out a maximum penalty for a first violation. I have never heard of the dental law being violated and anybody being fined $500 in all the years that I have been a dentist, and I ask the Members of the House to support the ethical practitioner and the ethical laboratory and vote for this amendment.

Mr. MAXWELL. Mr. Speaker, as a legitimate practising dentist, if this were a bad bill, I would be the first one to get on this floor and scream to high heaven against it. There is no legitimate dentist or legitimate ethical technician in this Commonwealth opposed to this bill.

Therefore, I am asking the Members of this House to vote for the bill. It is a good bill.

Mr. SCHWARTZ. Mr. Speaker, I would like to interrogate the last speaker, if I may, Dr. Maxwell.

The SPEAKER. Will the gentleman from Westmoreland permit himself to be interrogated?

Mr. MAXWELL. I shall, Mr. Speaker.

Mr. SCHWARTZ. Mr. Speaker, my request is a rather simple one. We have heard from time immemorial here in the House about a lawyers' bill. I merely want to ask the gentleman whether this is a dentists' bill.

Mr. MAXWELL. I would say it is, Mr. Speaker.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Gailey,	McDonald,	Rovansek,
Anderson,	Gallagher,	McInroy,	Royer,
Arlene,	Garlock,	McKeever,	Rudisill,
Ashton,	George,	McLaughlin,	Sakulsky,
Auker,	Gibb,	Machmer,	Scarcelli,
Balthaser,	Gibson,	Magee,	Schaaf,
Barton,	Goldstein,	Mahan,	Schuster,
Blair,	Goodrich,	Markley,	Schwartz,
Boies,	Gramlich,	Maxwell,	Seltzer,
Bonner,	Guthrie,	Meholchick,	Shupnik,
Boris,	Hamilton,	Merry,	Snare,
Bower,	Haudenshield,	Mihm,	Snider,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Moran,	Stimmel,
Buchanan,	Holliday,	Muldowney,	Stone,
Burns,	Horst,	Mullen,	Stoner,
Capano,	Irvis,	Munley,	Strausser,
Capitolo,	Isaacs,	Murphy, A.J., Jr.,	Stroup,
Cioffi,	Jenkins,	Murphy, P. J.,	Sullivan,
Clarke,	Jim,	Murray, H. P.	Taylor,
Comer,	Johnson, A. W.,	Murray, J. J.,	Tompkins,
Cooper,	Johnson, R.,	Murray, P. G.,	Ujobai,
Crossin,	Jones, T. H. W.,	Musto,	Varallo,
Curwood,	Jump,	Naugle,	Varner,
Davis,	Kamyk,	Needham,	Verona,
Dengler,	Kee,	Nelson,	Wall,
Dennison,	Keiser,	O'Dell,	Walsh,
Devlin,	Kernaghan,	O'Donnell, J. A.,	Wargo,
Donahue,	Kessler,	O'Donnell, J. P.,	Weidner,
Donaldson,	Kooker,	Odorisio,	Welsh,
Dougherty,	Korns,	Ogilvie,	Wescott,
Down,	Kovolenko,	O'Neil,	Wheeler,
Edwards,	Kubitsky,	Parlante,	Whittaker,
Eilberg,	Lamb,	Pashley,	Williams,A.D.,Jr.,
Eshback,	Lee, A. M.,	Perry, H. H.,	Williams, E. S.,
Eshleman,	Lee, K. B.,	Petrosky,	Willard,
Ewing,	Leonard,	Polaski,	Willaredt,
Fetterolf,	Light,	Polen,	Wilt,
Filo,	Limper,	Prendergast,	Wood.
Fineman,	Lippincott,	Price.	Worley,
Flynn,	Lopresti,	Pursley,	Wynd,
Foerster,	Luigard,	Reibman,	Yatron,
Fox,	Lutty,	Reidenbach,	Yetter,
Frank,	McCandless,	Renwick,	Zimmerman,
Frascella,	McCann,	Rigby,	Andrews,
Fulmer,	McCormack,	Riley,	Speaker

NAYS—7

Cianfrani,	Farabaugh,	Perry, P. E.,	Silverman,
Dennis,	Gelfand,	Sherman,	

NOT VOTING—7

Bell,	Holt,	Kornick,	Trusio,
Floyd,	Knecht,	Thompson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER. The Chair requests the gentleman from Cambria, Mr. Lopresti, to preside temporarily.

Mr. LOPRESTI IN THE CHAIR.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Petrosky.

The House resumed the consideration on final passage of House Bill No. 252, entitled:

An act amending "The Borough Code" approved May 4, 1927 (P. L. 519) increasing the limitation on the salaries of burgesses.

On the question recurring,

Shall the bill pass finally?

Mr. PETROSKY. Mr. Speaker, just a moment of explanation on this bill or proposal before us. Several days ago there was a bi-partisan committee of the House, and in deference to them we placed this bill on the final passage postponed calendar.

Now this is a permissive proposal of raising the ceiling of the salaries of the burgesses of boroughs.

In most instances, in many instances I should say, the burgesses do not accept a salary. However, we do have some small boroughs that have very good and capable administrative heads, possibly the heads of these boroughs or municipalities come under a category of retired personnel, having retired at a very small retirement annuity, and in allowing a slight maximum in the raise of the burgesses' salaries the authority remains in the hands of the Borough Council, as the raise is only permissive, providing the borough council passes its ordinance allowing the head of that municipality to receive a little more money.

Whether it is necessary? I say, yes. In many cases that I know of we have good administrative heads. There is a necessity for this and I would like to have the Members of the House vote for this proposal.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—135

Agnew,	Frascella,	Markley,	Rudisill,
Anderson,	Fulmer,	Maxwell,	Sakulsky,
Arlene,	Gailey,	Meholchick,	Scarcelli,
Balthaser,	Gallagher,	Mihm,	Schaaf,
Boies,	Garlock,	Mills,	Schuster,
Bonner,	Gelfand,	Monroe,	Schwartz,
Boris,	Gibb,	Moran,	Sherman,
Bowman,	Goodrich,	Muldowney,	Shupnik,
Branca,	Guthrie,	Mullen,	Silverman,
Breth,	Hamilton,	Munley,	Snare,
Buchanan,	Heavey,	Murphy, A.J., Jr.,	Snider,
Burns,	Heffner,	Murray, J. J.,	Stank,
Capano,	Helm,	Musto,	Steckel,
Capitolo,	Holliday,	Naugle,	Stevens,
Cianfrani,	Irvis,	Needham,	Stimmel,
Cioffi,	Jenkins,	Nelson,	Stone,
Clarke,	Jim,	O'Donnell, J. A.,	Strausser,
Comer,	Jump,	O'Donnell, J. P.,	Sullivan,
Crossin,	Kamyk,	Ogilvie,	Taylor,
Curwood,	Korns,	O'Neil,	Ujobai,
Dengler,	Kovolenko,	Parlante,	Varallo,
Dennis,	Lamb,	Pashley,	Varner,
Devlin,	Leonard,	Perry, H. H.,	Verona,
Donaldson,	Limper,	Perry, P. E.,	Wall,
Dougherty,	Lopresti,	Petrosky,	Wargo,
Eilberg,	Luigard,	Polaski,	Welsh,
Eshback,	Lutty,	Polen,	Wescott,
Farabaugh,	McCann,	Prendergast,	Wheeler,
Filo,	McCormack,	Price,	Williams, E. S.,

Fineman,	McDonald,	Reibman,	Worley,
Floyd,	McKeever,	Reidenbach,	Wynd,
Flynn,	McLaughlin,	Renwick,	Yatron,
Foerster,	Machmer,	Riley,	Yetter,
Frank,	Mahan,	Rovansek,	Zimmerman,

NAYS—65

Ashton,	Fox,	Kooker,	Odorisio,
Auker,	George,	Kubitsky,	Pursley,
Barton,	Gibson,	Lee, A. M.,	Rigby,
Blair,	Goldstein,	Lee, K. B.,	Royer,
Bower,	Gramlich,	Light,	Seltzer,
Brenninger,	Haudenshield,	Lippincott,	Stewart,
Brown,	Henzel,	McCandless,	Stoner,
Cooper,	Hocker,	McInroy,	Stroup,
Davis,	Horst,	Magee,	Tompkins,
Dennison,	Isaacs,	Merry,	Weidner,
Donahue,	Johnson, R.,	Miller, B. Z.,	Whittaker,
Down,	Jones, T. H. W.,	Miller, H. G.,	Williams, A.D., Jr.,
Edwards,	Kee,	Murphy, P. J.,	Willard,
Eshleman,	Keiser,	Murray, H. P.	Willaredt,
Ewing,	Kernaghan,	Murray, P. G.,	Wilt,
Fetterolf,	Kessler,	O'Dell,	Wood,

NOT VOTING—9

Bell,	Knecht,	Thompson,	Walsh,
Holt,	Kornick,	Trusio,	Andrews,
Johnson, A. W.,			Speaker

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1, entitled as follows:

An Act amending the "World War II Veterans' Compensation Act" approved June 11, 1947 (P. L. 565) extending the time during which applications may be filed for veterans' compensation.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Agnew,	Frascella,	McCormack,	Rovansek,
Anderson,	Fulmer,	McDonald,	Royer,
Arlene,	Gailey,	McInroy,	Rudisill,
Ashton,	Gallagher,	McKeever,	Sakulsky,
Auker,	Garlock,	McLaughlin,	Scarcelli,
Balthaser,	Gelfand,	Machmer,	Schaaf,
Barton,	George,	Magee,	Schuster,
Blair,	Gibb,	Mahan,	Schwartz,
Boris,	Gibson,	Markley,	Seltzer,
Bower,	Goldstein,	Maxwell,	Sherman,
Bonner,	Goodrich,	Meholchick,	Shupnik,
Boies,	Gramlich,	Merry,	Silverman,
Bowman,	Guthrie,	Mihm,	Snare,
Branca,	Hamilton,	Miller, B. Z.,	Snider,
Brenninger,	Haudenshield,	Miller, H. G.,	Stank,
Breth,	Heavey,	Mills,	Steckel,
Brown,	Heffner,	Moran,	Stevens,
Buchanan,	Helm,	Monroe,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Munley,	Stoner,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Irvis,	Murphy, P. J.,	Stroup,
Clarke,	Isaacs,	Murray, H. P.,	Sullivan,
Comer,	Jenkins,	Murray, J. J.,	Taylor,
Cooper,	Jim,	Murray, P. G.,	Tompkins,
Crossin,	Johnson, A. W.,	Musto,	Ujobai,
Curwood,	Johnson, R.,	Naugle,	Varallo,
Davis,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennis,	Kamyk,	O'Dell,	Wall,
Dennison,	Kee,	O'Donnell, J. A.,	Walsh,
Devlin,	Keiser,	O'Donnell, J. P.,	Wargo,
Donahue,	Kernaghan,	Odorisio,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Korns,	Parlante,	Wheeler,
Edwards,	Kovolenko,	Pashley,	Whittaker,
Eilberg,	Kubitsky,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Lamb,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lee, A. M.,	Petrosky,	Willard,
Ewing,	Lee, K. B.,	Polaski,	Willaredt,
Farabaugh,	Leonard,	Polen,	Wilt,
Fetterolf,	Light,	Prendergast,	Wood,
Filo,	Limper,	Price,	Worley,
Fineman,	Lippincott,	Pursley,	Wynd,
Floyd,	Lopresti,	Reibman,	Yatron,
Flynn,	Luigard,	Reidenbach,	Yetter,
Foerster,	Lutty,	Renwick,	Zimmerman,
Fox,	McCandless,	Rigby,	Andrews,
Frank,	McCann,	Riley,	Speaker

NAYS—0

NOT VOTING—6

Bell,	Knecht,	Thompson,	Trusio,
Holt,	Kornick,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 44, Printer's No. 100,

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 77, entitled as follows:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) prohibiting the coloring or dyeing of chickens ducks or rabbits and prohibiting the sale of colored or dyed chickens ducks and rabbits.

On the question,

Will the House agree to the bill on third reading?

Mrs. B. Z. MILLER, Mrs. KOOKER, and Mrs. REIBMAN asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, third line of Title, by striking out "coloring or dyeing of chickens, ducks or rabbits" and inserting "sale of chicks, rabbits, ducklings and other fowl under two months of age in any quantity less than six."

Amend Title, page 1, fourth line of Title, by inserting after "of": "certain."

Amend Title, page 1, fourth and fifth lines of Title, by striking out "chickens ducks and rabbits" and inserting "chicks, rabbits, ducklings and other fowl and providing penalties."

Amend Sec. 1 (Sec. 941.1), page 2, lines 1 to 6, by striking out all of said lines and inserting:

"Section 941.1. Sale of Colored Chicks. Rabbits, Ducklings and Other Fowl.—(a) It shall be unlawful for any person, to sell or offer for sale, barter or give away living baby chicks, rabbits, ducklings or other fowl, under two months of age, in any quantity less than six.

"(b) It shall be unlawful for any person, to sell, offer for sale, barter, give away, or display living baby chicks, rabbits, ducklings, or other fowl which have been dyed,

colored or otherwise treated so as to impart to them an artificial color.

"(c) This act shall not be construed to prohibit the sale or display of natural baby chicks, rabbits, ducklings or other fowls in proper facilities by hatcheries or stores engaged in the business of selling them for commercial purposes.

"(d) Any person violating the provisions of this act shall, upon conviction thereof in a summary proceeding, be sentenced to pay a fine not exceeding fifty dollars ($50) or undergo imprisonment for a period not exceeding thirty days, or both."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 134, entitled as follows:

An Act providing for the recording of specified forms of stipulations of general mortgage provisions and of short form mortgages defining the effect and construction to be given thereto.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Agnew,	Frascella,	McCormack,	Rovansek,
Anderson,	Fulmer,	McDonald,	Royer,
Arlene,	Gailey,	McInroy,	Rudisill,
Ashton,	Gallagher,	McKeever,	Sakulsky,
Auker,	Garlock,	McLaughlin,	Scarcelli,
Balthaser,	Gelfand,	Machmer,	Schaaf,
Barton,	George,	Magee,	Schuster,
Blair,	Gibb,	Mahan,	Schwartz,
Boles,	Gibson,	Markley,	Seltzer,
Bonner,	Goldstein,	Maxwell,	Sherman,
Boris,	Goodrich,	Meholchick,	Shupnik,
Bower,	Gramlich,	Merry,	Silverman,
Bowman,	Guthrie,	Mihm,	Snare,
Branca,	Hamilton,	Miller, B. Z.,	Snider,
Brenninger,	Haudenshield,	Miller, H. G.,	Stank,
Breth,	Heavey,	Mills,	Steckel,
Brown,	Heffner,	Monroe,	Stevens,
Buchanan,	Helm,	Moran,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Munley,	Stoner,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Irvis,	Murphy, P. J.,	Stroup,
Clarke,	Isaacs,	Murray, H. P.	Sullivan,
Comer,	Jenkins,	Murray, J. J.,	Taylor,
Cooper,	Jim,	Murray, P. G.,	Tompkins,
Crossin,	Johnson, A. W.,	Musto,	Ujobai,
Curwood,	Johnson, R.,	Naugle,	Varallo,
Davis,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennis,	Kamyk,	O'Dell,	Wall,
Dennison,	Kee,	O'Donnell, J. A.,	Walsh,
Devlin,	Keiser,	O'Donnell, J. P.,	Wargo,
Donahue,	Kernaghan,	Odorisio,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Korns,	Parlante,	Wheeler,
Edwards,	Kovolenko,	Pashley,	Whittaker,
Eilberg,	Kubitsky,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Lamb,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lee, A. M.,	Petrosky,	Willard,
Ewing,	Lee, K. B.,	Polaski,	Willaredt,
Farabaugh,	Leonard,	Polen,	Wilt,
Fetterolf,	Light,	Prendergast,	Wood,
Filo,	Limper,	Price,	Worley,
Fineman,	Lippincott,	Pursley,	Wynd,
Floyd,	Lopresti,	Reibman,	Yatron,
Flynn,	Luigard,	Reidenbach,	Yetter,
Foerster,	Lutty,	Renwick,	Zimmerman,
Fox,	McCandless,	Rigby,	Andrews,
Frank,	McCann,	Riley,	Speaker

NAYS—0

NOT VOTING—6

Bell,	Knecht,	Thompson,	Trusio,
Holt,	Kornick,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 142, entitled as follows:

An Act amending the "Pennsylvania Election Code" approved June 3 1937 (P L 1333) changing the provisions relating to the nomination of candidates for public office by nomination papers and the filing fees therefor

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Agnew,	Frascella,	McCormack,	Rovansek,
Anderson,	Fulmer,	McDonald,	Royer,
Arlene,	Gailey,	McInroy,	Rudisill,
Ashton,	Gallagher,	McKeever,	Sakulsky,
Auker,	Garlock,	McLaughlin,	Scarcelli,
Balthaser,	Gelfand,	Machmer,	Schaaf,
Barton,	George,	Magee,	Schuster,
Blair,	Gibb,	Mahan,	Schwartz,
Boles,	Gibson,	Markley,	Seltzer,
Bonner,	Goldstein,	Maxwell,	Sherman,
Boris,	Goodrich,	Meholchick,	Shupnik,
Bower,	Gramlich,	Merry,	Silverman,
Bowman,	Guthrie,	Mihm,	Snare,
Branca,	Hamilton,	Miller, B. Z.,	Snider,
Brenninger,	Haudenshield,	Miller, H. G.,	Stank,
Breth,	Heavey,	Mills,	Steckel,
Brown,	Heffner,	Monroe,	Stevens,
Buchanan,	Helm,	Moran,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Munley,	Stoner,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Irvis,	Murphy, P. J.,	Stroup,
Clarke,	Isaacs,	Murray, H. P.	Sullivan,
Comer,	Jenkins,	Murray, J. J.,	Taylor,
Cooper,	Jim,	Murray, P. G.,	Tompkins,
Crossin,	Johnson, A. W.,	Musto,	Ujobai,
Curwood,	Johnson, R.,	Naugle,	Varallo,
Davis,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennis,	Kamyk,	O'Dell,	Wall,
Dennison,	Kee,	O'Donnell, J. A.,	Walsh,
Devlin,	Keiser,	O'Donnell, J. P.,	Wargo,
Donahue,	Kernaghan,	Odorisio,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Korns,	Parlante,	Wheeler,
Edwards,	Kovolenko,	Pashley,	Whittaker,
Eilberg,	Kubitsky,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Lamb,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lee, A. M.,	Petrosky,	Willard,

Ewing,	Lee, K. B.,	Polaski,	Willaredt,
Farabaugh,	Leonard,	Polen,	Wilt,
Fetterolf,	Light,	Prendergast,	Wood,
Filo,	Limper,	Price,	Worley,
Fineman,	Lippincott,	Pursley,	Wynd,
Floyd,	Lopresti,	Reibman,	Yatron,
Flynn,	Luigard,	Reidenbach,	Yetter,
Foerster,	Lutty,	Renwick,	Zimmerman,
Fox,	McCandless,	Rigby,	Andrews,
Frank,	McCann,	Riley,	Speaker

NAYS—0

NOT VOTING—6

Bell,	Knecht,	Thompson,	Trusio,
Holt,	Kornick,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 166, entitled as follows:

A Joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania increasing the borrowing capacity of school districts

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Agnew,	Frascella,	McCormack,	Rovansek,
Anderson,	Fulmer,	McDonald,	Royer,
Arlene,	Gailey,	McInroy,	Rudisill,
Ashton,	Gallagher,	McKeever,	Sakulsky,
Auker,	Garlock,	McLaughlin,	Scarcelli,
Balthaser,	Gelfand,	Machmer,	Schaaf,
Barton,	George,	Magee,	Schuster,
Blair,	Gibb,	Mahan,	Schwartz,
Bonner,	Gibson,	Markley,	Seltzer,
Boles,	Goldstein,	Maxwell,	Sherman,
Boris,	Goodrich,	Meholchick,	Shupnik,
Bower,	Gramlich,	Merry,	Silverman,
Bowman	Guthrie,	Mihm,	Snare,
Branca,	Hamilton,	Miller, B. Z.,	Snider,
Brenninger,	Haudenshield,	Miller, H. G.,	Stank,
Breth	Heavey,	Mills,	Steckel,
Brown,	Heffner,	Monroe,	Stevens,
Buchanan,	Helm,	Moran,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Munley,	Stoner,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Irvis,	Murphy, P. J.,	Stroup,
Clarke,	Isaacs,	Murray, H. P.	Sullivan,
Comer,	Jenkins,	Murray, J. J.,	Taylor,
Cooper,	Jim,	Murray, P. G.,	Tompkins,
Crossin,	Johnson, A. W.,	Musto,	Ujobai,
Curwood,	Johnson, R.,	Naugle,	Varallo,
Davis,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennis,	Kamyk,	O'Dell,	Wall,
Dennison,	Kee,	O'Donnell, J. A.,	Walsh,
Devlin,	Keiser,	O'Donnell, J. P.,	Wargo,
Donahue,	Kernaghan,	Odorisio,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Korns,	Parlante,	Wheeler,
Edwards,	Leonard,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Light,	Prendergast,	Wood,
Filo,	Limper,	Price,	Worley,
Fineman,	Lippincott,	Pursley,	Wynd,
Floyd,	Lopresti,	Reibman,	Yatron,
Flynn,	Luigard,	Reidenbach,	Yetter,
Foerster,	Lutty,	Renwick,	Zimmerman,
Fox,	McCandless,	Rigby,	Andrews,
Frank,	McCann,	Riley,	Speaker

NAYS—0

NOT VOTING—6

Bell,	Knecht,	Thompson,	Trusio,
Holt,	Kornick,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 266, Printer's No. 124,

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 412, entitled as follows:

An Act authorizing courts to alter modify suspend reinstate terminate amend or rescind any order decree judgment or sentence for a period of thirty days from the date of entering of record the order decree judgement or sentence.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Agnew,	Frascella,	McCormack,	Rovansek,
Anderson,	Fulmer,	McDonald,	Royer,
Arlene,	Gailey,	McInroy,	Rudisill,
Ashton,	Gallagher,	McKeever,	Sakulsky,
Auker,	Garlock,	McLaughlin,	Scarcelli,
Balthaser,	Gelfand,	Machmer,	Schaaf,
Barton,	George,	Magee,	Schuster,
Blair,	Gibb,	Mahan,	Schwartz,
Boles,	Gibson,	Markley,	Seltzer,
Bonner,	Goldstein,	Maxwell,	Sherman,
Boris,	Goodrich,	Meholchick,	Shupnik,
Bower,	Gramlich,	Merry,	Silverman,
Bowman,	Guthrie,	Mihm,	Snare,
Branca,	Hamilton,	Miller, B. Z.,	Snider,
Brenninger,	Haudenshield,	Miller, H. G.,	Stank,
Breth,	Heavey,	Mills,	Steckel,
Brown,	Heffner,	Monroe,	Stevens,
Buchanan,	Helm,	Moran,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Munley,	Stoner,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Irvis,	Murphy, P. J.,	Stroup,
Clarke,	Isaacs,	Murray, H. P.	Sullivan,
Comer,	Jenkins,	Murray, J. J.,	Taylor,
Cooper,	Jim,	Murray, P. G.,	Tompkins,
Crossin,	Johnson, A. W.,	Musto,	Ujobai,
Curwood,	Johnson, R.,	Naugle,	Varallo,
Davis,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennis,	Kamyk,	O'Dell,	Wall,
Dennison,	Kee,	O'Donnell, J. A.,	Walsh,
Devlin,	Keiser,	O'Donnell, J. P.,	Wargo,
Donahue,	Kernaghan,	Odorisio,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Korns,	Parlante,	Wheeler,
Edwards,	Kovolenko,	Pashley,	Whittaker,

Eilberg,	Kubitsky,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Lamb,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lee, A. M.,	Petrosky,	Willard,
Ewing,	Lee, K. B.,	Polaski,	Willaredt,
Farabaugh,	Leonard,	Polen,	Wilt,
Fetterolf,	Light,	Prendergast,	Wood,
Filo,	Limper,	Price,	Worley,
Fineman,	Lippincott,	Pursley,	Wynd,
Floyd,	Lopresti,	Reibman,	Yatron,
Flynn,	Luigard,	Reidenbach,	Yetter,
Foerster,	Lutty,	Renwick,	Zimmerman,
Fox,	McCandless,	Rigby,	Andrews,
Frank,	McCann,	Riley,	Speaker

NAYS—0

NOT VOTING—6

Bell,	Knecht,	Thompson,	Trusio,
Holt,	Kornick,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 493, entitled as follows:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Agnew,	Frascella,	McCormack,	Rovansek,
Anderson,	Fulmer,	McDonald,	Royer,
Arlene,	Gailey,	McInroy,	Rudisill,
Ashton,	Gallagher,	McKeever,	Sakulsky,
Auker,	Garlock,	McLaughlin,	Scarcelli,
Balthaser,	Gelfand,	Machmer,	Schaaf,
Barton,	George,	Magee,	Schuster,
Blair,	Gibb,	Mahan,	Schwartz,
Boles,	Gibson,	Markley,	Seltzer,
Bonner,	Goldstein,	Maxwell,	Sherman,
Boris,	Goodrich,	Meholchick,	Shupnik,
Bower,	Gramlich,	Merry,	Silverman,
Bowman,	Guthrie,	Mihm,	Snare,
Branca,	Hamilton,	Miller, B. Z.,	Snider,
Brenninger,	Haudenshield,	Miller, H. G.,	Stank,
Breth,	Heavey,	Mills,	Steckel,
Brown,	Heffner,	Monroe,	Stevens,
Buchanan,	Helm,	Moran,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Munley,	Stoner,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Irvis,	Murphy, P. J.,	Stroup,
Clarke,	Isaacs,	Murray, H. P.	Sullivan,
Comer,	Jenkins,	Murray, J. J.,	Taylor,
Cooper,	Jim,	Murray, P. G.,	Tompkins,
Crossin,	Johnson, A. W.,	Musto,	Ujobai,
Curwood,	Johnson, R.,	Naugle,	Varallo,
Davis,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennis,	Kamyk,	O'Dell,	Wall,
Dennison,	Kee,	O'Donnell, J. A.,	Walsh,
Devlin,	Keiser,	O'Donnell, J. P.,	Wargo,
Donahue,	Kernaghan,	Odorisio,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Korns,	Parlante,	Wheeler,
Edwards,	Kovolenko,	Pashley,	Whittaker,
Eilberg,	Kubitsky,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Lamb,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lee, A. M.,	Petrosky,	Willard,
Ewing,	Lee, K. B.,	Polaski,	Willaredt,
Farabaugh,	Leonard,	Polen,	Wilt,
Fetterolf,	Light,	Prendergast,	Wood,
Filo,	Limper,	Price,	Worley,
Fineman,	Lippincott,	Pursley,	Wynd,
Floyd,	Lopresti,	Reibman,	Yatron,
Flynn,	Luigard,	Reidenbach,	Yetter,
Foerster,	Lutty,	Renwick,	Zimmerman,
Fox,	McCandless,	Rigby,	Andrews,
Frank,	McCann,	Riley,	Speaker

NAYS—0

NOT VOTING—6

Bell,	Knecht,	Thompson,	Trusio,
Holt,	Kornick,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 587, entitled as follows:

An Act providing for the destruction of certain records and papers upon petition in cities of the first class.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frascella,	McDonald,	Rovansek,
Anderson,	Fulmer,	McInroy,	Royer,
Arlene,	Gailey,	McKeever,	Rudisill,
Ashton,	Gallagher,	McLaughlin,	Sakulsky,
Auker,	Garlock,	Machmer,	Scarcelli,
Balthaser,	Gelfand,	Magee,	Schaaf,
Barton,	George,	Mahan,	Schuster,
Blair,	Gibb,	Markley,	Schwartz,
Boles,	Gibson,	Maxwell,	Seltzer,
Bonner,	Goldstein,	Meholchick,	Sherman,
Boris,	Goodrich,	Merry,	Shupnik,
Bower,	Gramlich,	Mihm,	Silverman,
Bowman,	Guthrie,	Miller, B. Z.,	Snare,
Branca,	Hamilton,	Miller, H. G.,	Snider,
Brenninger,	Haudenshield,	Mills,	Stank,
Breth,	Heavey,	Monroe,	Steckel,
Brown,	Heffner,	Moran,	Stevens,
Buchanan,	Helm,	Muldowney,	Stewart,
Burns,	Henzel,	Mullen,	Stimmel,
Capano,	Hocker,	Munley,	Stone,
Capitolo,	Holliday,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Sullivan,
Clarke,	Isaacs,	Murray, J. J.,	Taylor,
Comer,	Jenkins,	Murray, P. G.,	Tompkins,
Cooper,	Jim,	Musto,	Ujobai,
Crossin,	Johnson, A. W.,	Naugle,	Varallo,
Curwood,	Johnson, R.,	Needham,	Varner,
Davis,	Jones, T. H. W.,	Nelson,	Verona,
Dengler,	Jump,	O'Dell,	Wall,
Dennis,	Kamyk,	O'Donnell, J. A.,	Walsh,
Dennison,	Kee,	O'Donnell, J. P.,	Wargo,
Devlin,	Keiser,	Odorisio,	Weidner,
Donahue,	Kernaghan,	Ogilvie,	Welsh,
Donaldson,	Kessler,	O'Neil,	Wescott,
Dougherty,	Kooker,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Edwards,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eilberg,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshback,	Lamb,	Petrosky,	Willard,
Eshleman,	Lee, A. M.,	Polaski,	Willaredt,
Ewing,	Lee, K. B.,	Polen,	Wilt,
Farabaugh,	Leonard,	Prendergast,	Wood,
Fetterolf,	Light,	Price,	Worley,
Filo,	Limper,	Pursley,	Wynd,
Fineman,	Lippincott,	Reibman,	Yatron,

Floyd,	Lopresti,	Reidenbach,	Yetter,
Flynn,	Luigard,	Renwick,	Zimmerman,
Foerster,	Lutty,	Rigby,	Andrews,
Fox,	McCandless,	Riley,	Speaker
Frank,	McCann,		

NAYS—2

McCormack, Stroup,

NOT VOTING—6

Bell,	Knecht,	Thompson,	Trusio,
Holt,	Kornick,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection,

House Bill No. 619, Printer's No. 116,

was passed over at the request of the SPEAKER pro tempore.

REPORTS FROM COMMITTEES

Mr. FLYNN from the Committee on Counties, reported as committed, House Bill No. 469, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), providing rooms for use of the Italian American War Veterans of the United States, Incorporated, and for its membership on the board of control.

Mr. WELSH from the Committee on Labor Relations, reported as committed, House Bill No. 610, entitled:

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343) providing for the Rehabilitation Center Fund, and for disbursements therefrom; repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

RESOLUTIONS

Mr. J. A. O'DONNELL offered a resolution which was filed with the Clerk.

Mr. STIMMEL offered a resolution which was filed with the Clerk.

COMMITTEE MEETINGS

AGRICULTURE AND DAIRY INDUSTRIES, Mr. Snider, Chairman, Room 245-6, Tuesday, March 17, at 11:30 a. m.

APPROPRIATIONS, Mr. Polen, Chairman, Room 245-6, Tuesday, March 17, at 10:00 a. m.

BOROUGHS, Mr. Filo, Chairman, Room 324, Tuesday, March 17, at 10:30 a. m.

COUNTIES, Mr. Cioffi, Chairman, Room 140, Tuesday, March 17, at 10:30 a. m.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, March 17, at 9:00 a. m.

ELECTIONS AND APPORTIONMENT, Mr. Stone, Chairman, Room 323, Tuesday, March 17, at 9:00 a. m.

GAME AND CONSERVATION, Mr. Breth, Chairman, Room 323, Tuesday, March 17, at 11:00 a. m.

HIGHWAYS, Mr. Comer, Chairman, Room 331, Tuesday, March 17, at 11:30 a. m.

JUDICIARY, Mr. Rudisill, Chairman, Room 145, Tuesday, March 17, at 10:00 a. m.

LAW AND ORDER, Mr. Mills, Chairman, Room 522, Tuesday, March 17, at 11:00 a. m.

PROFESSIONAL LICENSURE, Mr. Boies, Chairman, Room 521, Tuesday, March 17, at 10:30 a. m.

STATE GOVERNMENT, Mr. Schwartz, Chairman, Room 324, Tuesday, March 17, at 11:00 a. m.

LEGISLATIVE BREAKFAST will be held in the Cafeteria Dining Room at 8:30 a. m., Tuesday, March 17, Honorable William Davlin, Secretary of Commerce will be the Speaker.

ADJOURNMENT

Mr. PRENDERGAST. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 17, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 7:26 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, MARCH 17, 1959. No. 24.

SENATE

TUESDAY, MARCH 17, 1959.

The Senate met at 12:00 o'clock, noon, Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. C. GORDON STONE, Pastor of the First Baptist Church, Ford City, offered the following prayer:

Our Heavenly Father, God of all wonders and Creator of all things, give to us who are present a sense of belonging to Thee. Grant that these present shall know that there is much appreciation across the State for their efforts in handling and thinking about the details of government.

Be constantly aware of these men who travel far and often to conduct the affairs of State. Grant safe journeys to them throughout their terms of office. Be with their families and with their own personal problems. Continue with them and with the President of this Senate this afternoon, for Jesus sake. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. SILVERT, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 1, entitled:

An Act amending the "World War II Veterans' Compensation Act," approved June 11, 1947 (P. L. 565), extending the time during which applications may be filed for veterans' compensation.

Which was committed to the Committee on Military Affairs and Aeronautics.

House Bill No. 134, entitled:

An Act providing for the recording of specified forms of stipulations of general mortgage provisions and of short form mortgages; defining the effect and construction to be given thereto, and fixing the fee to be charged for the recording thereof.

Which was committed to the Committee on Judiciary General.

House Bill No. 142, entitled:

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), changing the provisions relating to the nomination of candidates for public office by nomination papers and the filing fees therefor.

Which was committed to the Committee on Elections.

House Bill No. 166, entitled:

A Joint Resolution proposing an amendment to article nine, section eight of the Constitution of the Commonwealth of Pennsylvania, increasing the borrowing capacity of school districts.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

House Bill No. 252, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), increasing the limitation on the salaries of burgesses.

Which was committed to the Committee on Local Government.

House Bill No. 313, entitled:

An Act amending "The Dental Law," approved May 1, 1933 (P. L. 216) changing the definition of the "practice of dentistry" and changing penalties relating to dental technicians.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 412, entitled:

An Act authorizing courts to alter, modify, suspend, reinstate, terminate, amend, or rescind any order, decree, judgment or sentence for a period of forty-five days from the date of entering of record the order, decree, judgment or sentence.

Which was committed to the Committee on Judiciary General.

House Bill No. 493, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

Which was committed to the Committee on Education.

House Bill No. 587, entitled:

An Act providing for the destruction of certain records and papers upon petition in cities of the first class.

Which was committed to the Committee on Judiciary General.

GUESTS OF SENATOR CHARLES R. WEINER PRESENTED TO SENATE

Mr. WEINER. Mr. President, I would like to introduce at this time, to the Members of this Body and our other guests, a distinguished gentleman who is from the State of New Hampshire. He is a former Minority Leader and now Senator from that State, and also Mayor of the city of Berlin, New Hampshire. It is with great pleasure that I introduce to the Members of the Senate, Senator Laurier Lamontagne. With Senator Lamontagne is Marvin Silver, a member of the National Executive Committee of the Disabled Veterans. They are visiting the Capitol today on business.

Also accompanying these two gentlemen is Colonel Sterling Morelock, a Congressional Medal of Honor winner in the First World War. However, unfortunately, the Colonel is not with them at this moment.

I would like these gentlemen to rise in order for the Members of the Senate to see them.

STUDENTS FROM YORK CATHOLIC HIGH SCHOOL PRESENTED TO SENATE

Mr. SEYLER. Mr. President, while introductions seem to be in order, there is a student group here which I would like to introduce. It is a small group and just consists of two students. These students are from the York Catholic High School. They are spending St. Patrick's Day with us and are seated in the rear of the Senate Chamber. One is Miss Sarah Mae Snyder, a senior at York Catholic High School. The other young lady is Miss Rita Culbertson, a freshman at York Catholic High School.

While this is a small group, Mr. President, it is a very important group because both of these young ladies happen to be my nieces.

The PRESIDENT. In other words, Senator Seyler, they make up in quality for their lack in quantity.

We are very glad to have these distinguished guests with us today.

REPORTS FROM COMMITTEE

Mr. WALKER, from the Committee on Education, reported as committed, Senate Bill No. 82, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing payments by the Superintendent of Public Instruction to certain designated depositories.

He also, from the Committee on Education, reported as committed, Senate Bill No. 210, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for the employment of a certified public accountant by joint boards and merged school districts.

He also, from the Committee on Education, reported as committed, Senate Bill No. 216, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for the creation of capital reserve funds, regulating the use of such funds and authorizing the levying of taxes.

He also, from the Committee on Education, reported as committed, Senate Bill No. 218, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," increasing maximum limits on per capita taxes with certain limitations.

He also, from the Committee on Education, reported as committed, Senate Bill No. 221, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing school directors to charge tuition fees for adult extension education.

He also, from the Committee on Education, reported as committed, Senate Bill No. 222, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," adding purposes for which school taxes may be levied and extending the taxing power of school districts of the fourth class.

He also, from the Committee on Education, reported as committed, Senate Bill No. 223, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for payment to joint boards under certain conditions by the Commonwealth for the acceptance of non-resident pupils and providing for installment payments.

STUDENTS FROM WILSON HIGH SCHOOL, BERKS COUNTY, PRESENTED TO SENATE

Mr. RUTH. Mr. President and Members of the Senate, I am very happy to present to the Senate a group of 148 members of the Senior Class of Wilson High School, in Berks County. They are chaperoned by Mr. Lloyd H. Miller, Mr. Aaron R. Miller, Mr. John W. Wise and Mr. George C. Griesemer. They are seated in the balcony.

The PRESIDENT. That is the headquarters at West Lawn, I believe.

Would the 148 members—and I hope you are all here—stand up so that we may see you? We are very glad, indeed, to have you with us today.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth.

MEMBER OF THE PENNSYLVANIA TURNPIKE COMMISSION

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the

the following person for appointment as a member of the Pennsylvania Turnpike Commission: E. James Trimarchi, Jr., Indiana, Indiana County, from October 2, 1957, until June 4, 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE PENNSYLVANIA AERONAUTICS COMMISSION

March 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate F. Wayne Fesenmyer, 120 School Street, Bradford, McKean County, for reappointment as a member of the Pennsylvania Aeronautics Commission, until March 6, 1963, and until his successor shall be duly appointed and shall have qualified.

DAVID L. LAWRENCE.

MAGISTRATE OF COURT NO. 19, IN AND FOR THE CITY OF PHILADELPHIA

March 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles A. Papa, 237 North Sixty-fifth Street, Philadelphia, Philadelphia County, for appointment as Magistrate of Court No. 19, in and for the City of Philadelphia, until the first Monday of January 1960, vice James T. Donnelly, deceased.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alan Bachrach, 5905 North Broad Street, Philadelphia, Philadelphia County, for reappointment as a member of the State Board of Veterinary Medical Examiners, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

BILLS INTRODUCED AND REFERRED

Mr. FLEMING read in his place and presented to the Chair Senate Bill No. 440, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for higher education in the public school system through the establishment and operation of junior colleges by certain school districts or county boards of school directors; conferring powers and duties on school directors, county superintendents, county boards of school directors, the Superintendent of Public Instruction and the State Council of Education; and providing for advancements and reimbursements by the Commonwealth.

Which was committed to the Committee on Education.

Messrs. SILVERT and STIEFEL read in place and presented to the Chair Senate Bill No. 441, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," providing that there shall be one representative of organized labor on the Advisory Health Board, the State Welfare Commission, and the State Board of Public Assistance.

Which was committed to the Committee on State Government.

Messrs. SHAFER and BERGER read in place and presented to the Chair Senate Bill No. 442, entitled:

An Act fixing the time of taking when the power of eminent domain is exercised by the Commonwealth, its agencies or political sub-divisions or by authorities; imposing duties on recorders of deeds and providing for recording fees.

Which was committed to the Committee on Judiciary General.

PERMISSION TO ADDRESS SENATE

Mr. BERGER asked and obtained unanimous consent to address the Senate.

Mr. BERGER. Mr. President, I am about to introduce a bill on behalf of myself and the Senior Senator from Potter County, Mr. McGinnis.

BILLS INTRODUCED AND REFERRED

Messrs. BERGER and McGINNIS read in place and presented to the Chair Senate Bill No. 443, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," further regulating payments on account of instruction.

Which was committed to the Committee on Education.

Mr. HARNEY read in his place and presented to the Chair Senate Bill No. 444, entitled:

An Act amending the act of June 25, 1913 (P. L. 551), entitled "An Act to authorize incorporated or unincorporated churches, cemeteries, or burial associations, owning burial-grounds located wholly or in part in any city, township, or borough of this Commonwealth, to purchase other grounds, and to sell and convey in fee simple such portions of their land, not used or conveyed by them for burial purposes, or which may have been reconveyed to them or shall have reverted or become acquired by them, under the terms hereof, or otherwise; . . ." further regulating the change of location of burial-grounds or portions thereof, and removal of bodies by court order.

Which was committed to the Committee on Public Health and Welfare.

He also read in his place and presented to the Chair Senate Bill No. 445, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania, for the completion of a girl's dormitory.

Which was committed to the Committee on Appropriations.

REPORT OF SENATE COMMITTEE TO INVESTIGATE THE PLIGHT OF PUBLIC TRANSPORTATION IN PENNSYLVANIA, PURSUANT TO SENATE RESOLUTION, SERIAL No. 8

Mr. WADE. Mr. President, on behalf of my colleagues, Senator Walker, Senator Mullin and Senator Kalman, I desire to make a brief report on behalf of the Committee Appointed to Investigate the plight of Public Transportation in Pennsylvania, pursuant to the provisions of Senate Resolution, Serial No. 8, adopted February 9, 1959. Senator Mallery was also a member of that committee, but he does

not agree with the solution that is believed by the other members of the committee to be the correct one.

The committee has held a number of meetings and, within the time allowed, has considered all of the data presented by interested persons, including a study of the financial statements of representative companies presented to the committee by the Pennsylvania Public Utility Commission. The committee also attended public meetings in Altoona on February 27, 1959, and in Johnstown on February 28, 1959, and discussed the problems of these two communities at first hand with the city officials and transportation and civic groups.

As a result of its investigation, Mr. President, the committee is convinced that in Pennsylvania, companies providing public transportation are seriously distressed financially. This is a condition which materially hampers their effort to serve the public effectively. While detailed studies were not possible in the time prescribed by the Senate Resolution, statistics presented to the committee indicate that during the last two years, nearly forty per cent of the companies providing public transportation in the Commonwealth operated at a loss and many more barely broke even. In a number of instances, during this period of time, companies have actually been forced to stop providing public transportation and have gone out of business, resulting in the threatened loss of transportation for thousands of our workers, shoppers, housewives, school children and others. In at least two instances, it has been necessary for cities, through the creation of municipal authorities, to step into the gap and undertake the continuation of public transportation.

From its review of the problem, the committee is also convinced that public transportation is of vital importance to the Commonwealth and its urban and surban areas, no matter how large or small; to the merchant and shopper, to industry and its employees, to students and educators, as well as to the thousands of people who even at this time do not own cars, cannot drive cars or do not wish to drive cars constantly.

Mr. President, the problem is not limited to isolated instances of financial difficulty, but exists in numerous communities throughout the Commonwealth and, in fact, throughout the Nation.

While at this time this committee is not in a position to present an over-all solution for the crisis facing the public transportation industry, the committee recognizes that there is an immediate need for the Commonwealth to provide relief to mass transportation, while the ultimate solution to the problem is sought.

May I say, at this time, Mr. President, that Governor Leader, during the past Administration, appointed a commission, consisting of twenty-four members, I believe, which held various and sundry hearings throughout the Commonwealth. They finally agreed that they could not see a solution for the mass transportation industry. For this reason, the members of the committee are implementing this report by sponsoring four bills to relieve mass transportation systems from motor vehicle license fees, fuel taxes and the gross receipts tax. The cost of these exemptions, under the bills which I am about to introduce, is to be charged against the one-half cent allocation of fuel taxes paid by the Commonwealth to the counties. The recommended legislation is quite similar to that which has been provided in a number of other States throughout the Nation.

In sponsoring this legislation, Mr. President, the committee is fully aware of the requirements of the highway program, and its need for funds for building and rebuilding Pennsylvania's highways. However, it is of the firm belief that the crisis in mass transportation demands prompt and effective relief.

BILLS INTRODUCED AND REFERRED

Messrs. WADE, WALKER, and MULLIN read in place and presented to the Chair Senate Bill No. 446, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," exempting motor vehicles operated by certain persons subject to the Public Utility Commission and certain Municipality Authorities from fees for certificates of title or registration.

Which was committed to the Committee on Highways.

They also read in place and presented to the Chair Senate Bill No. 447, entitled:

An Act amending the act of June 22, 1931 (P. L. 694), entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire," exempting from the tax the owners or operators of certain vehicles.

Which was committed to the Committee on Highways.

They also read in place and presented to the Chair Senate Bill No. 448, entitled:

An Act amending the act of January 14, 1952 (P. L. 1965), entitled "Fuel Use Tax Act," exempting from taxation any fuel used or sold for use in vehicles operated by certain persons subject to the Public Utility Commission or by certain Municipality Authorities.

Which was committed to the Committee on Highways.

They also read in place and presented to the Chair Senate Bill No. 449, entitled:

An Act amending the act of May 21, 1931 (P. L. 149), entitled, as amended, "The Liquid Fuels Tax Act," exempting from taxation such liquid fuels as are used in vehicles operated by certain persons subject to the Public Utility Commission and by certain Municipality Authorities; providing for refunds and providing for deductions from the amount of moneys paid to counties.

Which was committed to the Committee on Highways.

PERMISSION TO ADDRESS SENATE

Mr. MALLERY asked and obtained unanimous consent to address the Senate.

Mr. MALLERY. Mr. President and Members of the Senate, Senate Bill No. 44 and Senate Bill No. 45, which were introduced by me and co-sponsored by Senator Stevenson, Senator McMenamin, Senator Miller, Senator Walker and Senator Barr, have been amended to apply to only those municipalities served by certain bus companies, which have gone out of business or which have petitioned the Public Utility Commission to be authorized to cease doing business.

The opposition to these two bills—which has been narrowed down so much that as of today only six municipalities in the State, to my knowledge, would be affected by

Senate Bill No. 44 and Senate Bill No. 45—has come from not only the Motor Clubs, but from certificated carriers.

The bills which Senator Wade introduced, along with other Members of the Senate, would open wide the use of the Motor Fund by all of the certificated carriers in the State of Pennsylvania. This one-half of one per cent of the Motor Fund, which Senator Wade has referred to, is given to the counties for the use of county highways. In my Senatorial District, there are no county highways. The counties are using part of the money to build bridges and the rest of it is distributed among all the cities,—we have but one city, the city of Altoona—all of the boroughs and townships in my District. The city of Altoona is dependent upon and is looking forward to a big share of the money allocated to Blair County to improve and repair the city streets.

Mr. President, I predict that opposition to these bills, introduced by Senator Wade and others, will come from every county in the State of Pennsylvania. Opposition will come from all the municipalities and cities in the Commonwealth of Pennsylvania. I have done everything possible to procure much needed help for the city of Altoona and a few other cities in the Commonwealth, but I have met with overwhelming opposition.

Mr. President, I trust that the Members of this Senate will read the several bills which have been presented on this subject, and have the fortitude to do what is right and necessary.

BILLS INTRODUCED AND REFERRED

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 450, entitled:

An Act amending the act of March 31, 1937 (P.L. 160), entitled "An act creating a commission to be known as the Pennsylvania Public Utility Commission; . . .," creating within the Public Utility Commission a bureau of investigation; defining its powers and duties, and requiring the commission to conduct field investigations through such bureau at the premises of public utilities in certain cases.

Which was committed to the Committee on Corporations.

Messrs. STIEFEL and SILVERT read in place and presented to the Chair Senate Bill No. 451, entitled:

An Act amending the act of May 18, 1937 (P. L. 654), entitled, as amended, "An act to provide for the safety and to protect the health and morals of persons while employed; . . .," requiring nurses to be on duty in certain establishments.

Which was committed to the Committee on Labor and Industry.

Messrs. STIEFEL and SEYLER read in place and presented to the Chair Senate Bill No. 452, entitled:

An Act amending the act of May 22, 1933 (P. L. 851) entitled, "An act fixing the pay and mileage of jurors and witnesses," requiring employers to make certain payments to employes when on jury duty in certain cases.

Which was committed to the Committee on Judicial General.

Messrs. STIEFEL, WEINER, SILVERT and DONOLOW read in place and presented to the Chair Senate Bill No. 453, entitled:

An Act amending the act of June 1, 1956 (P. L. 1959), entitled "An act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court, the President Judge and judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County, certain associate judges not learned in the law, certain state officers, and the salary and expenses of the members of the General Assembly, and repealing certain inconsistent acts," increasing the compensation of judges of the Municipal Court of Philadelphia.

Which was committed to the Committee on Judiciary General.

Messrs. KESSLER and WADE read in place and presented to the Chair Senate Bill No. 545, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," further regulating the passing of school buses and school bus loading zones.

Which was committed to the Committee on Highways.

Mr. ELLIOTT read in place and presented to the Chair Senate Bill No. 455, entitled:

An Act amending the act of April 9, 1929 (P. L. 343), entitled "The Fiscal Code," providing that returns or reports made to the United States Government shall not be included in tax or bonus returns made to the Department of Revenue.

Which was committed to the Committee on Finance.

PERMISSION TO ADDRESS SENATE

Mr. BERGER asked and obtained unanimous consent to address the Senate.

Mr. BERGER. Mr. President, a short time ago, I introduced a bill and referred to it as being co-sponsored by the Senior Senator from Potter County.

I have here a bill under the same sponsorship and, by way of explanation to the Senate, I want to say that Senator McGinnis, when a native of Potter County, attended the Mansfield State Teachers' College.

This bill, which I am about to introduce on behalf of Senator McGinnis and myself, is designed to repeal a special law, passed in 1873, which prohibited the establishment of bowling alleys within two miles of the Mansfield State Teachers' College.

BILLS INTRODUCED AND REFERRED

Messrs. BERGER and McGINNIS read in place and presented to the Chair Senate Bill No. 456, entitled:

An Act repealing the act of March 12, 1873 (P. L. 271), entitled "An act to prohibit the keeping of billiard rooms, bowling saloons and ten-pin alleys within two miles of the State Normal School in Mansfield, in the county of Tioga."

Which was committed to the Committee on Law and Order.

Messrs. SEYLER, LANE, KALMAN and MURRAY read in place and presented to the Chair Senate Bill No. 457, entitled:

An Act relating to apprenticeship; creating a State Apprenticeship Council in the Department of Labor and Industry to formulate an apprenticeship policy and program; and defining its powers and duties, and providing for administration.

Which was committed to the Committee on Labor and Industry.

Messrs. SEYLER, MULLIN and KALMAN read in place and presented to the Chair Senate Bill No. 458, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "Public Assistance Law," prohibiting the requiring of security as a prerequisite to receiving assistance or general assistance.

Which was committed the the Committee on Public Health and Welfare.

Messrs. SEYLER and KALMAN read in place and presented to the Chair Senate Bill No. 459, entitled

An Act to further amend the first paragraph and clause (d) of Section 9 of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "Public Assistance Law," by further providing for eligibility for assistance in the case of aliens.

Which was committed to the Committee on Public Health and Welfare.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 460, entitled:

An Act requiring general and special meetings of the Pennsylvania Turnpike Commission or any authority to be open to the public.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 461, entitled:

An Act amending the act of May 21, 1943 (P. L. 571), entitled, as amended, "The Fourth to Eighth Class County Assessment Law," designating items to be included in the valuation of industrial property.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 462, entitled:

An Act authorizing counties of the fourth and fifth classes to regulate air pollution from any sources, including provisions for the payment of inspection and certificates of compliance fees incident thereto; authorizing commissioners of such counties to create commissions to make studies; authorizing the expenditure of money for the employment of persons and the acquisition of property for effectuating such regulations and providing penalties.

Which was committed to the Committee on Local Government.

Messrs. MILLER and SARRAF read in place and presented to the Chair Senate Bill No. 463, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," authorizing and providing a procedure for voting in the Commonwealth by qualified electors unavoidably absent from their authorized polling places on the day of any general election, and imposing duties on county boards of elections and election officers.

Which was committed to the Committee on Elections.

Messrs. MULLIN and STIEFEL read in place and presented to the Chair Senate Bill No. 464, entitled:

An Act amending the act of May 13, 1915 (P. L. 286), entitled "Child Labor Law," regulating the employment of minors on farms.

Which was committed to the Committee on Labor and Industry.

Messrs. DiSILVESTRO and WEINER read in place and presented to the Chair Senate Bill No. 465, entitled:

An Act to promote the health, safety and welfare of the people of the Commonwealth by broadening the market for low-priced private homes and alleviating shortages thereof through the creation of the Pennsylvania Housing Agency as a public corporation and government instrumentality; providing for the organization, membership and administration of the agency; prescribing its general powers and duties and the manner in which its funds are kept and audited, empowering the agency to make housing loans to eligible mortgagors upon the security of insured mortgages; defining eligible mortgagors and providing for priorities among them in certain instances, prescribing interest rates and other terms of housing loans; permitting the agency to make agreements with financial institutions and Federal agencies; permitting the agency to sell housing loans; providing for the promulgation of regulations and forms by the agency; prescribing penalties for furnishing false information; empowering the agency to borrow money upon its own credit by the issuance and sale of bonds and notes and by giving security therefor; permitting the refunding, redemption and purchase of such obligations by the agency; prescribing remedies of holders of such bonds and notes; exempting bonds and notes of the agency, the income therefrom and the income and revenues of the agency from taxation, except transfer, death and gift taxes; making such bonds and notes legal investments for certain purposes and providing for appropriations to the agency for the purposes of the act.

Which was committed to the Committee on Public Health and Welfare.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 466, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," exempting incorporated councils of churches and nonprofit incorporated youth camps from fees charged for certificates of title or registration.

Which was committed to the Committee on Highways.

Messrs. SARRAF, DiSILVESTRO, WEINER, McCREESH, ROONEY, STIEFEL, MULLIN, LANE, KALMAN, MILLER, and MURRAY read in place and presented to the Chair Senate Bill No. 467, entitled:

An Act amending the act of July 25, 1913 (P. L. 1024), entitled "Women's Labor Law," prohibiting the working of women for more than six consecutive days without at least one day of rest.

Which was committed to the Committee on Labor and Industry.

Messrs. SARRAF, DiSILVESTRO, WEINER, STIEFEL, MULLIN, LANE, KALMAN, RIPP, MILLER and MURRAY read in place and presented to the Chair Senate Bill No. 468, entitled:

An Act amending the act of May 18, 1937 (P. L. 654), entitled as amended, "An act to provide for the safety and to protect the health and morals of persons while employed; . . .," requiring employers to furnish personal protective devices free of charge.

Which was committed to the Committee on Labor and Industry.

STATEMENT BY THE CHAIR

The PRESIDENT. Gentlemen, I would like to call your attention to Rule No. 48, which reads as follows:

> "All bills shall be examined by the Ligislative Reference Bureau for correctness as to form and shall be imprinted with the stamp of the Bureau, before being accepted by the President for introduction."

I call that to your attention because of the influx of bills which do not bear the imprint of the Legislative Reference Bureau. All of them have been improperly backed and, therefore, I suggest that it be carefully brought to the attention of the people asking your sponsorship of bills.

PERMISSION TO ADDRESS SENATE

Mr. WEINER asked and obtained unanimous consent to address the Senate.

Mr. WEINER. Mr. President, I am not trying to violate the aforementioned rule but, being in no position at this moment to comply with it, I hope the Chair will forgive the error this time and we will promise never to do it again.

On behalf of myself, Senator DiSilvestro, Senator McCreesh, Senator Rooney, Senator Stiefel, Senator Silvert and Senator Kalman, I am presenting to the Chair a bill.

On behalf of myself and Senator Seyler, I am presenting to the Chair another bill, which is properly endorsed and in compliance with the rule.

The PRESIDENT. The Chair was not trying to be arbitrary. However, for the sake of our routine, I think we should watch it hereafter.

BILLS INTRODUCED AND REFERRED

Messrs. WEINER, DiSILVESTRO, McCREESH, ROONEY, STIEFEL, SILVERT and KALMAN read in place and presented to the Chair Senate Bill No. 469, entitled:

An Act prohibiting discrimination in leases or rental agreement against occupancy by children; making unlawful refusal to enter into a lease or actual agreement because of occupancy by children; and providing penalties therefor.

Which was committed to the Committee on Public Health and Welfare.

Messrs. WEINER and SEYLER read in place and presented to the Chair Senate Bill No. 470, entitled:

An Act to further amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "The Administrative Code of 1929," by providing as to the supervision of the Department of Property and Supplies over the construction and alteration of buildings and over the plans and specifications thereof.

Which was committed to the Committee on State Government.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, there have been so many violations of the rules today that I am wondering whether I am about to make another violation. I intend to speak about a bill without presenting it; I am simply going to state my intentions.

I intend to introduce a bill whereby it would be mandatory for Senator McGinnis to sing "Galway Bay" on St. Patrick's Day each year for the next twenty-five years.

BILLS INTRODUCED AND REFERRED

Mr. PROPERT read in his place and presented to the Chair Senate Bill No. 471, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled as amended "Banking Code," changing provisions relating to declaration and payment of dividends and the granting of loans.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 472, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled as amended, "Banking Code," authorizing certain banking institutions to invest funds of employee pension welfare and benefit plans of which they are trustees, agents or custodians in common trust funds maintained by them.

Which was committed to the Committee on Banking.

He also read in his place and presented to the Chair Senate Bill No. 473, entitled:

An Act authorizing trustees of employee benefit plans to transfer the assets of such plans in trust to corporate trustees for investment, reinvestment and maintenance and providing for the powers, duties and liabilities of such trustees.

Which was committed to the Committee on Banking.

Messrs. VAN SANT, SCOTT, HAYS and LANE read in place and presented to the Chair Senate Bill No. 474, entitled:

An Act amending the act of June 25, 1947 (P. L. 973), entitled "An act relating to the annual salaries of certain county officers of counties of the third class," increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 475, entitled:

An Act amending the act of June 25, 1947 (P. L. 947), entitled "An act relating to the annual salaries of certain county officers of counties of the fourth class," increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 476, entitled:

An Act amending the act of June 25, 1947, (P. L. 972), entitled "An act relating to the annual salaries of certain county officers of counties of the fifth class," increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 477, entitled:

An Act amending the act of June 25, 1947 (P. L. 928), entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the sixth class," increasing and fixing the salaries of certain county offices.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 478, entitled:

An Act amending the act of June 25, 1947 (P. L. 938), entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the seventh class," increasing the salaries of certain county officers.

Which was committed to the Committee on Local Government.

Messrs. VAN SANT, SCOTT and LANE read in place Senate Bill No. 479, entitled:

An Act amending the act of May 6, 1874 (P. L. 125), entitled "An act relating to the annual salaries and compensation of certain county officers of counties of the eighth class," increasing the annual salaries of certain county officers in counties of the eighth class.

Which was committed to the Committee on Local Government.

Messrs. VAN SANT, SCOTT, HAYS and LANE read in place and presented to the Chair Senate Bill No. 480, entitled:

An Act amending the act of May 6, 1874 (P. L. 125), entitled "An act regulating state tax on certain county offices," increasing the maximum amount of fees that certain offices may retain.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 481, entitled:

An Act amending the act of July 29, 1953 (P. L. 981), entitled "An act fixing the fees and mileage of the coroner in counties of the third class," increasing certain fees.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 482, entitled:

An Act amending the act of January 7, 1952 (P. L. 1844), entitled as amended, "An act fixing the fees and mileage of the coroner in counties of the fourth and fifth classes," increasing certain fees.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 483, entitled:

An Act amending the act of May 13, 1949 (P. L. 1328), entitled "An act fixing the fees and mileage of the coroner in counties of the sixth class," increasing certain fees.

Which was committed to the Committee on Local Government.

Messrs. VAN SANT, SCOTT and LANE read in place and presented to the Chair Senate Bill No. 484, entitled:

An Act fixing the fees and mileage of the coroner in counties of the seventh and eighth class.

Which was committed to the Committee on Local Government.

Messrs. VAN SANT, SCOTT, HAYS and LANE read in place and presented to the Chair Senate Bill No. 485, entitled:

An Act amending the act of June 4, 1937 (P. L. 1625) entitled "An act providing for the creation, maintenance and operation of a county employes retirement system in counties of the third class; and imposing certain charges on counties," defining "county employe;" providing a service allowance for certain per diem employes; further providing for a superannuation retirement allowance; increasing the period of time during which a contributor may be reinstated and limiting the exemption or execution.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 486, entitled:

An Act amending the act of July 8, 1941 (P. L. 298), entitled "Fourth Class County Retirement Law," defining "county employe;" setting the time for designating a beneficiary; increasing the period of time during which a contributor may be reinstated; increasing the total disability retirement allowance; and limiting the exemption on execution.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 487, entitled:

An Act amending the act of August 5, 1941 (P. L. 803), entitled, as amended, "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the fifth, sixth, seventh and eighth class; . . . ," defining "Original Member" and "New Member;" providing for compulsory membership and the method of making monthly payments; increasing the period of time during which a contributor may be reinstated and limiting the exemption on execution.

Which was committed to the Committee on Local Government.

Messrs. KALMAN, MILLER, RIPP, SARRAF and SEYLER read in place and presented to the Chair Senate Bill No. 488, entitled:

An Act amending the act of June 21, 1939 (P. L. 566), entitled "The Pennsylvania Ocupational Disease Act," changing provisions relating to partial disability and death benefits and rates and "earning power."

Which was committed to the Committee on Labor and Industry.

COMMUNICATIONS FROM THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

RECALLING THE NOMINATION OF MRS. HELEN C. MACK AS JUSTICE OF THE PEACE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 2, 1959, for the appointment of Mrs. Helen C. Mack, R. D. 1, Renfrew, Butler County, as Justice of the Peace in and for the Township of Penn, Butler County, to serve until the first Monday of January 1960, to fill a vacancy.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF THE PENNSYLVANIA HISTORICAL AND MUESUM COMMISSION

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for reappointment as members of the Pennsylvania Historical and Museum Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Frank W. Melvin, 3211 West Penn Street, Philadelphia, Philadelphia County.

J. Bennett Nolan, 43 Oley Street, Reading, Berks County.

Dr. John W. Oliver, 55 Hoodridge Drive, Mt. Lebanon, Allegheny County.

Mrs. Eleanor H. Smith, 3460 Schoolhouse Lane, Germantown, Philadelphia County.

Miss Grace A. Rankin, 706 Coal Street, Wilkinsburg, Allegheny County.

James B. Stevenson, 430 East Main Street, Titusville, Crawford County.

Dr. Maurice Mook, The Pennsylvania State University, University Park, Centre County.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF SLIPPERY ROCK STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Emma Guffey Miller, Slippery Rock, Butler County, for reappointment as a member of the Board of Trustees of Slippery Rock State Teachers' College, until the third Tuesday of January 1965, and until her successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harry W. Baker, Lawrenceville, Tioga County, for appointment as a member of the Board of Trustees of Mansfield State Teachers' College, until the third Tuesday of January 1965, and until his successor is appointed and qualified, Mrs. Ann A. Sanford, Mansfield whose term expired.

DAVID L. LAWRENCE

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the reappointment of the following as members of the Board of Trustees of Cheyney State Teachers' College, until the third Tuesday of January 1965, and until their successors are appointed and qualified:

William M. Maier, Esq., Bryn Mawr, Montgomery County.

Paul Comly French, 136 North Main Street, Yardley, Bucks County.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert R. Pechan, 903 Fifth Avenue, Ford City, Armstrong County, for reappointment as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1965, and until his successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Ila Lugg Wiley, Wellsboro, Tioga County, for reappointment as a member of the Board of Trustees of Mansfield State Teachers' College, until the third Tuesday of January 1965, and until her successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Earl R. Handler, 255 North Third Street, Indiana, Indiana County, for appointment as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1960, and until his successor is appointed and qualified, vice Charles E. Kinsey, Armagh, deceased.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Curtis James Clay, 614 Jones Avenue, North Braddock, Braddock, Allegheny County, for reappointment as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1965, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF WEST CHESTER STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Francis V. Atkinson, 20 South Warner Avenue, Bryn Mawr, Montgomery County, for reappointment as a member of the Board of Trustees of West Chester State Teachers' College, until the third Tuesday of January 1965, and until her successor is appointed and qualified.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Enoch W. Smith, Water Street, Milesburg, Centre County, for appointment as Justice of the Peace in and for the Borough of Milesburg, Centre County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

Mr. WEINER. Mr. President, may we be at ease a few moments?

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

SENATE RESOLUTION

REQUESTING THE GOVERNOR TO APPOINT AN ADVISORY COMMITTEE TO STUDY THE PERILOUS CONDITION OF THE UNEMPLOYMENT COMPENSATION FUND

Mr. SCOTT offered the following resolution (Serial No. 19), which was read as follows:

In the Senate, March 17, 1959.

The Governor appears to have confidence in the use of a nonpartisan approach to major issues faced by our Commonwealth, as evidenced by his faith in the findings of his recent Tax Study Commission.

The rapid depletion of the Unemployment Compensation Fund is equally as important as the tax problems which we presently face.

The remaining balance in the Unemployment Compensation Fund has fallen far below the "peril point," and it is anticipated that withdrawals will continue to be heavy. This fund is in serious jeopardy, with the likelihood of becoming insolvent in the immediate future, especially if any unexpected unemployment or disaster occurs.

This fund provides the sole means of existence for thousands of unemployed Pennsylvanians, who now face the possibility of being completely without means of support; therefore be it

Resolved, That the Honorable David L. Lawrence, Governor of this Commonwealth, is hereby respectfully requested to immediately appoint an Advisory Committee composed of representatives of both employers and labor, to study the perilous condition of the Unemployment Compensation Fund and to recommend whatever changes in the law or other action which may be necessary so that necessary payments to the unemployed may be continued.

SENATE RESOLUTION, SERIAL No. 19, ADOPTED

Mr. SCOTT asked and obtained unanimous consent for the immediate consideration of this resolution.

On the question,

Will the Senate adopt the resolution?

Mr. KESSLER. Mr. President, I would like to take this occasion to emphasize to the Members of the Senate the seriousness of the Unemployment Compensation Fund in Pennsylvania today.

I have some figures which I think might be surprising to you. On January 1, 1959, the balance in the fund was about $140,000,000. The receipts for the month of January were $16,000,000. The estimated total receipts for the first three quarters of 1959 are $184,000,000. That leaves a total of $340,000,000 of available funds for the payment of unemployment compensation benefits for the year of 1959. This is a pure guess, but it is estimated that the total unemployment benefit payments during 1959 may reach $350,000,000 or $360,000,000. This is more money than we have available or will have available in the fund.

We can look at this in a little different way. During last year, there were thirteen and one-half million unemployment compensation checks issued. There has been some improvement in unemployment, so that for 1959, if you estimate that 11,000,000 checks will be paid out at an average check amount of $29.00, you get a total payment out of the fund for this year of $319,000,000.

I just want to read from the State Treasurer's monthly report which came out for February. It reads as follows:

> "In the first month of 1949, this Fund had a balance of $636 million, an all-time high. In January 1958, the balance had fallen to $340 million, and as of January, 1959, it was only $121 million. On February 15, 1959, the Fund showed only $89 million."

It seems to me that it is imperative for us, as Legislators, to take some steps to prevent the unnecessary use of unemployment compensation funds by people who are not fully attached to the labor market. These so-called misuses of funds have been termed loopholes by many people. I would just like to cover some of them briefly.

First of all, there is the item that a person will receive unemployment compensation benefits if he cannot find suitable work. The term "suitable work" is given peculiar interpretations. For instance, during the year a man moves from the position, let us say, of a mechanic up to a supervisor and then happens to be laid off from his work. He goes to the Unemployment Compensation Office and files his claim. If he cannot find work as a supervisor, which is his classification, then he immediately becomes entitled to unemployment compensation payments. This is true even though there may be work for mechanics,

which was his former position in that same preceding year.

Another of what I call a misuse of the fund is the matter of paying the members of the Garment Workers Union unemployment compensation while they also receive vacation pay supposedly from the Union. The employer makes a contribution into this Union fund for the purpose of giving employees pay while the plant might be shut down for a vacation period. However, these same employees can go to the Unemployment Compensation Office and have been entitled, and still are entitled, to receive unemployment compensation payments.

Another so-called misuse of these funds is that a person should be able and available for work. In other words, you go to the Unemployment Compensation Office, which is connected with the Employment Office, too. They have a list of jobs which certain people would like to have filled. However, many of these people who are drawing compensation are not available for work. I would just like to site a few of those cases. Students are one example; the matter of pregnant women is another one.

The third factor, and one which I think is important, is that the person receiving unemployment compensation benefits should diligently search for work. There are twenty-seven States in these United States which have a requirement that unemployed persons who are entitled to benefits must actively seek work.

Another waste of money, in my opinion at least, is the payment of unemployment compensation to seasonal workers. This is particularly true in the canning and construction industries. Many of these workers, particularly in the canning field, work only two or three months at the most in a year. As soon as their work period is finished, those people draw unemployment compensation benefits. In many cases, these are women who are wives of the farmers who grow the crops. They go into the canning factory to pick up a little extra cash, but as soon as the canning season is over they become eligible for unemployment benefits.

These are the things, Mr. President, that I think we should try to take care of. Unless we do, we are going to find Pennsylvania in just as serious a crisis as is the State of Michigan.

We have a bill, House Bill No. 43, which was reported from committee yesterday. This bill proposes to borrow $112,000,000 from the Administration Fund in Washington. In January of this year, there was only $95,000,000 available in that fund. Michigan has already borrowed twice from the fund and is going back for some more. There just will not be $112,000,000 for Pennsylvania, even though we would have passed that bill as soon as it came over from the House. The money just is not there.

Mr. President, I would like to cite an outstanding case, at least to me, of a women who was employed in Philadelphia. If you would like, I can give you the name of the company. However, she was on the payroll of this company for thirty-one weeks and five days. She was absent over miscellaneous periods for claimed illness, which amounted to twelve weeks and five days. Her actual time worked was nineteen weeks. Her wages, vacation and severance pay amounted to $2,069 and some odd cents. Her unemployment compensation payments totaled $1,980, almost as much as the actual wages she received for working. If you take the total payments which she received for being in the labor market, actually at work for nineteen weeks, she received $4,711.

Mr. President, unless we take some steps soon, the legitimate employees, those definitely entitled to receive unemployment compensation benefits, will find that there is no money left in the Fund with which to pay them.

I think this matter is so serious that, through this resolution, we are asking the Governor to appoint a special study committee to go into this whole problem.

Mr. WEINER. Mr. President, I have not had the opportunity, as Senator Kessler has had by dedicating himself to this area, to study these facts and figures. However, my information, which is fairly recent, is that Michigan has applied to the Administration Fund, but either has not received its allowance or has not decided yet whether it wants to take another crack at this Fund. The money is available in this Fund for the Commonwealth of Pennsylvania to borrow.

I would like to point out that under House Bill No. 43, even if we borrow the money, it does not mean that we are going to use this money. It is loaned on the basis that there is no interest paid on it and we can use it if we see fit to do so. If we do not see fit to do so, we can return it at no cost to the State whatsoever. I think all of us realize, as members serving on the board of directors of probably one of the largest corporations in this Country, the Commonwealth of Pennsylvania, that this just makes good business sense to have a cushion in case you need it. If you never need it, then you are that far ahead.

I would like to add one addendum to the remarks made by Senator Kessler. I am sure that Senator Kessler is quite aware of the fact that this original Act was passed in 1936. In 1936, such things as fringe benefits were unheard of and it did not make much sense at that time to even speak about them. There is no question that probably some of these fringe benefits have now gotten into an area where we were trying to provide, as a State looking after the welfare of its people, for certain problems which came up, over which the workingman had no control and probably over which the employer had not control. It was concerted effort to try to find a common ground to take care of a problem which was nobody's fault. The purpose of this Act was to try to alleviate or relieve the situation which had occurred.

As long as we are living in an industrial State, we are always going to be beset by these problems, the same as we are beset by the problem of taxes. Regardless of which party is in power, we are going to have to face these problems and face them realistically. That is why I think that Senator Scott's resolution is well founded and well taken.

I certainly hope that Senator Kessler will present the information and other facts that he has to this committee. I know that Senator Kessler is fair-minded and is interested in solving this problem. If he gives his information to the committee, they will be able to come up with some rules or regulations which may solve this problem. At least, they may be able to extend some recommendations which would help guide us all. It is an issue which has become rather beclouded and which has become very complex in our society. I think all of

us can use guidance as none of us are particular experts in this field.

Mr. LANE. Mr. President, I listened to the discourse made by Senator Kessler and, of course, there always is a possibility of abuses as far as unemployment compensation is concerned. However, I think we are operating here on two different and distinct premises. Number one, if the Federal Government has this money available, I believe we should bring the bill out of committee and pass it. It seems to me that unless we pass this legislation and do something about it, the employers of Pennsylvania are going to be assessed an additional rate which would penalize them.

In regard to the alleged abuses, I feel that Senator Kessler should endeavor to amend the Unemployment Compensation Act. Of course, if his arguments are justified, he will naturally receive the support of the Senate.

There may be isolated cases where abuses have taken place. I am quite sure there have been. However, on the whole, we must remember that the Unemployment Compensation Fund stabilized the economy of Pennsylvania during 1958. It stabilized the economy especially in western Pennsylvania.

In my experience here in the Senate and in the House, I have heard various business people more or less denounce the Fund. However, in the past six or eight years, most of them were very happy that we had an Unemployment Compensation Fund in Pennsylvania.

Therefore, Mr. President, I say to the distinguished gentleman from Lancaster, Senator Kessler, that if he has amendments which he feels are justified, he should present those amendments to the Unemployment Compensation Act.

Mr. BERGER. Mr. President, I do not care to make any remarks, generally speaking, on the resolution. However, in case there is a misapprehension on the part of anyone in the room or anyone to whom these remarks might be communicated, there is no question, as far as we are concerned, on the passage of House Bill No. 43. It is on the Calendar and we are prepared to pass it tomorrow in a short Session.

As far as the resolution itself is concerned, it is simply intended to point out an area which we believe should be investigated and, as Senator Lane said, anything which should be corrected can be corrected.

Mr. LANE. Mr. President, I would just like to clarify my position. I understood that Senator Kessler was going to endeavor to amend House Bill No. 43, which is now on the Calendar. I am very happy to know that the Majority Leader has made the statement that they are going to pass this bill. They have the votes over there.

I wish to repeat, and say that Senator Kessler should proceed in the orderly way by amending the present Unemployment Compensation Act.

And the question recurring,

Will the Senate adopt the resolution?

It was adopted.

REPUBLICAN WOMEN'S COUNCILS FROM LYCOMING COUNTY PRESENTED TO SENATE

Mr. CONFAIR. Mr. President, today we have some visitors from Lycoming County. They are the Jersey Shore Women's Council of Republican Women, the Lower Lycoming County Council of Republican Women, the Newberry Council of Republican Women and the Lycoming Council of Republican Women. The Lycoming Council is the largest Women's Council in the State of Pennsylvania.

I am most happy to present these ladies from Lycoming County.

The PRESIDENT. Will the ladies please stand?

MRS. ZEHNDER H. CONFAIR PRESENTED TO SENATE

Mr. CONFAIR. Mr. President, I would also like to present to the Members of the Senate my wife.

The PRESIDENT. We are, indeed, happy to have you with us.

CLINTON COUNTY COUNCIL OF REPUBLICAN WOMEN PRESENTED TO SENATE

Mr. STEVENSON. Mr. President, we are honored here today to have a delegation from Clinton County, which is the Clinton County Council of Republican Women. I would like for them to stand and take a bow.

The PRESIDENT. Will the ladies from Clinton County please stand?

We welcome all of you ladies to the Senate.

PERMISSION TO ADDRESS SENATE

Mr. McCREESH asked and obtained unanimous consent to address the Senate.

Mr. McCREESH. Mr. President, before offering this resolution, I wish to state that it is certainly a pleasure to see so many green neckties in the Senate Chamber today, especially because of the fact, as we all know, it is St. Patrick's Day. However, I must confess that I was a little surprised when I saw our Senate Calendar printed in green. I did not think there were any Irishmen down in the printing room.

SENATE RESOLUTION

CONGRATULATIONS OF THE SENATE EXTENDED TO THE IRISH, ON SAINT PATRICK'S DAY, FOR THEIR MANIFOLD CONTRIBUTIONS TO THE SETTLEMENT AND DEVELOPMENT OF THIS COMMONWEALTH

Messrs. McCREESH, FLEMING, WADE, WEINER and BERGER offered the following resolution, which was read as follows:

In the Senate, March 17, 1959.

Whenever the members of the Celtic race and their friends gather on this happy day of March 17th, it is a matter of historic record that their voices will be raised in song and their arms raised with a glass of spirits. For this day is one that is set apart for rejoicing by the descendants and friends of Ireland all over the world to pay honor and tribute to their patron saint, Saint Patrick.

Much of the greatness of the Commonwealth of Pennsylvania was made possible by the sons of Erin, who in the early days of our history helped pioneer our land and who took part in the conflicts and wars in which this State and America were engaged for the preservation of freedom.

In every county of the Commonwealth are to be found evidences of the brain and brawn and culture of those who trace their ancestry to the Emerald Isle; who helped to build our first railroads, mine our first coal, forge our

first steel, drill our first oil wells, establish churches and institutions of learning and in other ways aided in the creation of Pennsylvania's proud reputation for its high place in the world's commerce, culture and industry; therefore be it

Resolved, That the Senate of Pennsylvania pause to congratulate the Irish, on this Saint Patrick's Day, for their manifold contributions to the settlement and development of this Commonwealth as no more fitting time could be selected for our tribute to the Sons of Erin.

On the question,

Will the Senate adopt the resolution?

Mr. STIEFEL. Mr. President, I have been here for twenty-two years and during the early years of my attendance in the Senate, I used to enjoy gems from the lips of Senator McGinnis. Recently, he has deprived us of his eloquence. I feel this is one occasion when he should deliver a speech. If he does not, I am not going to vote for this resolution.

Mr. BERGER. Mr. President, there is no question that we all rejoice in this great day for the Irish. However, I want to account for my not wearing a green necktie today. I did put one in my pocket this morning with the idea that if Senator Weiner wore a green necktie, so could Senator Berger.

Mr. WEINER. Mr. President, in order to limit the debate on this important resolution, I would like to add an addendum to the remarks already made. I think one way we can shut off debate, better than any cloture rule that we might adopt, is by calling on Senator McGinnis to sing one short chorus of "Galway Bay."

Mr. McGINNIS. Mr. President, last night I was sitting in my room down at the Harrisburger Hotel, watching television. A program called "Name That Tune" came on. There were several contestants and the last contestant was a very beautiful woman. She was an airline hostess. The announcer said that today was going to be St. Patrick's Day and if she and her partner, a man, could name five tunes, he would give them a contribution of $10,000. They named the first four tunes and then the master of ceremonies said if they could name the last tune, they would receive their $10,000. He said that it was the most popular Irish song that was ever written. He said that it was written by an American only a few years ago. Well, they immediately guessed it. They answered that the tune was "Galway Bay," the most popular Irish song that was ever written.

I realize now how it happens that I have so many requests to sing this song. It is not because of my singing; it is because "Galway Bay" is the most popular Irish song that was ever written.

(Rendition of "Galway Bay" by Senator Bernard B. McGinnis.)

The PRESIDENT. After hearing Senator McGinnis' rendition, I cannot imagine there being anything less than a unanimous vote to adopt this resolution.

Mr. SARRAF. Mr. President and ladies and gentlemen, I can see now why this song is number one throughout the Country as far as the Irish are concerned. Through Barney's rendition of it and his ability, it has risen to number one.

And the question recurring,

Will the Senate adopt the resolution?

It was adopted.

COMMUNICATION FROM THE GOVERNOR REPORTED FROM COMMITTEE OF EXECUTIVE NOMINATIONS

Mr. FLEMING. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING. Mr. President, I report at this time, from the Committee on Executive Nominations, a communication from His Excellency, the Governor of the Commonwealth, recalling the nomination of Mrs. Helen C. Mack as Justice of the Peace.

The Clerk read the communication as follows:

RECALLING THE NOMINATION OF MRS HELEN C. MACK AS JUSTICE OF THE PEACE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 2, 1959, for the appointment of Mrs. Helen C. Mack, R. D. 1, Renfrew, Butler County, as Justice of the Peace in and for the Township of Penn, Butler County, to serve until the first Monday of January 1960, to fill a vacancy.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE

NOMINATION BY THE GOVERNOR REPORTED FROM COMMITTEE

Mr. FLEMING. Mr. President, I further report from the Committee on Executive Nominations, the nomination of Mrs. Helen C. Mack and ask that it be read by the Clerk.

The Clerk read the nominations as follows:

JUSTICE OF THE PEACE

March 2, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mrs. Helen C. Mack, R. D. 1, Renfrew, Butler County, for appointment as Justice of the Peace in and for the Township of Penn, Butler County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

NOMINATION RETURNED TO THE GOVERNOR

Mr. FLEMING. Mr. President, I move that the nomination just read by the Clerk be returned to His Excellency, the Governor of the Commonwealth.

Mr. STEVENSON. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The nomination will be returned to the Governor.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

MEMBERS OF THE ANTHRACITE MINE INSPECTORS' EXAMINING BOARD

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Anthracite Mine Inspectors' Examining Board, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Charles E. Brown, 604 Greenwood Avenue, Pottsville, Schuylkill County, vice George J. Clark, Pottsville, whose term expired.

Ignatzius Zielenski, 279 East Broadway, Larksville, Luzerne County. (Reappointment)

Earl Strack, 219 Winters Avenue, West Hazleton, Luzerne County. (Reappointment)

DAVID L. LAWRENCE.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. STEVENSON,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

MEMBER OF THE PENNSYLVANIA TURNPIKE COMMISSION

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for appointment as a member of the Pennsylvania Turnpike Commission:

E. James Trimarchi, Jr., Indiana, Indiana County, from October 2, 1957, until June 4, 1961, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE PENNSYLVANIA AERONAUTICS COMMISSION

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, F. Wayne Fesenmyer, 120 School Street, Bradford, McKean County, for reappointment as a member of the Pennsylvania Aeronautics Commission, until March 6, 1963, and until his successor shall be duly appointed and shall have qualified.

DAVID L. LAWRENCE.

MAGISTRATE OF COURT NO. 19, IN AND FOR THE CITY OF PHILADELPHIA

March 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Charles A. Papa, 237 North Sixty-fifth Street, Philadelphia, Philadelphia County, for appointment as Magistrate of Court No. 19, in and for the City of Philadelphia, until the first Monday of January 1960, vice James T. Donnelly, deceased.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Alan Bachrach, 5905 North Broad Street, Philadelphia, Philadelphia County, for reappointment as a member of the State Board of Veterinary Medical Examiners, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE ANTHRACITE MINE EXAMINERS' EXAMINING BOARD

February 23, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Anthracite Mine Inspectors' Examining Board, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified.

Charles E. Brown, 604 Greenwood Avenue, Pottsville, Schuylkill County, vice George J. Clark, Pottsville, whose term expired.

Ignatzius Zielenski, 279 East Broadway, Larksville, Luzerne County. (Reappointment)

Earl Strack, 219 Winters Avenue, West Hazleton, Luzerne County. (Reappointment)

DAVID L. LAWRENCE.

A motion was made by Mr. FLEMING and Mr. WADE,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan.	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

Two-third of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Govenor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. STEVENSON. Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED AND REFERRED

Mr. VAN SANT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. VAN SANT and HAYS read in place and presented to the Chair Senate Bill No. 489, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," changing the provisions relating to sick leaves for certain State employes.

Which was committed to the Committee on State Government.

Mr. MAHADY. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHADY read in place and presented to the Chair Senate Bill No. 490, entitled:

An Act amending the act of May 14, 1929 (P. L. 1721), entitled as amended, "An act providing for the service of process in civil suits on nonresident operators, or nonresident owners, of motor vehicles operated within the Commonwealth of Pennsylvania; . . .," providing for service of process on nonresidents or residents who subsequently become nonresidents or conceal their whereabouts on whose behalf a motor vehicle is being operated in Pennsylvania.

Which was committed to the Committee on Highways.

RECESS

Mr. WEINER. Mr. President, I move that the Senate do now take a recess for ten minutes for the purpose of holding a Democratic Caucus in the Democratic Caucus Room on the fourth floor.

Mr. STIEFEL. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

Before considering today's Calendar, I might point out to you that the lovely printing of the Calendar in green ink was the responsibility and the idea of our Secretary, Senator Edward "O'Watson."

CALENDAR

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 4, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code," prohibiting the sale of gasoline in glass containers.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 7, entitled:

An Act authorizing the recovery of damages from parents of children destroying property.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

Mr. SEYLER. Mr. President, I desire to be recorded as voting "no" on this bill.

Mr. SILVERT. Mr. President, I wish to be recorded as voting "aye" on this bill because I feel that while under the law at the present time parents are not responsible for the torts of their children, we have a situation today in juvenile delinquency which requires all kinds of measures.

We know that no one measure will cure juvenile delinquency in Philadelphia or anywhere else. This problem has engaged the thoughts of our Mayor, our Administration, our Police Force. There is no question that one of the causes of juvenile delinquency is the failure of parental control and parental discipline. Of course, that is not the only cause. If we make parents feel that they are responsible to the extent of $250.00 for any wanton or willful damage, committed by their children, I feel it is a step in the right direction.

Therefore, Mr. President, I am voting in favor of the bill.

Mr. PECHAN. Mr. President, this very same bill was introduced last year and sponsored by me. It had a little rougher road to hoe. I do not know whether Senator Seyler has begun to like me all of a sudden or what it is, but all he does is say he will just vote "no" and does not say anything about it. I appreciate that.

Mr. President, I do want to go along with the remarks made by Senator Silvert. I believe if this bill does nothing else, it will have a psychological effect on children.

Edgar Hoover, the Chiefs of Police Association, the Fraternal Order of Police and many, many judges in the Commonwealth have written me supporting this type of legislation. Where this type of legislation has been enacted, in a great many of those counties and cities, you will find

that juvenile delinquency has dropped as much as fifty per cent. It does not make good sense to me that if I own a dog, let us say, and he goes into my neighor's flower patch, my neighbor can sue me for property damage. Yet, if my child goes in and ruins that flower patch, the neighbor cannot make any recovery.

Another thing, from a psychological standpoint, is that I feel if a boy or girl knows that their parents are responsible to at least $250.00, they will think twice before they go into a church and break up a lot of statues or go into cemeteries and knock down a lot of tombstones.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Barr,	Kalman,	Mullin,	Stiefel,
Berger,	Keller,	Murray,	Taylor,
Blass,	Kessler	Pechan,	Van Sant,
Camiel,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Rooney,	Wagner,
DiSilvestro,	Lane,	Ruth,	Walker,
Donolow,	Madigan,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McGinnis,	Shafer,	Whalley,
Fleming,	McMenamin,	Silvert,	Wolfe,
Harney,	Miller,	Stevenson,	

NAYS—6

Ehrgood,	Mahady,	Ripp,	Seyler,
Hays,	McCreesh,		

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 107, Printer's No. 107, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 137, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code" prescribing penalties for furnishing false information to political subdivision officers and employes in certain cases.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 141, Printer's No. 408, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 173, entitled:

An Act amending the act of April 25, 1929 (P. L. 723), entitled "An act regulating the investment of funds by administrative departments * * *" increasing the investment powers of State administrative departments boards commissions or officers.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Confair,	Kopriver, Jr.	Propert,	Van Sant,
DiSilvestro,	Kromer,	Ripp,	Wade,
Donolow,	Lane,	Rooney,	Wagner,
Ehrgood,	Madigan,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,

NAYS—1

Mahady,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 319, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code" making it a misdemeanor to enter any building with intent to commit a crime and fixing the penalty therefor.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Confair,	Kopriver, Jr.	Propert,	Van Sant,
DiSilvestro,	Kromer,	Ripp,	Wade,
Donolow,	Lane,	Rooney,	Wagner,
Ehrgood,	Madigan,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,

NAYS—1

Mahady,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 325, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" authorizing the supervisors to construct or contribute money for ponds or dams for the purpose of providing water for fire protection.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 326, Printer's No. 351, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 335, entitled:

An Act amending the act of July 29, 1953 (P. L. 1435) entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents * * *" authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 345, entitled:

An Act amending the act of July 25, 1913 (P. L. 1311) entitled "An act providing for the establishment of a State Industrial Home for Women; * * *" requiring sheriffs to transport women prisoners to the Industrial Home.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.,	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Walley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order,
The Senate proceeded to the third reading and consideration of House Bill No. 43, entitled:

An Act amending the act of December 5, 1936 (1937 P. L. 2897) entitled "Unemployment Compensation Law" authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 406; and
Senate Bill No. 45, Printer's No. 407.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 116, Printer's No. 125; and
Senate Bill No. 117, Printer's No. 126.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,
The Senate proceeded to the second reading and consideration of Senate Bill No. 130, entitled:

An Act amending the act of June 20, 1919 (P. L. 521) entitled "Transfer Inheritance Tax Law" changing the tax rate on property transferred to brothers or sisters.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 165, Printer's No. 31, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,
The Senate proceeded to the second reading and consideration of Senate Bill No. 177, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" prescribing penalties for disturbing the privacy of others by use of telephone.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The Senate proceeded to the second reading and consideration of Senate Bill No. 239, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742) entitled as amended "The Realty Transfer Tax Act" by redefining the term "value" to limit the tax liability on certain transfers of property acquired by an execution creditor at sheriff's sale.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,
The Senate proceeded to the second reading and consideration of Senate Bill No. 320, entitled:

An Act amending the act of March 31, 1860 (P. L. 427) entitled "Criminal Procedures Act of 1860" broadening the power of magistrates, justices of the peace and aldermen to take bail.

The first section was read.
On the question,
Will the Senate agree to the section?
Mr. WEINER offered the following amendments:

Amend Section 1, Page 2, line 8, by striking out "magistrate justice of the peace"; Amend Section 1, Page 2, line 18, by removing the bracket before "Persons"; Amend Section 1, Page 2, line 19, by removing the bracket after "or"; Amend Section 1, Page 3, line 1, by removing the bracket before "burglary"; Amend Section 1, Page 3, line 2, by removing the bracket after "city" and inserting immediately thereafter: "except that in counties of the first class persons accused as aforesaid of arson rape mayhem sodomy buggery robbery or burglary may be admitted to bail by a magistrate or committing magistrate the amount thereof to be fixed by the magistrate or committing magistrates."

They were agreed to.
The section was agreed to as amended.
The second section and title were read and agreed to.
And said bill having been read at length the second time, and agreed to as amended,
Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order,
The Senate proceeded to the second reading and consideration of Senate Bill No. 338, entitled:

An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. PECHAN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. PROPERT. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 82, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing payments by the Superintendent of Public Instruction to certain designated depositories.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 210, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for the employment of a certified public accountant by joint boards and merged school districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 216, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for the creation of capital reserve funds, regulating the use of such funds and authorizing the levying of taxes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 218, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," increasing maximum limits on per capita taxes with certain limitations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 221, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing school directors to charge tuition fees for adult extension education.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 222, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," adding purposes for which school taxes may be levied and extending the taxing power of school districts of the fourth class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 223, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for payment to joint boards under certain conditions by the Commonwealth for the acceptance of non-resident pupils and providing for installment payments.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL INTRODUCED AND REFERRED

Mr. FLEMING. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. FLEMING and HAYS read in place and presented to the Chair Senate Bill No. 491, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting certain business activities on Sunday.

Which was committed to the Committee on Judiciary General.

PETITIONS AND REMONSTRANCES

Mr. HAYS. Mr. President, I have two important matters to bring before the Senate. The first was due to a little neglect of mine earlier in the afternoon when there were some lovely Republican ladies from Centre County here. I certainly want the Legislative Journal to show that they were present.

Another matter of considerable importance is that yesterday afternoon,—I am sorry that the gentleman from Cumberland, Senator Wade, is not here—when the verbal hassle was going on between the Senator from north of the Yellow Breeches Creek and the Senator from south of the Yellow Breeches Creek, I almost got involved. I almost found myself being a second class Senator; presumably due to the fact that I lived forty years in the shadow of a State University. However, because of the inherent fairness of the President pro tempore of the Senate, I was spared being put in the second class category.

I want to call to the attention of the Members of the Senate a recent editorial which appeared in the Bristol Daily Courier and The Levittown Times, the latter being described as "Delaware Valley's Great Home Newspaper." These are not small country newspapers; these are big newspapers. This editorial is in two parts. One part is commendatory of Superintendent Boehm and the other part rather condemns the Senator from Cumberland County. This, I think, perhaps contradicts the Biblical adage of a prophet without honor in his own country. I am going to read into the Legislative Journal the words of commendation for Superintendent Boehm and will omit the condemnation of Senator Wade.

This obviously comes from Bucks County, where Superintendent Boehm has lived most of his professional life. The following apparently is what the editor of these two newspapers has to say about Superintendent Boehm:

> "Pennsylvania has always had an ignoble reputation for being the most insidiously political state in the Union.
>
> "Nothing ever happens in Harrisburg that isn't measured primarily for its political advantage, political expediency, political profit.
>
> "This is why the Commonwealth is confronted with record-breaking debt and budget, why Governor Lawrence had to ask a group of business, industrial and labor people to help bail him out of the current fiscal mess.

"This is why, up until a year or so ago, the state welfare program and its welfare institutions were considered a half century behind the times.

"This is why, up until three years ago, the state's educational system was one of the most backward in the nation.

"We are not sure that an investigation of the spending policies of the Public Instruction Department will make much difference.

"Perhaps in order that the record be cleared such an investigation would be wise.

"Both public and educators of Pennsylvania have long since recognized Dr. Boehm's distinguished contribution to the state's educational processes since taking over the department early in the Leader administration.

"No one knowing about Public Instruction Department policies, needed office and conference room improvement, and amazing progress of the past three years toward bringing the state's educational system in cadence with the urgent requirements of the times could seriously question Dr. Boehm's judgment, his integrity, his complete dedication to the greatest job to be done in the state today—even better education than we've got.

"If it is true that policies is the art of government, it is exceedingly clear that in Pennsylvania government is merely a by-product of politics. This, we think, is tragic."

ADJOURNMENT

Mr. PECHAN. Mr. President, I move that the Senate do now adjourn until Wednesday, March 18, 1959, at 10:00 o'clock, a.m., Eastern Standard Time.

Mr. WEINER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 2:46 o'clock, p. m., Eastern Standard Time, until Wednesday, March 18, 1959, at 10:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, March 17, 1959

The House met at 12:00 o'clock noon.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Humbly, O, God, we bow in Thy presence as we are cognizant of Thy Holy Spirit within our midst. We are aware of the help which Thou hast given to Thine own in days gone by. And we likewise pray that as we stand in the heritage of the past, the courage and stamina which characterized those statesmen of old may be our possession too. Ever keep us mindful that in this hour of decision, we never need to stand alone; for, Thou art ever near to counsel and lead. And challenge us to look beyond the pitfalls of our own lives to the great future which Thou wouldst have us plan and carry to its ultimate conclusion, through Christ our Lord. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, March 16, 1959, will be postponed until printed.

The Chair hears none.

PHOTOGRAPH OF HOUSE

The SPEAKER. The Chair has been informed that this is the day scheduled for a picture of the Members of the House. The respective Floor Leaders will do the best they can to see that the Members are in their seats to have the picture taken.

A panoramic picture of the House was taken.

GETTYSBURG JUNIOR-SENIOR HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the House some two hundred ninth grade students of Gettysburg Junior and Senior High Schools, and their teachers.

They are the guests of the gentleman from Adams, Mr. Worley.

WILSON HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair also welcomes to the House as guests today the senior class of the Wilson High School in West Lawn, Berks County. They are here accompanied by their chaperons and guides, Lloyd Miller, Aaron Miller, John Wise and George Griesemer.

They are the guests of the gentleman from Berks, Mr. Balthaser.

BILLS INTRODUCED AND REFERRED

By Messrs. DEVLIN, MUSTO, McCANN and BRETH. HOUSE BILL No. 832.

An Act providing that members of the clergy shall not be compelled or allowed to testify to certain communications made to them in the course of their duties.

Referred to the Committee on Judiciary.

By Mrs. B. Z. MILLER and Mr. STEWART. HOUSE BILL No. 833.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) creating the Labor Utilization Foundation within the Department of Labor and Industry and providing for a director thereof; * * *, making an appropriation.

Referred to the Committee on Labor Relations.

By Messrs. GOLDSTEIN and WILT. HOUSE BILL No. 834.

An Act amending the act of March 31, 1860 (P. L. 382), entitled "An act to Consolidate, Revise and Amend the Penal Laws of this Commonwealth," providing for the seizure, forfeiture and disposition of automobiles and any other paraphernalia used to furnish or obtain information to be used in lotteries, pool selling, book making and gambling.

Referred to the Committee on Judiciary.

By Messrs. REIDENBACH, MEHOLCHICK, STEWART and KUBITSKY. HOUSE BILL No. 835.

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343), providing for the disposition of interest and earnings on deposits from the Liquor License Fund.

Referred to the Committee on Appropriations.

By Messrs. J. J. MURRAY and JENKINS. HOUSE BILL No. 836.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), fixing the expense allowance for delegates to the meeting of the State Association of Boroughs.

Referred to the Committee on Boroughs.

By Messrs. J. J. MURRAY and JENKINS. HOUSE BILL No. 837.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring truck tractors to be constructed or equipped to bar water and other road substances thrown from rear wheels.

Referred to the Committee on Motor Vehicles.

By Messrs. J. J. MURRAY and JENKINS. HOUSE BILL No. 838.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing sick leaves for employes and providing for accumulation of sick leaves and other leaves of absence.

Referred to the Committee on State Government.

By Messrs. GOODRICH, HAMILTON, KORNS and WHEELER. HOUSE BILL No. 839.

An Act regulating payments by the Department of Public Welfare to hospitals for medical and surgical services rendered to, and maintenance, of persons treated in the hospitals who are entitled to free care.

Referred to the Committee on Welfare.

By Mr. O'NEIL. HOUSE BILL No. 840.

An Act requiring the payment of wages each week by railroad or sleeping car operators or persons carrying on the business thereof by lease or otherwise.

Referred to the Committee on Railroads and Railways.

By Mrs. REIBMAN, Messrs. PRENDERGAST and VERONA. HOUSE BILL No. 841.

An Act amending the "School Employes Retirement Law," approved July 18, 1917 (P. L. 1043), providing credit for retirement purposes for certain persons previously employed outside the public school system.

Referred to the Committee on Education.

By Mr. LIPPINCOTT, Mrs. VARALLO and Mr. ISAACS. HOUSE BILL No. 842.

An Act making an appropriation to Sleighton Farm School for Girls, situate in Delaware County, Pennsylvaina.

Referred to the Committee on Appropriations.

By Mr. POLEN. HOUSE BILL No. 843.

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation, class and schools for handicapped children.

Referred to the Committee on Appropriations.

By Mr. POLEN. HOUSE BILL No. 844.

An Act making an appropriation to the Department of Public Welfare for administration of the Public Assistance Law, and for making public assistance grants.

Referred to the Committee on Appropriations.

By Mr. POLEN. HOUSE BILL No. 845.

An Act amending the act of July 19, 1957 (Appropriation Acts, page 60) entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

Referred to the Committee on Appropriations.

By Messrs. J. J. MURRAY, JENKINS and STEVENS. HOUSE BILL No. 846.

An Act amending "The First Class Township Code," approved June 24, 1931 (P. L. 1206), further regulating the adoption of zoning codes.

Referred to the Committee on Townships.

By Messrs. J. J. MURRAY, JENKINS and STEVENS. HOUSE BILL No. 847.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), requiring notice of the places where zone maps may be examined before zoning ordinances are presented to council.

Referred to the Committee on Boroughs.

By Messrs. NAUGLE and KORNS. HOUSE BILL No. 848.

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L. 448), requiring that certain lakes be open to the public for free fishing.

Referred to the Committee on Fisheries.

By Messrs. MAHAN, McCANDLESS and FOX. HOUSE BILL No. 849.

An Act amending the "Dog Law of 1921," approved May 11, 1921 (P. L. 522) changing the time for application for a dog license.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. KAMYK, SCHUSTER, STEVENS and RIGBY. HOUSE BILL No. 850.

An Act amending the act of June 28, 1947 (P. L. 990), entitled "An act to permit employes of counties, cities, boroughs, towns and townships to accumulate annual sick leave in certain cases," increasing the period for which sick leaves may be accumulated.

Referred to the Committee on Municipal Corporations.

By Messrs. POLASKI and SCHAAF. HOUSE BILL No. 851.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), authorizing veterans to gain residences as electors at homes for disabled and indigent soldiers and sailors.

Referred to the Committee on Elections and Apportionment.

By Mrs. HENZEL, Messrs T. H. W. JONES and BRENNINGER. HOUSE BILL No. 852.

A Supplement to the act of July 19, 1957 (Appropriation Acts, page 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, ***" providing for a deficiency appropriation to the Department of Public Instruction for special education of physically handicapped pupils.

Referred to the Committee on Appropriations.

By Messrs. MACHMER, KORNS, FRANK and BUCHANAN. HOUSE BILL No. 853.

An Act amending the "Public School Code," approved March 10, 1949 (P. L. 30), changing provisions relating to the approval of projects for reimbursement purposes.

Referred to the Committee on Education.

By Messrs. STROUP and FILO. HOUSE BILL No. 854.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prescribing penalties for the fraudulent conversion of advance payments to be used for funeral expenses.

Referred to the Committee on Law and Order.

By Messrs. FLYNN, RENWICK, LIGHT and KORNS. HOUSE BILL No. 855.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), requiring the State Council of Education to furnish basic, standardized plans for school buildings, and providing that proposed school buildings shall not be approved unless in compliance therewith.

Referred to the Committee on Education.

By Messrs. McINROY and LIGHT. HOUSE BILL No. 856.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), prohibiting the sale of alcoholic beverages by club licensees on Sunday.

Referred to the Committee on Rules.

By Messrs. POLASKI and SCHAAF. HOUSE BILL No. 857.

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), permitting cities to lease

their port facilities for a term not exceeding twenty-five years.

Referred to the Committee on Cities—Third Class.

By Messrs. HORST, BONNER and PURSLEY. HOUSE BILL No. 858.

An Act amending the "Public School Employes Retirement Law," approved July 18, 1917 (P. L. 1043), permitting employes to make up back payments to the retirement system from the time they enter school service, and securing to such employes the full benefits of the retirement system from the time they entered school service.

Referred to the Committee on Education.

By Messrs. HORST, BONNER and PURSLEY. HOUSE BILL No. 859.

An Act amending the act of May 17, 1956 (P. L. 1623), entitled "A supplement to the 'Public School Employes Retirement Law,' approved July 18, 1917 (P. L. 1043), ***" extending the time during which a school employe may obtain credit in the Public School Employes' Retirement System for previous service under the State Employes' Retirement System.

Referred to the Committee on Education.

By Mr. WHEELER. HOUSE BILL No. 860.

An Act amending the "Public Utility Law," approved May 28, 1937 (P. L. 1053), including municipal water authorities within the provisions relating to rates.

Referred to the Committee on Municipal Corporations.

By Mr. WHEELER. HOUSE BILL No. 861.

An Act amending the "Municipality Authorities Act of 1945," approved May 2, 1945 (P. L. 382), providing for the fixing of rates by municipal water authorities.

Referred to the Committee on Municipal Corporations.

By Messrs. WHEELER, HAMILTON, WESCOTT and WILT. HOUSE BILL No. 862.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), providing a method of procedure for the adoption of certain ordinances.

Referred to the Committee on Townships.

By Messrs. POLEN, WEIDNER, WHEELER and WOOD. HOUSE BILL No. 863.

An Act amending the act of February 9, 1901 (P. L. 3), entitled "An act to provide for increasing the capital stock and indebtedness of corporations," deleting certain requirements of corporate officers.

Referred to the Committee on Judiciary.

By Messrs. HAMILTON and P. G. MURRAY. HOUSE BILL No. 864.

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one," approved May 17, 1921 (P. L. 789), increasing the fee for filing papers with the department.

Referred to the Committee on Insurance.

By Messrs. KAMYK, LAMB, GOLDSTEIN and RIGBY. HOUSE BILL No. 865.

An Act amending the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," providing for additional payments to certain pensioned or retired employes.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. BUCHANAN, STECKEL, YETTER and YATRON. HOUSE BILL No. 866.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), changing names of State Teachers' Colleges.

Referred to the Committee on Education.

By Messrs. FINEMAN, TOMPKINS and BOIES. HOUSE BILL No. 867.

An Act authorizing the court to order the parties under certain circumstances to submit to blood grouping tests under certain conditions and the effect thereof.

Referred to the Committee on Judiciary.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 118.

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" increasing the compensation of certain members of the Pennsylvania State Police Force and fixing minimum subsistence allowances.

Referred to the Committee on State Government.

SENATE BILL No. 151.

An Act amending the act of December 27, 1951 (P. L. 1742) entitled as amended "The Realty Transfer Tax Act" authorizing the use of stamping machines in the sale of documentary stamps and authorizing the Department of Revenue to furnish such machines.

Referred to the Committee on Judiciary.

SENATE BILL No. 250.

An Act amending the act of April 9, 1929 (P. L. 343) entitled "The Fiscal Code" providing for additional reimbursement and procedures relative thereto in the auditing of disbursements affairs and accounts and clarifying the provisions relating to audits.

Referred to the Committee on State Government.

SENATE BILL No. 251.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing certain procedures and providing for audits and vertification of rights to reimbursements.

Referred to the Committee on Education.

SENATE BILL No. 264.

An Act authorizing the Department of Highways to conduct a study and survey to determine the advisability of establishing constructing and maintaining a State highway in Montgomery County.

Referred to the Committee on Highways.

SENATE BILL No. 265.

An Act authorizing the Department of Highways with the approval of the Governor to construct a highway and to erect and maintain a bridge over the Schuylkill River in Montgomery County between a point in the Borough of Norristown or a township adjacent thereto and a point in the Borough of Bridgeport or a township adjacent thereto and to provide the necessary approaches and connections with State highways and empowering the county to pay certain damages.

Referred to the Committee on Highways.

SENATE BILL No. 324.

An Act amending the act of May 28, 1937 (P. L. 955) entitled as amended "Housing Authorities Law" increasing the minimum amount for which the authorities may contract or purchase without bids.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 327.

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" further providing for the employment of the certified public accountant.

Referred to the Committee on Boroughs.

SENATE BILL No. 328.

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" extending the jurisdiction of borough policemen to include property outside the borough owned or controlled by the borough.

Referred to the Committee on Judiciary.

SENATE BILL No. 339.

An Act amending the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" extending the time for authority employes to join or refuse to join the pension fund.

Referred to the Committee on Cities—Counties Second and Second Class A.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. STIMMEL and PRENDERGAST.

(Concurrent) RESOLUTION No. 42.

In the House of Representatives, March 16, 1959.

The Journal of Commerce, dated March 5, 1959, reports that recent figures, released by Mr. Ned J. Parsekian, acting director of motor vehicles of the State of New Jersey, show a total of 1,728 non-resident drivers (of which 608 were Pennsylvania drivers) and 831 State drivers have been caught speeding in New Jersey so far this year.

Unfortunately, Mr. Parsekian did not also release the total ratio of non-resident drivers to New Jersey resident drivers, but the ratio of out-of-state drivers caught speeding in New Jersey, as compared to New Jersey resident drivers, is more than 2 to 1. This ratio is alarmingly disproportionate in view of ordinary experience that generally there are not twice as many non-resident drivers as compared to resident drivers on New Jersey roads, or, that if there are an equal number, twice as many non-resident drivers violate the speeding laws of New Jersey as do resident drivers.

Substantive complaints and evidence of the methods of arrest and inconvenience of hearings, indicate the possibility of an "out-of-state drivers" speed trap; therefore be it

Resolved (The Senate concurring), That a committee, composed of two members of the House of Representatives be appointed by the Speaker, and two members from the Senate be appointed by the President Pro Tempore, to investigate the complaint that unfair and discriminatory justice is being meted out to motorists of this Commonwealth and reviewing our reciprocal agreement with New Jersey providing for revocation and suspension of drivers' licenses; and be it further

Resolved, That the committee make a report of their findings and recommendations to this Session of the General Assembly as soon as possible.

Referred to the Committee on Rules.

By Mr. J. A. O'DONNELL, Mrs. REIDMAN, Messrs. VERONA and PRENDERGAST.

RESOLUTION (Not Printed).

In the House of Representatives, March 16, 1959.

Harry Paul Kitchen, a former member of this House of Representatives, died on March 11, 1959 at the age of 65 in the Easton hospital.

A native of Easton, he was a professional entertainer on the team of the well known Jimmie Applegate for many years.

Mr. Kitchen, a Republican was elected as the representatives from Northampton County's Second district in 1940, serving in the 1941-42 session.

Later Mr. Kitchen was appointed court crier by the late Judge William A. Frack and upon the death of Judge Frack, was retained as court tipstaff by Judge Clinton B. Palmer.

Harry Paul Kitchen is survived by his wife Elizabeth F. Kitchen and a son, William; therefore be it

Resolved, That a copy of this resolution be sent to his wife, Elizabeth F. Kitchen, 131 Spring Garden Street, Easton, Pennsylvania, in remembrance of his public service and as a token of sympathy from the members of the House of Representatives.

Referred to the Committee on Rules.

INTERROGATION

Mr. A. W. JOHNSON. I would like the privilege of interrogating the Majority Leader.

The SPEAKER. Will the Majority Leader consent to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. A. W. JOHNSON. Mr. Speaker, I would like to ask the gentleman what his name is?

Mr. McCANN. My name is Stephen McCann.

Mr. A. W. JOHNSON. What is your father's name?

Mr. McCANN. Michael McCann.

Mr. A. W. JOHNSON. What is your nationality?

Mr. McCANN. Why do you ask me?

Mr. A. W. JOHNSON. Well, I want to know.

The SPEAKER. The gentleman will make correct and honest answers to the inquiry.

Mr. McCANN. I am part Irish. Why?

Mr. A. W. JOHNSON. Well, that is what I thought. I did not see a green tie on the gentleman this morning, so I have brought a tie for him. From a full-blooded Swede to a half-breed Irishman, I present to you this tie.

Mr. McCANN. Mr. Speaker, I would like to thank the gentleman from McKean for the lovely tie.

I am sorry that when I left home this week with my usual luggage I did not bring any green tie. I have not bought a bow tie in many years. I have a sufficient number of nieces and nephews so that when I get socks, I get a dozen; if I get bow ties, I get a dozen; if I get hankies, I get a dozen. But I would like to say that the

ladies were kind enough to see that I got a shamrock early this morning.

I thank you very kindly, Mr. Johnson.

JUDGE CHAUNCEY M. DEPUY WELCOMED

The SPEAKER. We are honored by having present with us in the House this morning a distinguished visitor, Judge Chauncey Depuy of Franklin County. I will ask him to extend a brief greeting to the Members of the House.

The Judge may come to the rostrum if he desires.

JUDGE DEPUY. Mr. Speaker, it is a great privilege for me to be here today and to have this moment with the House of Representatives of Pennsylvania. You have arduous duties ahead, one of the most arduous probably that you will ever have I understand you are beginning today.

It is a privilege to be here and to meet your great Speaker, too. Thank you.

The SPEAKER. You see, Members of the House, I have to bring in a visitor once in awhile in order that the Speaker may get a plug.

REPORTS FROM COMMITTEES

Mr. IRVIS from the Committee on Judiciary, reported as amended, House Bill No. 108, entitled:

An Act amending the act of May 1, 1907 (P. L. 135), entitled "An act relating to the appointment of stenographers to report proceedings in the sevaral courts of common pleas, and orphans' courts, * * * as well as before commissioners, masters, and special masters in chancery, referees, examiners, auditors, and other officers; * * *," changing liability for payment of costs in furnishing copies of notes of testimony requested by defendants.

Mr. TOMPKINS from the Committee on Elections and Apportionment, reported as committed, House Bill No. 233, entitled:

A Joint Resolution proposing an amendment to Article VIII, Section 1 of the Constitution of the Commonwealth of Pennsylvania, changing residence requirements.

Mr. MORAN from the Committee on Boroughs, reported as committed, House Bill No. 308, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing for the asquisition, maintenance or enlargement by the borough of certain sewage collection or disposal systems.

Mr. CIOFFI from the Committee on Highways, reported as committed, House Bill No. 351, entitled:

An Act amending the "State Highway Law" of June 1, 1945 (P. L. 1242), providing for payment by the Commonwealth of damages occasioned by a change of width, lines or grades of streets designated as State highways in cities of the second class A and third class.

Mr. AGNEW from the Committee on Boroughs, reported as committed, House Bill No. 361, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519), changing provisions concerning protests to proposed changes in zoning.

Mr. GAILEY from the Committee on Judiciary, reported as committed, House Bill No. 489, entitled:

An Act permitting the recording of leases, subleases and agreements to lease or sublease; permitting the recording of memoranda thereof; prescribing the minimum contents of such memoranda; * * *.

Mr. FLOYD from the Committee on Education, reported as committed, House Bill No. 492, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for estimated semi-annual payments.

Mr. ROVANSEK from the Committee on Education, reported as committed, House Bill No. 495, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing provisions for discontinuing joint schools and departments.

Mr. IRVIS from the Committee on Education, reported as committed, House Bill No. 496, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing the reimbursement payments on account of instruction in certain cases.

Mrs. HENZEL from the Committee on Education, reported as committed, House Bill No. 497, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), making the school at Cheyney a State Teachers' College in the First State Teachers' College District.

Mr. ESHLEMAN from the Committee on Education, reported as committed, House Bill No. 498, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing reimbursement provisions for school districts in certain cases.

Mr. FLYNN from the Committee on Counties, reported as committed, House Bill No. 523, entitled:

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571), increasing the compensation of assessors and providing for mileage.

Mr. BARTON from the Committee on Counties, reported as committed, House Bill No. 524, entitled:

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571), providing that the chief assessor shall assist the assessor in the performance of certain duties.

Mr. YATRON from the Committee on Education, reported as committed, House Bill No. 540, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), further providing for the revision of territory upon abolition of an indeepndent schol district.

Mr. SCHWARTZ from the Committee on Judiciary, reported as amended, House Bill No. 542, entitled:

An Act to regulate and establish the fees to be received by the clerk of oyer and terminer, and quarter sessions of the peace and the municipal court of Philadelphia in counties of the first class.

Mrs. KOOKER from the Committee on Professional Licensure, reported as amended, House Bill No. 578, entitled:

An Act amending the "Beauty Culture Law," approved May 3, 1933 (P. L. 242), changing eligibility requirements for examination.

Mr. McINROY from the Committee on Game and Con-

servation, reported as committed, House Bill No. 583, entitled:

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), increasing the number of special dog training area permits which may be issued in any one county.

Mr. COMER from the Committee on State Government, reported as committed, House Bill No. 602, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," abolishing the General Galusha Pennypacker Monument Commission.

Mr. MORAN from the Committee on Boroughs, reported as committed, House Bill No. 640, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), further regulating bonds to be given for protection of labor and materialmen.

Mr. WORLEY from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 679, entitled:

An Act amending the act of March 26, 1925 (P. L. 83), entitled "An act for the protection of Public Health by regulating the serving of milk for drinking purposes to patrons of hotels, * * *: and providing penalties," eliminating licenses and license fee requirements.

Mr. MACHAMER from the Committee on Agriculture and Dairy Industries, reported as committed, House Bill No. 680, entitled:

An Act amending the "Milk Control Law," approved April 28, 1937 (P. L. 417), changing provisions relating to weighing and measuring permits.

Mr. O'NEIL from the Committee on Counties, reported as committed, House Bill No. 692, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), providing for payment to organizations of American Gold Star Mothers.

Mr. O'NEIL from the Committee on Counties, reported as committed, House Bill No. 704, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing temporary investment and deposits of county funds.

Mr. FINEMAN from the Committee on State Government, reported as amended, House Bill No. 728, entitled:

An Act to encourage and permit the prospecting for and development of certain valuable minerals on State forest land; and providing for the waiver of competitive bidding requirements therefor.

Mr. HAMILTON from the Committee on State Government, reported as committed, House Bill No. 729, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), further regulating the power of the Department of Forests and Waters to enter into contracts or leases for mining or removal of valuable minerals.

Mr. AUKER from the Committee on Judiciary, reported as amended, House Bill No. 760, entitled:

An Act providing that charitable, religious and nonprofit corporations, organizations and institutions shall be subject to liability for torts.

Mrs. KERNAGHAN from the Committee on Boroughs, reported as committed, Senate Bill No. 29, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code" authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid operators of fire apparatus shall take physical examinations.

Mr. WELSH from the Committee on Law and Order, reported as amended, Senate Bill No. 261, entitled:

An Act amending the act of April 27, 1927 (P. L. 465), entitled as amended "Fire Safety Building Regulation Law" providing exemptions from certain provisions of the act.

BILLS RE-REFERRED

Mr. SCHWARTZ from the Committee on State Government, returned with the recommendation that it be re-referred to the Committee on Professional Licensure, House Bill No. 771, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), creating the State Board of Examiners for Dispensing Opticians, and defining its powers and duties.

The SPEAKER. The bill is re-referred to the Committee on Professional Licensure.

Mr. SCHWARTZ from the Committee on State Government, returned with the recommendation that it be re-referred to the Committee on Professional Licensure, House Bill No. 781, entitled:

An Act relating to the practice of ophthalmic dispensing; providing for the registration and licensure of dispensing opticians and the registration of apprentices; conferring powers and imposing duties upon the State Board of Examiners for Dispensing Opticians; * * *.

The SPEAKER. The bill is re-referred to the Committee on Professional Licensure.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. POLEN asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

REPUBLICAN CAUCUS

Mr. A. W. JOHNSON. Mr. Speaker, we would like to have the privilege of an immediate Republican Caucus to last one hour and fifteen minutes.

Mr. McCANN. Mr. Speaker, immediately following the tentative time schedule as set by the Minority Leader, an hour and fifteen minutes for a Republican caucus, I would like to ask that the House then reconvene at 2:20 p.m. Their caucus would be over at 2:00 p.m., allowing us 20 minutes for a conference.

For the information of the Democratic Members of the House, there is not a Democratic caucus scheduled at this time. They may have the one hour and 30 or 35 minutes for lunch as well as other things they want to do at that time.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

IRISH MEMBER INTRODUCED

The SPEAKER. The Chair notes that we have in this House just one Member who was born in dear old Ireland. Is Peter J. Murphy of Delaware County in the House, and if he is will he please stand.

(Applause)

The Chair recognizes such a man from Delaware County.

Mr. P. J. MURPHY. The gentleman from Delaware County, Mr. Speaker, wants to extend his thanks for the big privilege that you have given me here today, and in recognition for your mighty fine introduction. I want to thank you and the Members on both sides of the House.

The SPEAKER. The Chair desires to observe that among the ladies of the House who honor us with their presence there is only one of them who is a real Irish woman. All of the others are of a different nationally. We will, therefore, ask the lady from Lackawanna, Mrs. Munley, to preside temporarily.

Mrs. MUNLEY IN THE CHAIR.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 463, entitled:

An Act amending the act of March 17, 1921 (P. L. 32) entitled "An act authorizing the erection and construction by counties of memorial halls * * *" requiring memorial halls to contain rooms for meetings of the Italian American War Veterans of the United States Incorporated.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 464, entitled:

An Act aemnding "The County Code" approved August 9, 1955 (P. L. 323) authorizing appropriations to posts of the Italian American War Veterans of the United States Incorporated to defray the costs of Memorial Day and Armistice Day.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 469, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) providing rooms for use of the Italian American War Veterans of the United States Incorporated and for its membership on the board of control.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 610, entitled:

An Act amending "The Fiscal Code" approved April 9, 1929 (P. L. 343) providing for the Rehabilitation Center Fund and for disbursements therefrom repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

And said bill have been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 611, entitled:

An Act amending "The Vocational Rehabilitation Act of one thousand nine hundred forty-five" approved May 22, 1945 (P. L. 849) changing the definition of vocational rehabilitation expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 31, entitlde:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" increasing the amount commissioners may spend in contracts without advertising.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 309, entitled:

An Act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies fixing the salary of the Director of the Legislative Reference Bureau and making appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

THE SPEAKER (Hiram G. Andrews IN THE CHAIR.

The SPEAKER. The Chair thanks the lady from Lackawanna, Mrs. Munley for so ably presiding.

The Chair requests the gentleman from Washington, Mr. Capano, to preside during the second reading calendar.

Mr. CAPANO IN THE CHAIR.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 91, entitled:

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) requiring stenographic reports to be available within ten days and making them available to the Defender Association of Philadelphia.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 221, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177) providing for the supervision of the Department of Property and Supplies over the construction and alteration of buildings and over the plans and specifications thereof.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 257, entitled:

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051) further prescribing qualifications as a prerequisite to receiving assistance and defining the rights of assignees of encumbrances held by the Commonwealth against real property of recipients of public assistance.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 295, entitled:

An Act amending the "State Tax Equalization Board Law" approved June 27, 1947 (P. L. 1046) further regulating the valuation of real property in school districts

The first section was read.

On the question,

Will the House agree to the section?

Mr. HEFFNER offered the following amendment:

Amend Sec. 1 (Sec. 14.1), page 2, lines 9 to 13, by striking out all of said lines and inserting "Section 14.1. Excluded Real Property.—Assessed value of real property on which taxes for the current year are levied, as determined and reported under section 10 of this act, and the market values as determined by the State Tax Equalization Board shall exclude real property on which taxes have been delinquent for five years or more and which are not titled to the county."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 338, entitled:

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103), changing provisions relating to compensation of special school police.

The first section was read.

On the question,

Will the House agree to the section?

Mr. FOX offered the following amendment:

Amend Sec. 1 (Sec. 599-A), page 2, line 12 by inserting after "directors]" "nor shall they be eligible to join any police pension fund maintained for the township police."

It was agreed to.

The section was agreed as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. FOX offered the following amendment:

Amend Title, page 1, last line of Title, by striking out "compensation of."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 426, entitled:

An Act amending "The Mental Health Act of 1951" approved June 12, 1951 (P. L. 533), changing the name of the Selinsgrove State Colony for epileptics.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 451, entitled:

An Act to assure and confirm the validity and effect of descriptions of real estate in certain documents by the incorporation by reference therein of a description of the real estate previously recorded in the county where such real estate lies.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. McCANN. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 456, entitled:

An Act creating the State Commission on Aging and defining its powers and duties.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 458, entitled:

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), prescribing penalties for persons who defraud or attempt to defraud the Commonwealth in certain cases.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 467, entitled:

An Act amending the act of May 3, 1923 (P. L. 134), entitled "An act making the proceedings of the convention of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" including the Italian American War Veterans or the United States Incorporated among the veterans organizations entitled to the printing of convention reports.

The first section was read.
On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.
The motion was agreed to.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 479, entitled:

An Act amending the act of July 1, 1937 (P. L. 2681) entitled "An act relating to and regulating the manufacture storing and possession of explosives requiring permits for magazines and prescribing permit fees and providing penalties" prohibiting the sale or delivery of explosives to persons not complying with this act and imposing penalties.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 499, entitled:

An Act amending the "Motor Vehicle Safety Responsibility Act" approved June 1, 1945 (P. L. 1340) by changing the short title of the act.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 521, entitled:

An Act authorizing the use of certified mail in lieu of registered mail.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 545, entitled:

An Act amending the "Second Class County Code" approved July 28, 1953 (P. L. 723) further regulating contracts and purchases.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 561, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 98.918 acres more or less of land situate in Kilbuck Township Allegheny County.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 575, entitled:

An Act authorizing facsimile signatures and seals of certain public officials imposing duties upon the Secretary of the Commonwealth and providing penalties.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 600, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" providing as to the supervision of the Department of Property and Supplies for the protection of State office buildings and grounds.

The first section was read.
On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.
The motion was agreed to.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 603, entitled:

An Act limiting actions accruing outside the Commonwealth of Pennsylvania.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 605, entitled:

An Act authorizing the Department of Property and Supplies to convey a certain parcel of land situate in Bear Creek Township Luzerne County Pennsylvania in exchange for another parcel of land situate in Bear Creek Township County of Luzerne.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 606, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell a cer-

tain parcel of land situate in the City of Scranton County of Lackawanna.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 607, entitled:

An Act authorizing the Governor under certain conditions to transfer certain funds to the Special Disaster Relief Fund to meet extreme emergencies and making appropriations necessary to effect such transfers.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 608, entitled:

An Act to further the economic development of the Commonwealth providing for an economic message by the Governor creating a Governor's Council for Economic Development and an Interdepartmental Economic Advisory Committee and defining the powers and duties of these agencies.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 694, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932), providing for payment to organizations of Gold Star Mothers.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 150, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code" providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

The SPEAKER pro tempore. The Chair requests the gentleman from Armstrong, the former Speaker of this House, Mr. Helm, to preside.

MR. HELM IN THE CHAIR.

The SPEAKER pro tempore. The Chair thanks the gentleman from Washington, Mr. Capano, for the splendid way in which he has presided over the House.

MAJORITY LEADER ADDRESSES HOUSE

Mr. McCANN. Mr. Speaker, we have a situation that we have been working on for quite a few days. I believe by now it has probably spread all over the House as to proposed schedule that we face for the balance of the week.

As you recall, the notice was sent two weeks ago which stated there would be three working days this week, Monday, Tuesday and Wednesday and the normal time of each of those Sessions.

I would like at this time to ask the indulgence of the House to inform you that we are changing some of the times and the schedule for this week.

Tomorrow, Wednesday, the Session which had been scheduled for 10:00 a.m., will be changed to 12:00 noon so that all of the Members will get an opportunity to get a few hours more sleep, since we will be in Session at 12:01 Wednesday night, or rather Thursday morning. That means that tomorrow, Wednesday, both during the day and at 12:01 midnight this House will be in Session.

One order of business will be taken under consideration at the 12:01 Session, and we will request a special order of business at that time and pass over all other items at the Thursday, 12:01 Session.

I hope because of this information all those who have made any plans, including myself, will make the necessary arrangements with their hotels and with their people back home. You realize that at this stage in the Legislative Session it is necessary at times to change the plans to try to find a given time and date to drive for a given vote on a particular bill.

So I ask all of our Members on the Democratic side of the House, and from each of the delegations from each of the counties, including those who are now home ill, will send telegrams and telephone calls for each of them to report to the House on Wednesday, tomorrow morning, for the 12:00 o'clock Session as well as the midnight Session.

Before we go any further with the calendar, I would like to have that great gentleman representing St. Patrick's Day participate in a program that we had actually discussed momentarily and have not had an opportunity to inform the Chair about.

I wonder if the gentleman from Philadelphia, Mr. McCormack, is ready.

The SPEAKER pro tempore. Will the gentleman yield for a moment, please?

For what purpose does the gentleman from Allegheny, Mr. Goldstein, rise?

Mr. GOLDSTEIN. For the purpose of interrogating the Majority Leader.

The SPEAKER pro tempore. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated.

Mr. McCANN. Mr. Speaker, I shall.

Mr. GOLSTEIN. So that we can get enlightenment, what is the special order of business at 12:01 on Thursday?

Mr. McCANN. A bill known as House Bill 665 when it comes out of the Committee this afternoon, sir.

Mr. GOLSTEIN. That is the only bill to be considered?

Mr. McCANN. We will ask for a special order of business when the bill is before us on the calendar. There are two bills, sir, one is on the calendar No. 666.

Mr. GOLDSTEIN. Will Senate Bill 309 be considered?

Mr. McCANN. Since you mention it, I had not thought of considering it at that time. If you are doubtful of the situation it will not be included.

Mr. GOLDSTEIN. Thank you.

Mr. LIPPINCOTT. Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER pro tempore. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated?

Mr. McCANN. Mr. Speaker, I shall.

Mr. LIPPINCOTT. Mr. Speaker, is there any reason why House Bill 665 cannot be printed this afternoon, and be considered on second reading today and on third reading tomorrow?

Mr. McCANN. There is a reason.

Mr. LIPPINCOTT. Does the gentleman care to state what that is?

Mr. McCANN. At the present time I would like to say to you that every moment of time, every minute of time, is extremely important dealing with the length of time involved before the final vote.

Mr. LIPPINCOTT. I thank the gentleman.

REPUBLICAN LADIES FROM UNION, TIOGA AND LYCOMING COUNTIES WELCOMED

The SPEAKER pro tempore. The Chair notes the presence in the Hall of the House today of a delegation of Republican ladies from Union, Tioga and Lycoming Counties.

They are here today as the guests of the gentleman from Tioga, Mr. McInroy, the gentleman from Union, Mr. Pursley and the gentleman from Lycoming, Mr. Whittaker.

NITTANY COUNCIL OF REPUBLICAN WOMEN OF STATE COLLEGE WELCOMED

The SPEAKER pro tempore. The Chair also notes in the Hall of the House today the presence of a group of ladies from the Nittany Council of Republican Women of State College, Pennsylvania.

They are here as guests of the gentleman from Centre County, Mr. Fulmer.

CLINTON COUNTY COUNCIL OF REPUBLICAN WOMEN WELCOMED

The SPEAKER pro tempore. For what purpose does the lady from Clinton, Mrs. Donahue, rise?

Mrs. DONAHUE. Mr. Speaker, we also have a delegation here from Clinton County.

The SPEAKER pro tempore. The Chair has been informed there is a delegation of ladies from the Clinton County Council of Republican Women here today.

The Chair thanks the lady from Clinton.

ST. JOSEPH'S ACADEMY STUDENTS WELCOMED

The SPEAKER pro tempore. The Chair has been informed that present in the Hall of the House is a group of students on Problems of Democracy a class of St. Joseph's Academy of Columbia, Pa.

REPORTS FROM COMMITTEES

Mr. HOCKER from the Committee on Appropriations, reported as committed, House Bill No. 105, entitled:

An Act making an appropriation to the Department of Public Welfare for the payment of certain moral claims against the Commonwealth.

Mr. RUDISILL from the Committee on State Government, reported as committed, House Bill No. 601, entitled:

An Act repealing Section 528, act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," eliminating the requirement that cotton fabrics used in State institutions be flameproofed.

Mr. RUDISILL from the Committee on Elections and Apportionment, reported as committed, House Bill No. 718, entitled:

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill, and providing for the selection and the term of the members of new boards.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 764, entitled:

An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster.

Mr. WOOD from the Committee on Appropriations, reported as committed, House Bill No. 843, entitled:

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation, classes and schools for handicapped children.

Mr. WOOD from the Committee on Appropriations, reported as committed, House Bill No. 844, entitled:

An Act making an appropriation to the Department of Public Welfare and administration of the Public Assistance Law, and for making public assistance grants.

Mr. WOOD from the Committee on Appropriations, reported as committed, House Bill No. 845, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts, page 60), entitled "An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

Mr. TOMPKINS from the Committee on Appropriations, re-reported as committed, House Bill No. 218, entitled:

An Act amending the act of December 20, 1933 (1933-34 P. L. 89) entitled "An act appropriating the moneys in The State Stores Fund" providing for additional kinds of insurance.

Mr. SNIDER from the Committee on Appropriations, re-reported as committed, House Bill No. 620, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund * * * and making an appropriation.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. McCANN asked and obtained permission for the Committee on Ways and Means to meet during the session of the House.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence, Nos. 4, 7, 137, 173, 319, 325, 335 and 345.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. TOMPKINS asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

HOUSE RESOLUTION No. 27

Mrs. VARALLO. Mr. Speaker, I call up House Resolution No. 27 on page 12 of today's calendar.

The resolution was read, considered and unanimously adopted as follows:

In the House of Representatives, February 15, 1959.

General Casimir Pulaski the Polish-American hero of the Revolutionary War gave his life that we in America might today be free.

So great was his desire of passing the rest of his life in a country truly free that he offered his services to the American cause for no other compensation than freedom and when he accepted his yearly pay he used the funds to equip his own soldiers.

General Casimir Pulaski "Father of American Cavalry" highly distinguished himself as a volunteer in the American Light-Horse during and immediately subsequent to the Battle of Brandywine on September 11, 1777.

The route of the retreat of the Continental Army from the Battle of the Brandywine closely parallels the general route occupied by the Conchester Road and the proposed Chester Expressway in the County of Delaware.

The proposed terminus of the Chester Expressway is located near Leiperville where Washington's Continental Army assembled after its retreat from the Battle of the Brandywine during the evening of September 11-September 12, 1777.

Naming of the Conchester Road Chester Expressway in honor of the great Polish-American patriot General Casimir Pulaski would serve as an inspiration for generations to come because of the fierce love of liberty which motivated this great Polish-American martyr therefore be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania request the Governor of Pennsylvania to name the Conchester Road Chester Expressway (when constructed) as the "Pulaski Expressway."

REPORT FROM COMMITTEE

Mr. FRASCELLA from the Committee on Ways and Means, re-reported as amended,, House Bill No. 665, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228), defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increases * * *.

BILLS RE-REFERRED

Mr. CIOFFI from the Committee on Counties, returned with the recommendation that it be re-referred to the Committee on Townships, Senate Bill No. 125, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," authorizing townships to acquire and maintain historical property and permitting township planning commissions to make recommendations in relation thereto.

The SPEAKER. The bill is re-referred to the Committee on Townships.

Mr. CIOFFI from the Committee on Counties, returned with the recommendation that it be re-referred to the Committee on Townships, Senate Bill No. 126, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," authorizing townships to acquire and maintain historical property and permitting township planning commissions to make recommendations in relation thereto.

The SPEAKER. The bill is re-referred to the Committee on Townships.

Mr. CIOFFI from the Committee on Counties, returned with the recommendation that it be re-referred to the Committee on Cities—Third Class, Senate Bill No. 127, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto.

The SPEAKER. The bill is re-referred to the Committee on Cities—Third Class.

Mr. CIOFFI from the Committee on Counties, returned with the recommendation that it be re-referred to the Committee on Boroughs, Senate Bill No. 128, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing boroughs to acquire and maintain historical property and permitting borough planning commissions to make recommendations in relation thereto.

The SPEAKER. The bill is re-referred to the Committee on Boroughs.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 77, entitled:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872), prohibiting the sale of chicks rabbits ducklings and other fowl under two months of age in any quantity less than six and prohibiting the sale certain colored or dyed chicks rabbits ducklings and other fowl and providing penalties.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—187

Agnew,	Floyd,	Luigard,	Rovansek,
Anderson,	Flynn,	Lutty,	Royer,
Arlene,	Foerster,	McCandless,	Rudisill,
Ashton,	Frank,	McCann,	Sakulsky,
Auker,	Frascella,	McCormack,	Scarcelli,
Balthaser,	Fulmer,	McDonald,	Schuster,
Barton,	Gailey,	McInroy,	Schwartz,
Bell,	Gallagher,	McKeever,	Seltzer,
Blair,	Garlock,	McLaughlin,	Shupnik,

Boles,	George,	Machmer,	Silverman,
Bonner,	Gibb,	Mahan,	Snare,
Boris,	Goldstein,	Markley,	Snider,
Bower,	Goodrich,	Maxwell,	Stank,
Bowman,	Gramlich,	Meholchick,	Steckel,
Branca,	Guthrie,	Merry,	Stevens,
Brenninger,	Hamilton,	Mihm,	Stewart,
Breth,	Haudenshield,	Miller, B. Z.,	Stimmel,
Brown,	Heffner,	Miller, H. G.,	Stone,
Buchanan,	Helm,	Mills,	Stoner,
Burns,	Henzel,	Monroe,	Strausser,
Capano,	Hocker,	Moran,	Stroup,
Capitolo,	Holliday,	Muldowney,	Sullivan,
Cianfrani,	Horst,	Mullen,	Taylor,
Cioffi,	Irvis,	Munley,	Tompkins,
Clarke,	Isaacs,	Murray, H. P.	Trusio,
Comer,	Jenkins,	Murray, J. J.,	Ujobai,
Cooper,	Jim,	Murray, P. G.,	Varallo,
Crossin,	Johnson, A. W.,	Musto,	Varner,
Curwood,	Johnson, R.,	Naugle,	Verona,
Davis,	Jones, T. H. W.,	Needham,	Wall,
Dengler,	Jump,	Nelson,	Walsh,
Dennis,	Kamyk,	O'Dell,	Wargo,
Dennison,	Kee,	Odorisio,	Weidner,
Devlin,	Keiser,	Ogilvie,	Welsh,
Donahue,	Kernaghan,	O'Neil,	Wescott,
Donaldson,	Kessler,	Parlante,	Wheeler,
Dougherty,	Kooker,	Pashley,	Whittaker,
Down,	Korns,	Perry, H. H.,	Williams, A.D., Jr.,
Edwards,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Eilberg,	Kubitsky,	Polaski,	Willaredt,
Eshback,	Lamb,	Polen,	Wilt,
Eshleman,	Lee, A. M.,	Price,	Wood,
Ewing,	Lee, K. B.,	Pursley,	Worley,
Farabaugh,	Leonard,	Reibman,	Wynd,
Fetterolf,	Limper,	Renwick,	Yatron,
Filo,	Lippincott,	Rigby,	Yetter,
Fineman,	Lopresti,	Riley,	

NAYS—10

Gelfand,	O'Donnell, J. P.,	Schaaf,	Zimmerman,
Gibson,	Petrosky,	Sherman,	Andrews,
Murphy, A.J., Jr.,	Prendergast,		Speaker

NOT VOTING—12

Fox,	Knecht,	Magee,	Reidenbach,
Heavey,	Kornick,	Murphy, P. J.,	Thompson,
Holt,	Light,	O'Donnell, J. A.,	Willard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 141, entitled:

An Act imposing liability upon parents for the wilful or malicious acts of children over seven and under eighteen years of age setting limitations and providing procedure for recovery.

On the question,

Shall the bill pass finally?

Mr. A. J. MURPHY. Mr. Speaker this is a bill for the imposing of financial responsibility upon the parents for the wilful and malicious conduct of their children.

Most parents today recognize a sense of responsibility for the conduct of their children and on that great majority of parents this bill will have no effect, nor will it impose any greater responsibility than we already have for our children. It will not impose any responsibility upon a parent for any tortious or negligent act or conduct of their children, but merely for the wilful and malicious damage that the children do.

The bill is a twofold bill; it will, we hope, deter some juvenile delinquency by bringing home to the family, and to the home of the delinquent, the realization of the damage that has been done, and too, it will recompense the injured parties for some damage done to them.

There are financial limits in this bill, a maximum of $300 for each person or property damaged and a maximum amount of $1,000 for each accident. The Pennsylvania Association of Boroughs, which is a non-partisan organization throughout the state, has urged us to pass this legislation. I sincerely urge the Members to consider this bill and vote in favor of the bill.

Mr. YATRON. Mr. Speaker, I as one of the sponsors of this bill would just like to point out that the intent of the bill is not to try to penalize the parents, but to serve as a protective measure, and to make the parents a bit more aware of their responsibilities for their children.

This law has been enacted into law in other states and has proven to be a successful deterrent to crime. Some of the states are Michigan, Florida, Connecticut, Georgia and even in the State of Delaware in the past session they passed a bill of this nature. So, I am appealing to both sides to vote in favor of this needed legislation.

Mr. FINEMAN. Mr. Speaker, I would like to interrogate the gentleman from Washington, Mr. Murphy.

The SPEAKER pro tempore. Will the gentleman from Washington, Mr. Murphy, permit himself to be interrogated?

Mr. A. J. MURPHY. Yes, Mr. Speaker, I shall.

Mr. FINEMAN. Mr. Speaker, the gentleman is an attorney, is he not?

Mr. A. J. MURPHY. Yes, I am.

Mr. FINEMAN. Does the gentleman have a copy of this bill before him?

Mr. A. J. MURPHY. No, I have not. I have read the bill but I do not have the copy before me.

Mr. FINEMAN. May I ask that he be good enough to get a copy of the bill before him.

Mr. A. J. MURPHY. Mr. Speaker, will you give me the Printer's number.

Mr. FINEMAN. 123.

Mr. A. J. MURPHY. Thank you. I now have the bill.

Mr. FINEMAN. I refer you to page 3 of the bill, lines 4 to 6. "The court shall have the power to take testimony to assist it in making proper distribution and may appoint a master to accomplish this purpose." Now, is it not a fact that that statement pre-supposes that the court need not necessarily take testimony to make proper distribution?

Mr. A. J. MURPHY. You may attach that interpretation to the bill, yes.

Mr. FINEMAN. If it is true that a court need not take testimony, then it is also true that a person who has been injured or a person whose property has been damaged need not necessarily appear and testify.

Mr. A. J. MURPHY. I certainly cannot imagine an instance where a common pleas court in this Commonwealth would grant any damages or any award to any person based on nothing but extra-judicial or out-of-court statements. I certainly imagine that the judge of the court of competent jurisdiction would certainly require some testimony to determine the amount of damage.

Mr. FINEMAN. Well then, I refer you to lines 1 to 4 of the bill. It says, "The court shall cause all aggrieved parties to submit itemized statements of loss in writing and shall make distribution proportionately whether the claims be for injuries to the person or theft, destruction

or loss of property." Isn't that statement a confirmation of the fact that there need not be testimony?

Mr. A. J. MURPHY. Yes, it would seem as though they are willing to take an itemized statement in lieu of testimony.

Mr. FINEMAN. Is it not a fact that every person is entitled to a trial by jury, and a right to cross examine the people who are presenting evidence against them?

Mr. A. J. MURPHY. We are faced here, not with the normal procedures of the court, but we are faced with the circumstances of juvenile court which is not a court of record and wherein there is no testimony taken, but the mere appearance of the child and his parents, if they so desire.

Mr. FINEMAN. May I ask the gentleman where in this bill it refers to a juvenile court?

Mr. A. J. MURPHY. It does not appear in the bill.

Mr. FINEMAN. Well then, the last statement was in error, was it not?

Mr. A. J. MURPHY. No, my last statement was not in error. All children under the age of 16 are mandatorially taken into juvenile court under the laws of the Commonwealth, but this is a suit against the parents, * * *.

Mr. FINEMAN. It is a civil proceeding against the parents.

Mr. A. J. MURPHY. So, therefore, if there is a suit against the parents in a court of competent jurisdiction that parent does not have the right to cross examine, he does not have the right to a trial by jury.

Mr. FINEMAN. Is that not so under the provisions of this bill?

Mr. A. J. MURPHY. I am not certain whether I would care to answer yes or no. The gentleman may take that interpretation.

Mr. FINEMAN. But that possibility then does exist, does it not, Mr. Speaker?

Mr. A. J. MURPHY. That possibility, I am afraid, could not exist under our Constitution, and that is why I say that is an interpretation reading this act by itself and not reading the other laws of the Commonwealth.

Mr. FINEMAN. Is the gentleman saying, in effect then, that this bill is unconstitutional?

Mr. A. J. MURPHY. No, I am not. This bill is constitutional and when read into the laws of the Commonwealth, which as you know, the courts always read, one act in reference to all other acts, it is constitutional. And, of course, under other acts the parents do have recourse to the courts and to a trial by jury.

Mr. FINEMAN. Well then, I ask once again, if the defendant in this type of action would have the right to cross examine and the right to a trial by jury, why does this bill incorporate such language as appears in lines 1 to 6 on page 3?

Mr. A. J. MURPHY. I would like the Speaker to remind the gentleman that I am not the author of this bill. I merely spoke in behalf of the principle that this bill establishes.

Mr. FINEMAN. I refer you to line 2 on page 3. It says "The court shall cause all aggrieved parties to submit itemized statements of loss in writing." Now you may not know the answer to this question since, as you state, you are not the author, but can you tell me what is meant by "statement of loss"? Are we concerned here with out-of-pocket expenses, or are we concerned with pain and suffering as well?

Mr. A. J. MURPHY. Statements of loss, of course, I am afraid must mean all loss or all damage to an injured party, so that would mean pain and suffering as well.

Mr. FINEMAN. The gentleman could attach that to it, Mr. Speaker?

Mr. A. J. MURPHY. Yes.

Mr. FINEMAN. Now if that be so, since this bill does not limit the common law liability of parents for damages, how can we possibly determine that there will not be any double recovery in a suit brought—a, under this bill and, b, under a common law action, since a common law action will not define what portion of the verdict is for out-of-pocket expenses and what portion of it is for pain and suffering?

Mr. A. J. MURPHY. I am afraid that I do not understand the gentleman when he mentions common law. Of course, under our laws at the present time the negligent conduct of children cannot be attributed to the parents, unless they serve as agents for the children.

Mr. FINEMAN. Is it not a fact that under our law today, if a parent knows a child has a propensity for doing wilful and malicious damage to the property or person of another that that parent can be sued for the damage?

Mr. A. J. MURPHY. I would certainly like to read a recent case in Pennsylvania that would recite that doctrine. I know that we have the vicious animal doctrine, but certainly we cannot bring children within the vicious animal doctrine.

Mr. FINEMAN. Well, I would inform the gentleman that is the status of our law today. But, passing that question for a moment, I refer the gentleman to lines 9 to 12 on page 3 of the bill. It says "this section shall be applicable when two or more children of the same parent engage jointly in the commission of one wilful or malicious act or series of wilful or malicious acts." Now, what provision, if any does this bill make for pro-rating between parents of children who jointly commit a tortious act, the damages or liability?

Mr. A. J. MURPHY. Only at the discretion of the court.

Mr. FINEMAN. Where does the bill say that?

Mr. A. J. MURPHY. well, that would be read into the bill, of course, by allowing the court to grant damages in the first instance, it would allow the court to designate who should pay the damages.

Mr. FINEMAN. In other words you say that there are provisions that are not set forth in print that would have to be read into the bill. Is that correct?

Mr. A. J. MURPHY. I think every law in the Commonwealth has that by the time the Supreme Court gets hold of it.

Mr. FINEMAN. Is it not a fact that we have a joint tort feasor's liability statute on our books, under the terms of which if two or more persons commit a tort jointly that either one or both of them may be held liable for that act?

Mr. A. J. MURPHY. For the entire amount, that is correct?

Mr. FINEMAN. That means that under the provisions of this bill, if two children commit a tort jointly, if they commit an act that is subject to the provisions of this act

jointly, and the parent of one of those children is a person of no means and the parent of the other child is a person of means, the second parent can be held responsible not only for his own child's conduct, but also for the child of the other parent.

Mr. A. J. MURPHY. That is correct. However, we must realize that we are leaving this within the discretion of the judge of the court of common pleas, or as it says, the court of competent jurisdiction. We are leaving that decision up to him. We cannot decide every instance here and imagine every instance here on the floor in any one of these bills, or we would be bogged down eternally.

Mr. FINEMAN. Just one or two more questions. I refer the gentleman to lines 16 to 19 on page 3 where it says, "No liability shall be imposed upon a parent by this act if at the time of commission of the wilful or malicious act neither parent has custody of the child nor is entitled to custody of the child or if the child is institutionalized or emancipated." Now, what provision, if any, does this bill make if only one parent has custody of the child?

Mr. A. J. MURPHY. I find no section in the bill to obligate the payment by one parent if the other is—in the act itself where it says liability of parents and so forth, that would mean both parents and then there being an exclusion of either parent, not having custody of the child, that would necessarily exclude only that one and still have the remaining parent responsible.

Mr. FINEMAN. There is no provision in this bill for the conclusion that the gentleman drew there, Mr. Speaker.

Mr. A. J. MURPHY. Yes, I think there is.

Mr. FINEMAN. Will the gentleman point is out to me?

Mr. A. J. MURPHY. On page 2, line 3, Section 2, "The parents or any parent whose child over the age of seevn and under the age of eighteen" and then it goes on to recite the act.

Mr. FINEMAN. Yes, but that does not talk about custody of the child though. In other words, on the section the gentleman has just recited it eliminates "the parent or both parents, as the case may be, the parent that does not have custody.

Mr. A. J. MURPHY. It still, of course, remains under line 2 as I recited.

Mr. FINEMAN. Mr. Speaker, I realize that we have two very charming ladies sponsoring this bill among others, and were it not for the fact that this bill is so unsound and basically wrong I certainly would not get up to oppose any legislation that these two charming ladies would sponsor. But I am constrained to take the position I take today because this bill is so terribly onerous.

This bill would seem to hold responsible for the wilful or malicious act of a child the parent of that child without regard to whether or not the parent in any way contributed to the act of the child or made that act possible by his neglect of the child.

Admittedly it is the purpose of this bill to curb juvenile delinquency; and I realize that in this present day of ours there is much to be read in the newspapers about the subject of juvenile delinquency, but I do not think that we should be panicked into writing into law legislation that is as inherently bad as this bill is, simply because we have this problem on our hands.

I want to point out with a very graphic illustration exactly the fault I find with this bill. I am sure that every Member of this House read with great interest and concern at a recent date, of the case of David Campanella, the son of Roy Campanella, the one time great catching star of the Brooklyn Dodgers, and now with the Los Angeles Dodgers. Everyone knows that Roy Campanella has taken an abiding interest in the welfare of his children.

As a matter of fact, the person to person television program some two months ago visited the home of Roy Campanella, and the very obvious pride that Roy had in his children and in their welfare was the first thing that impressed anyone who saw the program.

Here was a situation where a man endeavored to discipline his child where the child was free of want, physical things, material things, where there was an abiding interest in the things that the child does, where there was love and devotion, where there was counsel and discipline, where there was a consciousness of social responsibility. Here were all of these things, and yet this fifteen year old boy took it upon himself to burglarize a store.

Admittedly the purpose of this bill is to curb juvenile delinquency. How does it help the problem of juvenile delinquency to assess Mr. Campanella with any damage that might have been committed by his son? If Mr. Campanella had neglected his children, if he had contributed to their delinquency, if he had condoned and taken part in what the child had done, then I would say certainly he should be responsible. As a matter of fact I would be for any bill that would come before us which would seek to hold the parents of a child responsible who in some measure contributed to the delinquency or the act of truancy that is committed by that child. But certainly the purpose of this bill is not being served by including a provision that takes into its scope all parents merely by virtue of the fact that they gave birth to a child without also giving consideration to whether or not that parent is in truth responsible.

Now if lineage, if blood, is going to be the acid test as to whether or not we can attach liability to some one, why do we pass a law now saying that no matter what the child does, be it tortious, wilful, negligence, whatever the situation, the parents have to answer for that thing.

Now basically the theory of the bill is bad. But aside from the theory of the bill being bad, the bill is chaotic in its procedural aspects, as was brought out in my interrogation of Mr. Murphy. The bill is far from a sound bill, and I ask the Members of this House to vote it down.

Mr. BELL. Mr. Speaker, I rise to speak very briefly in favor of this bill. My colleague, Mr. Fineman, has made a very splendid argument against its passage.

He has told you the story of the poor parent, the parent who has been hurt when his child committed wrong. I would like to take the other side of the fence. I would like to talk about the person who is hurt, the person who has suffered injuries or loss of property because of the action of this child. Is it fair that a person who has been injured by a child should be told there is no remedy? I think that is your problem here.

This bill holds the amount of recovery down. There is a total amount contained in the bill, but what it strikes at is something that many a judge has said publicly, and that is that there is no juvenile delinquency, it is usually

parental delinquency. For every Campanella we have 50 that do not fit into his category.

I refer my good friend, Mr. Fineman, to his own District Attorney, Mr. Blank, if he wants cases, because I have seen many times in newspapers the public officials asking that something be done. I think this is a question today as to whether the parents should reimburse the person who is injured by the action the parents' child.

Mrs. HENZEL. Mr. Speaker, I think few people in the House will deny the need for such legislation as we have before us at the present time, because those who have been offended against have long enough had to assume the financial responsibility of paying for the wilful and malicious acts committed by those with whom the bill deals.

We feel we have drafted a bill that is not meant primarily to curb juvenile delinquency, not meant to be a parental punishment bill, but a bill meant to establish parental responsibility. I would say to Mr. Fineman that without regard to sponsorship, with or without charm, we are asking the Members of the House to support this needed bit of legislation today.

Mr. FINEMAN. Mr. Speaker, I think the gentleman from Delaware, Mr. Bell, argued my position even more eloquently than I argued it.

He spoke about judges of our municipal courts saying there is no juvenile delinquency, there is only parental delinquency. Well, I agree with him; where there is parental delinquency we should hold those people responsible. But I take issue with trying to hold responsible people who are innocent of any delinquency.

I want to bring out another illustration of what can happen under this bill. This bill says that any court of competent jurisdiction can handle cases under the provisions of this bill. That means that in Philadelphia county a magistrate can hear this case. That means in other counties where J. P.'s preside, they can hear this case. Now can you imagine the turmoil and confusion that is going to be brought about as a result of this bill?

Two eight-year old children become involved in a brawl. One slugs the other. The kid comes home crying and says, "Daddy, that Johnny up the street hit me in the eye." His father immediately takes the child before a magistrate. That is all that is involved. He has merely to go to a magistrate. There is no inconvenience involved in gaining the services of a lawyer. There is no formality about the procedure. He merely goes to a magistrate and a suit is started. This is the type of action you are going to have from this type of bill.

Mr. LAMB. Mr. Speaker, may I interrogate one of the sponsors of this bill?

The SPEAKER pro tempore. Will one of the sponsors of the bill permit himself to be interrogated? Will the gentleman from Berks, Mr. Yatron, permit himself to be interrogated?

Mr. YATRON. I shall, Mr. Speaker.

Mr. LAMB. Mr. Speaker, did I understand the gentleman to say they had a similar law in the states of Florida, Michigan and some other states?

Mr. YATRON. The information I have on my desk points out that there is a law of this kind in Florida, Connecticut, Michigan, Delaware—a number of states.

Mr. LAMB. Has the gentleman read the statutes from those states?

Mr. YATRON. Pardon?

Mr. LAMB. Has the gentleman read the statutes from those states?

Mr. YATRON. No, I have not. I have one here from Delaware which states "wilful and malicious acts."

Mr. LAMB. Under this act who is to determine when a child between the ages of seven and eighteen commits a wilful or malicious act?

Mr. YATRON. I assume that the judge would be the one who would judge that.

Mr. LAMB. The judge who is hearing this damage matter?

Mr. YATRON. Yes.

Mr. LAMB. As I read this act, the jurisdiction is limited to determining the amount of damages, $300 or $1000.

Mr. YATRON. Is the gentleman talking about the amount?

Mr. LAMB. No, I am trying to determine who is to decide that any juvenile has committed a wilful and malicious act. Is that a separate action? Are there two actions, first, one to determine if a juvenile has committed a wilful and malicious act, and then the second action to determine the amount of damages?

Mr. YATRON. I guess, if you have proven that you have committed a wilful and malicious act, then you would be held responsible. The parent would be held responsible for the amount of $300 for one particular act and up to $1000 for a series of acts.

Mr. LAMB. Thank you, sir.

Mr. Speaker, my objection is this. As I read this bill, it may not be determined, or it does not say who is to determine that a wilful and malicious act has been committed. I think Mr. Fineman has very well put over what may happen as a result of this thing when they come before various magistrates and justices of the peace and et cetera. I would agree with him and would ask the House to defeat this bill.

Mr. GAILEY. Will the gentleman from Delaware, Mr. Bell, permit himself to be interrogated?

The SPEAKER pro tempore. Will the gentleman from Delaware, Mr. Bell, permit himself to be interrogated?

Mr. BELL. I shall, Mr. Speaker.

Mr. GAILEY. I would ask the gentleman to refer to page 3 of the bill, if he will, please. Specifically, lines 16 to 19. Will the gentleman explain what that sentence means?

Let me read it for the benefit of the Members of the House; it says

> "No liability shall be imposed upon a parent by this act if at the time of commission of the wilful or malicious act neither parent has custody of the child nor is entitled to custody of the child or if the child is institutionalized or emancipated."

Mr. BELL. Mr. Speaker, may I ask the gentleman from York what part of that confuses him?

Mr. GAILEY. I will then break it down into separate questions, Mr. Speaker.

Will the gentleman advise me if one parent has custody, are both parents liable under this bill? Or does this language mean that if one parent has custody, only the parent who has custody is liable?

Mr. BELL. I will read the act, leaving portions of it out.

> "No liability shall be imposed upon a parent . . ." "neither parent had custody."

Mr. GAILEY. All right, Mr. Speaker, will the gentle-

man tell me, does that mean that the parent who does not have custody is not liable?

Mr. BELL. Mr. Speaker, I would say that would be up to a trial court whether it be a municipal court or a court of common pleas. In other words, the concept of this act is that liability would be imposed if a parent has custody.

Mr. GAILEY. Conceivably then, Mr. Speaker, liability might be imposed upon a parent who does not have custody under this act? Is that correct?

Mr. BELL. I would say so, and rightfully so.

Mr. GAILEY. I just want to speak very briefly on that particular point, if I may, Mr. Speaker.

It seems to me that this goes even one step further. It takes us one step further away from our general concept here in Pennsylvania that there shall be no liability without fault.

The gentleman from Delaware, one of the sponsors of the bill, has indicated that in some cases, even if the parents do not have custody, care or control of the child, the parents conceivably might be held responsible.

The whole basis of the bill is that the parents exercise restraint over their children. That is what this bill is intended to do. And yet here we have a liability constantly imposed upon some parents even though the parent has no care, custody or control over the child.

I think the debate—at least for those who are opposed to the bill—has continued long enough, and I hope that all the Members of the House will join with those of us who oppose it and vote this bill down.

Mr. FLOYD. I would like to interrogate the gentleman from Berks County, Mr. Yatron.

The SPEAKER pro tempore. Will the gentleman from Berks County, Mr. Yatron, permit himself to be interrogated?

Mr. YATRON. I shall, Mr. Speaker.

Mr. FLOYD. Mr. Speaker, since this a shall bill that would make all parents liable for any malicious act of their children over seven years of age and under eighteen years of age, I would like to know what will happen where there is a large family of six or eight kids and the parents were found guilty of a malicious act under this bill but they are not financially able to pay a $300 or a $1,000 fine.

Mr. YATRON. What do they do now when they are caught in a similar circumstance of another nature? What happens now if they do something that is wrong and they cannot afford it?

Mr. FLOYD. Mr. Speaker, I am asking the gentleman the questions in reference to the bill. He seems to be asking me.

Mr. YATRON. I guess they go to jail. I don't know, Mr. Speaker.

Mr. FLOYD. What I am trying to find out, would they be in contempt of court or would they be jailed?

Mr. YATRON. I don't know. I can't answer that.

Mr. FLOYD. If that would happen, this bill would not be an asset to the Commonwealth because the Commonwealth would then have to take care of those eight kids.

Mr. YATRON. Would the gentleman mind repeating that question? I am sorry.

Mr. FLOYD. I say if this is true, then this bill would not be an asset to the Commonwealth because the Commonwealth would have to take care of these eight kids while the parents are in jail.

Mr. YATRON. Maybe the judge will give them the right to make restitution.

Mr. FLOYD. Could not a landlrod falsely accuse a tenant of maliciously destroying his property? Let us say, for instance you moved into an apartment and the tenant that was living in the unit before you moved into it had damaged the walls or some part of the interior. Now the landlord may or may not know that the tenant that moved out before you moved into the apartment caused the damage, so he filed a suit against you saying that you maliciously destroyed his property, so it is your word against the landlord's word. Now the Judge or the jury must decide who is telling the truth, and in many cases I believe the landlord will probably have more influence in the courts than the helpless tenant, so he convinces the judge and jury that the tenant is guilty of a malicious act. Would not you have to pay a $300 up to $1,000 fine in this case, if this should happen?

Mr. YATRON. Is the gentleman saying that our judges are not fair?

Mr. FLOYD. I did not say that, Mr. Speaker.

Mr. YATRON. The gentleman said that the landlord would, the way he put it, I guess would have more power or more cause—

Mr. FLOYD. Mr. Speaker, I say it is a possibility that the landlord may have more influence in the courts than the helpless tenants would have, and if that is the case although he was not living in the apartment at that time there was a fine of $300 or a $1,000 fine.

Mr. YATRON. Well the landlord would have to prove that the tenant committed the act.

The SPEAKER pro tempore. Would the gentleman from Berks, Mr. Yatron, yield to the Majority Floor Leader?

Mr. YATRON. I will.

The SPEAKER pro tempore. The Chair recognizes the gentleman from McKean, Mr. Johnson.

Mr. JOHNSON. Mr. Speaker, I would like to interrogate the gentleman from Philadelphia, Mr. Fineman, please.

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. Fineman, permit himself to be interrogated?

Mr. FINEMAN. I shall, Mr. Speaker.

Mr. JOHNSON. Mr. Fineman, I believe we were impressed by your scholarly analysis of this bill and in pointing out some of what might be defects in it. I was just wondering, if the sponsors of this bill would be willing to have this bill placed on the final passage postponed calendar, whether they would be willing to sit with a subcommittee to write a bill that would be workable and would help solve this problem.

Mr. FINEMAN. Yes, that is perfectly agreeable to me.

Mr. JOHNSON. Mr. Speaker, may I interrogate the principal sponsor of the bill, Mrs. Henzel?

The SPEAKER pro tempore. Will the lady from Montgomery, Mrs. Henzel, consent to be interrogated?

Mrs. HENZEL. I assume, Mr. Speaker, that the Minority Leader's question refers to the matter of putting this on the third reading postponed calendar?

The SPEAKER pro tempore. Final passage postponed calendar?

Mr. JOHNSON. Yes, final passage postponed calendar, with a view of having a subcommittee of those learned in this type of legislation give us a constitutional bill.

I say this because after the last Session when a lot of us went home, the Session was over, they said what have you done about this juvenile delinquency problem and giving some reimbursement to unfortunate people who have had damage caused. Of course the bill was swamped between the House and the Senate. I think there is a feeling that something ought to be done in this particular matter, but we would not want to go out of here with a bill which is patently unconstitutional and full of possible loopholes. Therefore, would you consent to having it placed on the final passage postponed calendar?

Mrs. HENZEL. I would do so, Mr. Speaker, with a great deal of hesitancy for this reason. In listening to the arguments that have been presented this afternoon there seems to be a difference of philosophy which is opposing this bill in relation to the various members who have spoken. Rather than any meeting of minds that could be brought about in the formation of a better bill, it would seem to me we have reached an impasse if we are trying to formulate a bill which would deal only with parents who are responsible through negligence for the fact that these wilful or malicionus acts have been committed by their children.

I think that the feeling on the part of the sponsors, as I understand it, is that our aim was to place parental responsibility—and I might go as far as to say that by virtue of the fact that you are a parent, therefore when your children committed a wilful or malicious act, someone should be responsible for paying the bill to the people who had been offended against. That is why I said in my former remarks that I long felt that these people who have been offended against be called upon to pay their own bills, and that parents are the ones therefore, by virtue of this legislation, who should assume that responsibility. So personally, I would hesitate to see the bill wait any longer. I would rather see it stand or fall on its own merits according to the philosophy that is mine in helping to co-sponsor the bill.

Mr. McCANN. Mr. Speaker, because of the thought that has been expressed by the Minority Leader, I would like to bring this to the sponsors' attention. Actually the people who debated the bill in opposition to it did not specify that a certain type of legislation is needed. I think we will all agree that is a serious problem that we would like to correct.

The offer has been made by Mr. Johnson that we return this bill to committee, appoint a subcommittee and then bring the bill back on the calendar where we can amend it, which will bring about a situation that will be helpful in doing some of the things that we are trying to do to help solve this problem.

I favor that procedure very much. I would like to say to you that as the bill is now written—and I favor this type of legislation—I personally will vote against it, as will many of us in the Hall of the House today who favor in principle such legislation.

Therefore I think an offer has been made which would guarantee that we would partially try to solve this solution and I believe you would be making a mistake today if you do not accept it.

Mrs. HENZEL. I have never been clobbered quite so politely before. However, because of the fact that I feel so sincerely and deeply that the time has come when we must have some kind of legislation of this sort on the books, I would not stand opposed to the offer that has been made, hoping that the assurance goes with it that before the end of a very few more weeks we will have gotten a piece of legislation to the Senate that they will be able to put on the Governor's desk to be signed.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. A. W. JOHNSON. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

On the question,

Will the House agree to the moton?

Mr. BRETH. Mr. Speaker, I am among those who favor such legislation as this bill. I am also among those who have listened to the debate, saw it chewed apart and was therefore going to be forced to vote against it.

I wish to make this observation: the loss of time here today, due to the faulty manner in which the bill was drawn, as a Member of the House I resent it.

Mr. Speaker, I mean to say that the sponsors of this bill undoubtedly went to those who drew the bill, presented their problems, told what they wanted, and were presented with a mess of chalk.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

STATEMENT BY THE MAJORITY LEADER

Mr. McCANN. Mr. Speaker, there are two or three items that we need to do.

One statement I would like to make deals with the photographer who was here today and took the photograph of the membership of this House. Because of the fact that no official notice was given to many of our Members as to the date and the exact time the photographer was to be here, there were Members of this House who were not present in their seats when the photograph was taken. They were in various committees, in official meetings on business of this House, and as the record will indicate they were here and voted prior and after that period on this calendar day in this House.

I realize that to many this may be extremely important for the photograph would not carry their pictures. I think arrangements are being made to try to solve this regarding those Members who may have been absent who are in the same seats they were in in prior legislative sessions. I want the record to clearly indicate that these ladies and gentlemen were here, these ladies and gentlemen who were not a part of this photograph, were on official business of this House.

Mr. Speaker, I was not on the floor of the House when one particular bill on second reading was called up. It is the first bill, House Bill No. 91, Printer's No. 126, which was called up by the gentleman from Philadelphia, Mr. McCormack.

It was agreed by the sponsors that this bill would be held over. I wonder if we could remove from the record that House Bill No. 91, Printer's No. 126 was agreed to and moved to third reading.

The SPEAKER pro tempore. The Chair has been informed by the sponsor of the bill that that procedure is acceptable.

RECONSIDERATION OF VOTE ON HOUSE BILL No. 91

Mr. McCORMACK. Mr. Speaker, I move that the vote by which House Bill No. 91, Printer's No. 126 was agreed to on second reading and the title and the various sections were agreed to, be reconsidered.

The motion was agreed to.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, we have been here for a good many hours today, and rightfully so in dealing with these various problems of prime importance to the Commonwealth.

I would like to say I realize that many people in this House are not too well pleased with the fact that we will have to meet on Wednesday at 12:01. Many of us must change our plans that we had scheduled in prior weeks for this given date. But as stated earlier in the day, I hope each of us will make the necessary arrangements for Wednesday session as agreed to at 12 o'clock, and the session at 12:01 on Thursday morning.

I hope we will have an opportunity on a special order of business to expedite matters, and assure the members that possibly in a matter of two hours or two and a half hours, between 12:00 midnight and no later than 2:30 in the morning, we will finish and leave the Hall of the House.

BILL ON FINAL PASSAGE

TIME EXTENDED ON BILL

Mr. McCANN asked and obtained unanimous consent to extend the time five days on House Bill No. 310, Printer's No. 66, on page 10 of today's calendar, bills on final passage postponed.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 44, Printer's No. 100 and

House Bill No. 266, Printer's No. 124

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 572, entitled as follows:

An Act amending the act of August 20, 1953 (P. L. 1212) entitled "An act providing for the study of the problems of alcoholism * * *" making clinical and hospital facilities available to both sexes.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Frank,	McCormack,	Rudisill,
Anderson,	Frascella,	McDonald,	Sakulsky,
Arlene,	Fulmer,	McInroy,	Scarcelli,
Ashton,	Gailey,	McKeever,	Schaaf,
Auker,	Gallagher,	McLaughlin,	Schuster,
Balthaser,	Garlock,	Machmer,	Schwartz,
Barton,	Gelfand,	Mahan,	Seltzer,
Bell,	George,	Markley,	Sherman,
Blair,	Gibb,	Maxwell,	Shupnik,
Boies,	Gibson,	Meholchick,	Silverman,
Bonner,	Goldstein,	Merry,	Snare,
Boris,	Goodrich,	Mihm,	Snider,
Bower,	Gramlich,	Miller, B. Z.,	Stank,
Bowman,	Guthrie,	Miller, H. G.,	Steckel,
Branca,	Hamilton,	Mills,	Stevens,
Brenninger,	Haudenshield,	Monroe,	Stewart,
Breth,	Heffner,	Moran,	Stimmel,
Brown,	Helm,	Muldowney,	Stone,
Buchanan,	Henzel,	Mullen,	Stoner,
Burns,	Hocker,	Munley,	Strausser,
Capano,	Holliday,	Murphy, A.J., Jr.,	Stroup,
Capitolo,	Horst,	Murray, H. P.	Sullivan,
Cianfrani,	Irvis,	Murray, J. J.,	Taylor,
Cioffi,	Isaacs,	Murray, P. G.,	Tompkins,
Clarke,	Jenkins,	Musto,	Trusio,
Comer,	Jim,	Naugle,	Ujobai,
Cooper,	Johnson, A. W.,	Needham,	Varallo,
Crossin,	Johnson, R.,	Nelson,	Varner,
Curwood,	Jones, T. H. W.,	O'Dell,	Verona,
Davis,	Jump,	O'Donnell, J. P.,	Wall,
Dengler,	Kamyk,	Odorisio,	Walsh,
Dennis,	Kee,	Ogilvie,	Wargo,
Dennison,	Keiser,	O'Neil,	Weidner,
Devlin,	Kernaghan,	Parlante,	Welsh,
Donahue,	Kessler,	Pashley,	Wescott,
Donaldson,	Kooker,	Perry, H. H.,	Wheeler,
Dougherty,	Korns,	Perry, P. E.,	Whittaker,
Down,	Kovolenko,	Petrosky,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Polaski,	Williams, E. S.,
Eilberg,	Lamb,	Polen,	Willaredt,
Eshback,	Lee, A. M.,	Prendergast,	Wilt,
Eshleman,	Lee, K. B.,	Price,	Wood,
Ewing,	Leonard,	Pursley,	Worley,
Farabaugh,	Limper,	Reibman,	Wynd,
Fetterolf,	Lippincott,	Renwick,	Yatron,
Filo,	Lopresti,	Rigby,	Yetter,
Fineman,	Luigard,	Riley,	Zimmerman,
Floyd,	Lutty,	Rovansek,	Andrews,
Flynn,	McCandless,	Royer,	Speaker
Foerster,	McCann,		

NAYS—0

NOT VOTING—12

Fox,	Knecht,	Magee,	Reidenbach,
Heavey,	Kornick,	Murphy, P. J.,	Thompson,
Holt,	Light,	O'Donnell, J. A.,	Willard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 619, Printer's No. 116

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 76, entitled as follows:

An Act amending the act of June 5 1947 (P L 458) entitled as amended "Parking Authority Law" increasing the minimum amount for which an Authority may contract or purchase without bids

And said bill having been read at length the third time,

considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Foerster,	McCandless,	Rovansek,
Anderson,	Frank,	McCann,	Royer,
Arlene,	Frascella,	McCormack,	Rudisill,
Ashton,	Fulmer,	McDonald,	Sakulsky,
Auker,	Gailey,	McInroy,	Scarcelli,
Balthaser,	Gallagher,	McKeever,	Schaaf,
Barton,	Garlock,	McLaughlin,	Schuster,
Bell,	Gelfand,	Machmer,	Schwartz,
Blair,	George,	Mahan,	Seltzer,
Boles,	Gibb,	Markley,	Sherman,
Bonner,	Gibson,	Maxwell,	Shupnik,
Boris,	Goldstein,	Meholchick,	Silverman,
Bower,	Goodrich,	Merry,	Snare,
Bowman,	Gramlich,	Mihm,	Snider,
Branca,	Guthrie,	Miller, B. Z.,	Stank,
Brenninger,	Hamilton,	Miller, H. G.,	Steckel,
Breth,	Haudenshield,	Mills,	Stevens,
Brown,	Heffner,	Monroe,	Stewart,
Buchanan,	Helm,	Moran,	Stimmel,
Burns,	Henzel,	Muldowney,	Stone,
Capano,	Hocker,	Mullen,	Stoner,
Capitolo,	Holliday,	Munley,	Strausser,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cioffi,	Irvis,	Murray, H. P.	Sullivan,
Clarke,	Isaacs,	Murray, J. J.,	Taylor,
Comer,	Jenkins,	Murray, P. G.,	Tompkins,
Cooper,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. P.,	Wall,
Dennison,	Kee,	Odorisio,	Walsh,
Devlin,	Keiser,	Ogilvie,	Wargo,
Donahue,	Kernaghan,	O'Neil,	Weidner,
Donaldson,	Kessler,	Parlante,	Welsh,
Dougherty,	Kooker,	Pashley,	Wescott,
Down,	Korns,	Perry, H. H.,	Wheeler,
Edwards,	Kovolenko,	Perry, P. E.,	Whittaker,
Eilberg,	Kubitsky,	Petrosky,	Williams, A.D., Jr.,
Eshback,	Lamb,	Polaski,	Williams, E. S.,
Eshleman,	Lee, A. M.,	Polen,	Willaredt,
Ewing,	Lee, K. B.,	Prendergast,	Wilt,
Farabaugh,	Leonard,	Price,	Wood,
Fetterolf,	Limper,	Pursley,	Wynd,
Filo,	Lippincott,	Reibman,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	

NAYS—2

Worley,	Andrews,

Speaker

NOT VOTING—12

Fox,	Knecht,	Magee,	Reidenbach,
Heavey,	Kornick,	Murphy, P. J.,	Thompson,
Holt,	Light,	O'Donnell, J. A.,	Willard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

COMMITTEE MEETINGS

FISHERIES, Mr. Curwood, Chairman, Room 323, Wednesday, March 18, 10:30 a.m.

MOTOR VEHICLES, Mr. Dougherty, Chairman, Room 521, Wednesday, March 18, 11:30 a.m.

PUBLIC HEALTH and SANITATION, Mr. Maxwell, Chairman, Room 522, Wednesday, March 18, 11:00 a.m.

WELFARE, Mr. Kamyk, Chairman, Room 522, Wednesday, March 18, 11:45 a.m.

The Capitol Chorus will meet today for organization at 5:15 or immediately after the session up to 6:30 p.m. in the Majority Caucus Room.

Come and sing and forget your legislative troubles.

Accompanist: Virginia Gramlich

ADJOURNMENT

Mr. KESSLER. Mr. Speaker, I move that this House do now adjourn until Wednesday, March 18, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 5:10 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., WEDNESDAY, MARCH 18, 1959. No. 25.

SENATE

WEDNESDAY, March 18, 1959.

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDING OFFICER (William Z. Scott) in the Chair.

The PRESIDING OFFICER. The Chair wishes to state that he is presiding at the direction of the President pro tempore, M. Harvey Taylor.

PRAYER

The following prayer was offered by the gentleman from Berks, Mr. RUTH:

In the Name of the Father and of the Son and of the Holy Ghost, Amen.

"On a hill far away, stood an old rugged cross,
"The emblem of suffering and shame."

Dear Lord, as we approach that week of commemoration, we pray that we may ask ourselves, What have we done for Thee because of what Thou hast done for us? Guide us today in our deliberations here, and accompany us to our homes. May we always try to do Thy will as Thou dost give us to understand. We ask it in Thy Holy Name. Amen.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. TAYLOR, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows and referred to the Committee on Executive Nominations:

RECALLING THE NOMINATION OF MRS. CECILE McCANN AS REGISTER OF WILLS, RECORDER OF DEEDS AND CLERK OF THE ORPHANS' COURT IN AND FOR THE COUNTY OF BRADFORD

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 16, 1959, for the appointment of Mrs. Cecile McCann, 123 Bensley Street, Sayre, Bradford County, as Register of Wills, Recorder of Deeds, and Clerk of the Orphans' Court in and for the County of Bradford, until the first Monday of January 1960, vice Wayne C. Bennett, deceased.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 77, entitled:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) prohibiting the coloring or dyeing of chickens, ducks or rabbits and prohibiting the sale of colored or dyed chickens, ducks and rabbits.

Which was committed to the Committee on Law and Order.

House Bill No. 572, entitled:

An Act amending the act of August 20, 1953 (P. L. 1212), entitled "An act providing for the study of the problems of alcoholism; * * *" making clinical and hospital facilities available to both sexes.

Which was committed to the Committee on Public Health and Welfare.

HOUSE CONCURS IN SENATE BILL No. 76

He also returned to the Senate, Senate Bill No. 76, entitled:

An Act amending the act of June 5, 1947 (P. L. 458), entitled, as amended, "Parking Authority Law," increasing the minimum amount for which an Authority may contract or purchase without bids.

with the information that the House has passed the same without amendments.

PERMISSION TO ADDRESS SENATE

Mr. KESSLER asked and obtained unanimous consent to address the Senate.

Mr. KESSLER. Mr. President, the bill which I am about to introduce is one that I discussed yesterday and has to do with the plugging of the so-called loopholes in the Unemployment Compensation Law. I am sorry that we do not have many more sponsors to this bill than we have.

Mr. President, I would just like to point out one thing which I neglected to do yesterday, and that is that the Governor and all of us are very much interested in trying to develop a favorable climate for business and industry in the Commonwealth of Pennsylvania.

In order to show you what is happening, I obtained some figures from a corporation which operates in Pennsylvania and also operates in a number of other States. I obtained these figures just to show the difference in their unemployment compensation contributions.

In Pennsylvania, as you know, this year all employers are going up to a 2.7 per cent contribution rate. Last year, for this employer, the contribution rate was 2.4 per cent. Just look at the difference between Pennsylvania and the contribution rate in other States: Ohio, one-tenth of one per cent; Indiana, one-half of one per cent; New Jersey, three-tenths of one per cent; Illinois, sixty-two hundredths of one per cent; New York, 1.4 per cent; Maryland, 1.2 per cent; West Virginia, 1.5 per cent.

It seems to me it is significant that if these surrounding States, which are industrial States, too, are able to keep their Unemployment Compensation Funds in line, Pennsylvania also has to take steps to do it.

BILLS INTRODUCED AND REFERRED

Messrs. KESSLER and BERGER read in place and presented to the Chair Senate Bill No. 492, entitled:

An Act amending the act of December 5, 1936 (1937 P. L. 2897), entitled "Unemployment Compensation Law," further regulating eligibility, qualifications, payments, rate and amount of compensation and further regulating appeals.

Which was committed to the Committee on Labor and Industry.

Messrs. HAYS and KALMAN read in place and presented to the Chair Senate Bill No. 493, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," requiring State employes to be registered voters.

Which was committed to the Committee on State Government.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. BERGER offered the following resolution, which was read, considered and agreed to:

In the Senate, March 18, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Tuesday, March 31, 1959, at 3:00 o'clock, p. m., E. S. T., unless sooner recalled by the President pro tempore; and when the House of Representatives adjourns this week, it reconvene Tuesday, March 31, 1959, at 4:30 o'clock, p. m., E. S. T., unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

CALENDAR
THIRD READING CALENDAR
BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 43, entitled:

An Act amending the act of December 5, 1936 (1937 P. L. 2897) entitled "Unemployment Compensation Law" authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Mullin,	Stiefel,
Berger,	Keller,	Murray,	Taylor,
Blass,	Kessler	Pechan,	Van Sant,
Camiel,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott,
Harney,	McMenamin,	Stevenson,	Presiding Officer
Hays,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 107, entitled:

An Act amending the act of April 24, 1947 (P. L. 80) entitled "Intestate Act of 1947" providing for the grandchildren of deceased uncles and aunts of the decedent.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Mullin,	Stiefel,
Berger,	Keller,	Murray,	Taylor,
Blass,	Kessler	Pechan,	Van Sant,
Camiel,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott,
Harney,	McMenamin,	Stevenson,	Presiding Officer
Hays,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent

that the following bills, on third reading, go over in their order:

Senate Bill No. 130, Printer's No. 139;
Senate Bill No. 141, Printer's No. 408;
Senate Bill No. 177, Printer's No. 191; and
Senate Bill No. 239, Printer's No. 256.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 320, entitled:

An Act amending the act of March 31, 1860 (P. L. 427) entitled "Criminal Procedure Act of 1860" broadening the power of magistrates, justices of the peace and aldermen to take bail.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Mullin,	Stiefel,
Berger,	Keller,	Murray,	Taylor,
Blass,	Kessler,	Pechan,	Van Sant,
Camiel,	Kopriver, Jr.,	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott,
Harney,	McMenamin,	Stevenson,	Presiding Officer
Hays,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 326, Printer's No. 351, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 338, entitled:

An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Mullin,	Stiefel,
Berger,	Keller,	Murray,	Taylor,
Blass,	Kessler	Pechan,	Van Sant,
Camiel,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Seyler,	Whalley,
Flack,	McCreesh,	Shafer,	Wolfe,
Fleming,	McGinnis,	Silvert,	Scott,
Harney,	McMenamin,	Stevenson,	Presiding Officer
Hays,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 406; and
Senate Bill No. 45, Printer's No. 407.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 82, entitled:

An Act amending the act of March 10 1949 (P L 30) entitled "Public School Code of 1949" authorizing payments by the Superintendent of Public Instruction to certain designated depositories

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 116, Printer's No. 125;
Senate Bill No. 117, Printer's No. 126; and
House Bill No. 165, Printer's No. 31.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 210, entitled:

An Act amending the act of March 10 1949 (P L 30) entitled "Public School Code of 1949" providing for the employment of a certified public accountant by joint boards and merged school districts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 216, Printer's No. 230, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 218, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" increasing maximum limits on per capita taxes with certain limitations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 221, Printer's No. 238, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 222, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" adding purposes for which school taxes may be levied and extending the taxing power of school districts of the fourth class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 223, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for payment to joint boards under certain conditions by the Commonwealth for the acceptance of non-resident pupils and providing for installment payments

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RECESS

Mr. BERGER. Mr. President, I move that the Senate do now take a recess until 1:00 o'clock, p.m.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

HOUSE MESSAGE
HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, March 18, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Tuesday, March 31, 1959, at three o'clock P. M., E.S.T., unless sooner recalled by the President pro tempore; and when the House of Representatives adjours this week, it reconvene Tuesday, March 31, 1959 at four-thirty o'clock P. M., E. S. T., unless sooner recalled by the Speaker of the House of Representatives.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

House Bill No. 43, Printer's No. 6; and
Senate Bill No. 76, Printer's No. 76.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President and Members of the Senate, I thought that before we adjourned, I should make some remarks in regard to the Senator Pechan-Senator Kopriver Resolution on Investigating the Department of Public Welfare.

The thought came to my mind today that we in the Senate Appropriations Committee, who are holding these hearings, are acquiring a considerable amount of information pertaining to the operations of the various departments. As a matter of fact, I recommend that before this committee begins its investigation of the Department of Public Welfare, it should take the time to sit in on the hearings of the Select Committee on Appropriations. Probaly, they may obtain the information they desire in this way.

I realize that the House of Representatives and the Senate have the right to investigate any department of government. However, I cannot see that an investigation of this type, at this particular time, is going to give us any additional information.

I believe we have a very efficient Appropriations Committee and a very efficient chairman. We have men on the committee who know appropriations and who are quite familiar with all phases of government and the various operations of most departments.

I also believe that this investigating committee should take into consideration the fact that we are devoting a lot of time in trying to work out something whereby we can bring about a more efficient operation of government. It seems to me they should take the time and look in on this committee. Then, if they do not acquire the information they desire, they can, of course, proceed with their investigation, as authorized by the Senate.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to

address the Senate.

Mr. WADE. Mr. President, the remarks of the gentleman from Washington, Senator Lane, I think are in good order. I do not think that the gentlemen who have sponsored this resolution have anything in mind except the good of the Commonwealth. Also, I noticed in their resolution that they bring the following to our attention:

> "But we must be equally aware of the dangers inherent in assisting persons who are not in actual need and in spending more money than our taxpayers can supply."

We all know the history of this relief or welfare problem. I think it started in early America with the churches. They did most of the relief or welfare work. Following that, we had a series of poor farms, as they were frequently termed. Now they are called something else. Each one gets an individual name and I think that is wholesome. Then, too, we had the usual run of Community Chests and, during the war years, we had the War Funds. Later, we turned them into United Funds. Here in Harrisburg, we have thirty-seven agencies which do a certain amount of welfare work in different areas and they are combined in a United Fund which covers all of Perry County, a large portion of Cumberland County, a small portion of York County and all of Dauphin County.

Back in 1931 and 1933, those of us who had the privilege of being Members of the General Assembly remember the first Talbot Act. From that we developed on into the present relief system. Like all other agencies of government, they have a tendency to grow. Our duty, as Members of the General Assembly, certainly must be first to be absolutely certain that those who apply for relief to the Commonwealth of Pennsylvania are in need.

Relief or welfare, as the Bible well tells us, is a bottomless pit. We will always have it. It is a difficult problem and these folks, whom we are so frequently prone to criticize, and those who visit these families, have a tremendous decision or problem to meet.

Mr. President, I am sure that this resolution is in good order, despite the fact that Senator Lane brings to our attention the fact that these men appointed under this resolution should, by all means,—and I certainly concur with that—carefully study the budget figures in the budget hearings which are now in process.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanious consent to address the Senate.

Mr. LANE. Mr. President, first, I want to thank Senator Wade for agreeing with me for once. Ordinarily, he does not agree.

However, I would like to say that this is primarily a Senate Resolution; this is not a Concurrent Resolution. I notice that the majority on this committee is from the Republican Party and, naturally, there is a little politics tinged with this. Otherwise, they would have given the Administration the majority in this particular case. Therefore, in my mind, I cannot help but arrive at the conclusion that it is not a Concurrent Resolution. The reason it is not a Concurrent Resolution is because the Democratic Party has the majority in the House and, therefore, they have taken the advantage of placing the majority on the Republican side in making this investigation. Frankly, I think it is gilding the lily and, I am sorry to say, Mr. President, it looks like politics to me.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, I certainly would not want to prolong this discussion, but I must take issue with the fact that the Senator implies that politics have been applied in this whole issue. For example, we all know that relief and unemployment go hand in hand. Unemployment is talked about a great deal these days. If they were to question either Senator Lane or me, we could point out about forty-four or forty-five vacancies to which appointments might be made. I want to emphasize "might be made."

I think, beyond a question of any doubt, this problem, together with other problems that have been mentioned in this Body in recent weeks, are matters which this General Assembly can properly look into. For example, we meet sometimes for a period of as short as four months. I do not think we have had any Sessions in recent years shorter than four months. However, in that time we have such a myriad of problems with which to deal that these very delicate situations are not often delved into to the extent that they should be.

I think, too, that a smaller committee, a committee from the Senate only, can do an excellent job in this whole area. I know that Senator Lane joins me in the hope that they can point out to the Senate and to the House of Representatives where substantial sums of the taxpayers' money might be saved.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, I do not wish to prolong this discussion either, because this is a poor time to debate this particular issue. However, it seems to me from the remarks made by Senator Wade that he does not have much confidence in this Select Committee which was appointed by the Senate to review the budgets of the various departments of government.

Of course, Senator Wade is not a co-sponsor of the resolution, but if he were, I would probably ask him this question: If you have the great interest of the Welfare Department at heart, why did you not have a balanced committee by offering a Concurrent Resolution? However, I cannot interrogate him on that basis because he is not a co-sponsor and the Majority Floor Leader is not here to be interrogated. Nevertheless, that is the question that is in the minds of the Members of the Minority Party and, I imagine, that is the question that is in the minds of the public as a whole.

ADJOURNMENT

Mr. WADE. Mr. President, I move that the Senate do now adjourn until Tuesday, March 31, 1959, at 3:00 o'clock, p.m., Eastern Standard Time.

Mr. FLACK. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:22 o'clock, p.m., Eastern Standard Time, until Tuesday, March 31, 1959, at 3:00 o'clock, p.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, March 18, 1959.

The House met at 12:00 o'clock noon.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Reverend George Scherer, pastor of Rossville Lutheran Charge, York County, Pennsylvania, guest chaplain and guest of Mr. Nelson, offered the following prayer:

O Lord, our Governor, whose glory is in all the world; we commend this nation to thy merciful care that, being guided by Thy providence, we may dwell in Thy peace. Grant to this legislature, and to all in authority, wisdom and strength to do Thy will. Fill them with the love of truth and righteousness, and make them ever mindful of their calling to serve this people in Thy fear. Lord, when they fail, forgive them; when they falter, support them; when they rave, calm them; when they are in doubt, enlighten them; through Jesus Christ our Lord, who liveth and reigneth with Thee and the Holy Ghost, world without end. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is nobjection, the approval of the Journal for Tuesday, March 17, 1959 will be postponed until printed.

The Chair hears none.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 43.

An Act amending the "Unemployment Compensation Law" approved December 5, 1936 (1937 P. L. 2897) authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same.

With the information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 43.

An Act amending the "Unemployment Compensation Law" approved December 5, 1936 (1937 P. L. 2897) authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

The SPEAKER. The Chair requests the gentleman from Philadelphia, Mr. Fineman, to preside temporily.

Mr. FINEMAN IN THE CHAIR

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 16, 1959.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Tuesday, March 31, 1959, at three o'clock p. m., EST., unless sooner recalled by the President Pro Tempore; and when the House of Representatives adjourns this week, it reconvene Tuesday, March 31, 1959 at four-thirty p.m., EST, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question.

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

PARLIAMENTARY INQUIRY

Mr. FLOYD. I rise to a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. FLOYD. If a Member of the House has possession of the floor and is interrogating another Member of the House, and a third Member of the House requests that the Member who is being interrogated yield to him, or her, whichever it may be, what is the status of the third Member at that point?

The SPEAKER pro tempore. The Chair would advise the gentleman from Philadelphia, as he understands the question, if the gentleman who was being interrogated would yield his position on the floor to another member, to the third Member, does the third Member properly have the floor?

Mr. FLOYD. Mr. Speaker, but the person who is being interrogated does not have the floor. The first party is interrogating the second party, and the third party requests that the person being interrogated yield to him or her.

The SPEAKER pro tempore. Does the Chair understand the gentleman's question to be, that the Member who is being interrogated agrees to yield his position to another member; is that the question?

Mr. FLOYD. That is correct.

The SPEAKER pro tempore. And further does the interrogator agree to yield his position?

Mr. FLOYD. That is the party that I was speaking of, if the interrogator agrees to yield to a third party.

The SPEAKER pro tempore. The Chair would advise the gentleman that both the interrogator and the person being interrogated would have to agree to the yielding.

Mr. FLOYD. Thank you, Mr. Speaker. That was my opinion on that.

Number two, Mr. Speaker, after the third party has gained possession, after the second party has yielded to the third party, and he is now the person to be interrogated, would it be in order, or would it not be in order, for him to ask permission to interrogate another Member of the House who does not have possession of the floor at that time?

The SPEAKER pro tempore. The Chair would advise the gentleman that any Member who consents to interrogation may properly be subject to interrogation. Interrogation cannot be had without the consent of the Member of whom it is requested that he be interrogated.

Mr. FLOYD. Mr. Speaker, I have not read the Rules of the House on it, and I have not asked any of the astute parliamentarians in the House anything about it, but—

The SPEAKER pro tempore. The Chair might suggest that that would be very much in order.

Mr. FLOYD. But, Mr. Speaker, I think I know a little something about parliamentary procedure.

I am referring to an incident that happened on the floor of the House yesterday. I was interrogating Mr. Yatron and Mr. Johnson, the Minority Leader, requested that Mr. Yatron yield to him. After Mr. Yatron had yielded to Mr. Johnson, Mr. Johnson in turn requested that he interrogate another Member of the House. While all this was going on I was still in possession of the floor. I am trying to find out whether Mr. Johnson was in order at this particular point.

The SPEAKER pro tempore. The Chair would inform the gentleman that if his point of order had been raised seasonably at that point it would have been well taken, and the point of order would have been sustained.

Mr. FLOYD. Thank you, Mr. Speaker.

Mr. FLOYD. Mr. Speaker, I took it that was the situation, but it occurred to me that courtesy has always been extended to the Minority and Majority Floor Leaders. We always overlook a few things to give them courtesy. But I would like to inform the gentleman that I knew that actually he was out of order, and I hope that Mr. Johnson's point was in good faith. I am sorry to make such a point, and hope his parliamentary maneuver was in good faith, because actually it was not a technical parliamentary maneuver but an elementary one. I think my little daughter would know that actually he was out of order.

For the benefit of Mr. Johnson, I would like to say that I have been an owner of apartment houses in Pennsylvania for the past ten years, and that I understand 70 per cent of the people of the Commonwealth do not own their own homes and are renting in one form or another. Therefore their interests, to me,—that 70 per cent of the people of the Commonwealth—are more important than Mr. Johnson's interest, or my interest as a landlord.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. ROVANSEK asked and obtained permission for the Committee on Mines and Mineral Industries to meet during the session of the House.

BILLS INTRODUCED AND REFERRED

By Mrs. KERNAGHAN, Messrs. KUBITSKY, BURNS and BALTHASER. HOUSE Bill No. 868.

An Act amending "The Vehicle Code," approved May 1, 1929 (P L 905), giving local authorities in cities, boroughs, and incorporated towns certain authority to limit the speed of vehicles upon State Highways and continuations thereof and connecting links between State highways in such cities, boroughs and townships.

Referred to the Committee on Highways.

By Messrs. GAILEY and WELSH.
HOUSE BILL No. 869.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for Commonwealth reimbursement for certain costs incurred by school districts in connection with the education of partially sighted children.

Referred to the Committee on Education.

By Messrs. WEIDNER, BALTHASER, DAVIS, and YATRON. HOUSE BILL No. 870.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting the posting of signs upon trees or telephone poles.

Referred to the Committee on Law and Order.

By Messrs. MILLS, MERRY, and GUTHRIE.
HOUSE BILL No. 871.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) further regulating school bus lighting equipment.

Referred to the Committee on Motor Vehicles.

By Messrs. A. J. MURPHY, FOX and VERONA.
HOUSE BILL No. 872.

An Act amending the "Local Tax Collection Law," approved May 25, 1945 (P. L. 1050), providing that the taxing districts shall determine and designate surety on the tax collector's bond.

Referred to the Committee on Municipal Corporations.

By Messrs. A. J. MURPHY and VERONA.
HOUSE BILL No. 873.

An Act amending the "State Highway Law" approved June 1, 1945 (P. L. 1242) extending the responsibility of the Department of Highways over the improvement, reconstruction and maintenance of State highways within boroughs and incorporated towns.

Referred to the Committee on Highways.

By Messrs. FILO, MEHOLCHICK and KUBITSKY.
HOUSE BILL No. 874.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) making it the duty of the Department of Mines and Mineral Industries to assume full control and responsibility for the extinguishment and control of coal mine fires and the entire cost of such extinguishment and control.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. MULLEN, P. J. MURPHY, J. P. O'DONNELL and A. M. LEE.
HOUSE BILL No. 875.

An Act amending the act of June 3, 1943 (P. L. 847), entitled, as amended "An act creating a revolving fund in the State Treasury to be used by the State Council for the Blind, to purchase, own, install, maintain and lease equipment and accessories for suitable business enterprises for the blind * * *," further regulating loans and leases made to blind persons.

Referred to the Committee on Welfare.

By Messrs. MULLEN, P. J. MURPHY, J. P. O'DONNELL and A. M. LEE. HOUSE BILL No. 876.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), permitting the attendance of representatives of organizations for the blind at meetings of the State Council for the Blind, further regulating the vote required for certain actions by the State Council for the Blind and regulating relations between the council and organizations for the blind.

Referred to the Committee on Welfare.

By Messrs. VARNER and DENNISON. HOUSE BILL No. 877.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) reducing annual registration fee for certain two-wheeled semi-trailers.

Referred to the Committee on Motor Vehicles.

By Messrs. STANK and H. G. MILLER. HOUSE BILL No. 878.

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932) providing for the payment of service increments to firemen in addition to their pensions.

Referred to the Committee on Cities—Third Class.

By Messrs. WARGO and NEEDHAM. HOUSE BILL No. 879.

An Act amending the act of June 18, 1941 (P. L. 133), entitled "An act relating to coal stripping operations; * * * requiring certain information and reports and prescribing penalties," extending the provision of the act.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. MERRY, GRAMLICH, MAGEE and McCANDLESS. HOUSE BILL No. 880.

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L. 448), increasing the number of fish bait and bait fish which any person may catch and have in his possession.

Referred to the Committee on Fisheries.

By Messrs. A. J. MURPHY, JONES, WYND and FINEMAN. HOUSE BILL No 881.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), prescribing powers of magistrates and committing magistrates in traffic courts in summary proceedings involving certain juveniles.

Referred to the Committee on Judiciary.

Messrs. FOERSTER, RIGBY, LUTTY and WILT. HOUSE BILL No. 882.

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; * * *," further providing for pension payments to members of the pension fund becoming disabled.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. FOERSTER, RIGBY, LUTTY and WILT. HOUSE BILL No. 883.

An Act amending the "Policemen's Relief and Pension Fund Law," approved May 2, 1935 (P. L. 233), further providing for the payment of pensions upon disability.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. MERRY, GRAMLICH, MAGEE and McCANDLESS. HOUSE BILL No. 884.

An Act requiring persons who cut holes in the ice on public bodies of water to leave the hole protected or mark it so that other are made aware of the danger; and providing penalties.

Referred to the Committee on Law and Order.

By Messrs. JENKINS, J. J. MURRAY, MORAN and AGNEW. HOUSE BILL No. 885.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), authorizing boroughs to furnish coaxial television service to the inhabitants thereof.

Referred to the Committee on Boroughs.

By Messrs. NEEDHAM and BARTON. HOUSE BILL No. 886.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey two tracts of land, consisting of 5.13 acres, more or less, and 50.50 acres, respectively, situate in Madison Township, Perry County.

Referred to the Committee on State Government.

By Mr. NEEDHAM. HOUSE BILL No. 887.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey two tracts of land, consisting of 29.60 acres, more or less, and 26.30 acres, respectively, situate in Woodbury Township, Blair County.

Referred to the Committee on State Government.

By Messrs. NEEDHAM and BELL. HOUSE BILL No. 888.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), authorizing expenditures for aviation training.

Referred to the Committee on Military Affairs.

By Messrs. NEEDHAM and BELL. HOUSE BILL No. 889.

An Act amending "The Aeronautical Code," approved May 26, 1933 (P. L. 1901), amending, and adding definitions; revising text to conform; and authorizing expenditures for aviation training.

Referred to the Committee on Military Affairs.

By Messrs. LUIGARD, WELSH, MACHMER and TAYLOR. HOUSE BILL No. 890.

An Act amending the act of May 18, 1937 (P. L. 654), entitled, as amended, "An act to provide for the safety and to protect the health and morals of persons while employed; prescribing certain regulations and restrictions concerning places where persons are employed; and the equipment, apparatus, materials, devices and machinery used therein; prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act; and fixing penalties," requiring nurses to be on duty in certain establishments.

Referred to the Committee on Labor Relations.

By Messrs. WARGO, MEHOLCHICK, NEEDHAM and A. J. MURPHY. HOUSE BILL No. 891.

An Act making an appropriation to the Dept. of Mines and Mineral Industries to abate the nuisance of burning coal mine refuse banks.

Referred to the Committee on Mines and Mineral Industries.

By Mr. BOIES, Mrs. KOOKER, Messrs. McCANN and GEORGE. HOUSE BILL No. 892.

An Act amending the act of July 10, 1935 (P. L. 645), entitled "An Act imposing certain requirements on certain hospitals receiving State aid; * * *" regulating the attendance of doctors at all hospitals.

Referred to the Committee on Public Health and Sanitation.

By Messrs. DENGLER and ODORISIO. HOUSE BILL No. 893.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), increasing and harmonizing the limitations on contracts entered into by school boards.

Referred to the Committee on Education.

By Messrs. BONNER and SCHUSTER. HOUSE BILL No. 894.

An Act amending the "Public Utlity Law," approved May 28, 1937 (P. L. 1053), requiring the Public Utility Commission of Pennsylvania to provide for arrangements for the protection of railroad employes' intrests in certain cases, and authorizing the Commission to approve certain arrangements entered into between employes and the railroad carrier.

Referred to the Committee on Public Utilities and Corporations.

By Mr. DENGLER, Mrs. KERNAGHAN and Mrs. REIBMAN. HOUSE BILL No. 895.

An Act amending the act of April 8, 1949 (P. L. 418), entitled "An act to provide for and regulate the accumulation, * * *, of funds by cities, * * * for preparing plans for sewage disposal systems and for the construction, * * * of sewage disposal systems for which plans have been approved by the Sanitary Water Board of the Commonwealth," permitting municipalities to transfer funds from the sewage disposal systems fund to be used for the construction, improvement or replacement of storm sewers.

Referred to the Committee on Municipal Corporations.

By Messrs. FULMER, BALTHASER, AGNEW and MEHOLCHICK. HOUSE BILL No. 896.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) giving the Secretary of Highways authority over painting and maintenance of traffic lane lines, on State highways and highways forming connecting links between, or continuations, of State highways in boroughs and incorporated towns, * * *.

Referred to the Committee on Highways.

By Messrs. FARABAUGH, ROVANSEK, FOX and MERRY. HOUSE BILL No. 897.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) specifying and clarifying the zone of jurisdiction of borough planning commissions.

Referred to the Committee on Boroughs.

By Mr. FINEMAN. HOUSE BILL No. 898.

An Act amending the "Public School Employes Retirement Law" approved July 18, 1917 (P. L. 1043) providing credit for retirement purposes for out-of-state service in certain cases.

Referred to the Committee on Education.

By Messrs. POLASKI, SCHAAF and O'DELL. HOUSE BILL No. 899.

An Act requiring the Department of Highways and the Department of Forests and Waters to make a survey, in cooperation with the United States Army Engineers, concerning a roadway between Presque Isle State Park and the City of Erie.

Referred to the Committee on Highways.

By Messrs. SCHAAF, O'DELL, BLAIR and POLASKI. HOUSE BILL No. 900.

An Act amending the "County Institution District Law," approved June 24, 1937 (P. L. 2017) including neglected children within the powers and duties of the local authorities.

Referred to the Committee on Welfare.

By Messrs. POLASKI, SCHAAF, O'DELL and BLAIR. HOUSE BILL No. 901.

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), changing the requirements for aliens to receive public assistance.

Referred to the Committee on Welfare.

By Messrs. POLASKI, SCHAAF, O'DELL and BLAIR. HOUSE BILL No. 902.

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), changing eligibility requirements for former residents of Pennsylvania who return to this State.

Referred to the Committee on Welfare.

By Messrs. A. J. MURPHY, FILO, AGNEW and E. S. WILLIAMS. HOUSE BILL No. 903.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), granting to the borough council authority to fix and determine the total working hours of the police chief and members of the police force.

Referred to the Committee on Boroughs.

By Messrs. ROVANSEK, ESHLEMAN, OGILVIE and HAMILTON. HOUSE BILL No. 904.

An Act amending the act of January 14, 1952 (P. L. 2015), entitled "A supplement to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled 'An act establishing a public school employes' retirement system, * * *'" further extending the provisions of the act to all employes employed by any school district or vocational school district after service in the armed forces of the United States and not heretofore covered.

Referred to the Committee on Education.

By Messrs. CROSSIN, MUSTO and STEVENS. HOUSE BILL No. 905.

An Act amending the act of December 5, 1936 (1937 P. L. 2897), entitled "Unemployment Compensation Law,"

including services of industrial insurance agents within the definition of employment.

Referred to the Committee on Labor Relations.

By Messrs. BLAIR, O'DELL and BOWER.
HOUSE BILL No. 906.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90) prohibiting sale of liquor and malt and brewed beverages on Christmas Day.

Referred to the Committee on Liquor Control.

By Messrs. BLAIR, O'DELL, BOWER and SCHAAF.
HOUSE BILL No. 907.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), prohibiting the purchase or possession of liquor or malt or brewed beverages by minors.

Referred to the Committee on Liquor Control.

By Messrs. RUDISILL and ZIMMERMAN.
HOUSE BILL No. 908.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) empowering the borough council to adopt a procedure for the sale of personal property of an estimated sale value of less than two hundred dollars ($200), such procedure not to require the approval of each individual sale by the council.

Referred to the Committee on Boroughs.

By Messrs. CURWOOD and LUIGARD.
HOUSE BILL No. 909.

An Act amending the act of January 14, 1952 (P. L. 2015), entitled "A supplement to the 'Public School Employes Retirement Law,' approved July 18, 1917 (P. L. 1043) * * *" further extending the provisions of said act to all employes employed by any school district or vocational school district after service in the armed forces of the United States and not heretofore covered.

Referred to the Committee on Education.

By Messrs. BALTHASER, MACHMER, WEIDNER and DENGLER. HOUSE BILL No. 910.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), further providing for the computation and payment of tuition charges for nonresident pupils.

Referred to the Committee on Education.

By Messrs. SCHWARTZ and A. M. LEE.
HOUSE BILL No. 911.

An Act amending the act of May 23, 1949 (P. L. 1669), entitled, as amended, "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses, professions, occupations, trades, vocations and commercial activities therein; * * *," further defining "receipts," and making such definitions retroactive.

Referred to the Committee on Education.

By Mrs. HENZEL, Messrs. R. P. JOHNSON, BRENNINGER, FETTEROLF (By request).
HOUSE BILL No. 912.

An Act making an appropriation to the Harcum Junior College for maintenance and expansion of the college and for the purchase of apparatus and equipment.

Referred to the Committee on Appropriations.

By Messrs. HOCKER, KEISER, H. P. MURRAY and FULMER. HOUSE BILL No. 913.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), requiring the employment of a certified public accountant.

Referred to the Committee on Townships.

By Messrs. HOCKER, KEISER, H. P. MURRAY and FULMER. HOUSE BILL No. 914.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing for the employment of certified public accountants by certain boroughs and prescribing their powers and duties; fixing penalties; and providing for appeals.

Referred to the Committee on Boroughs.

By Messrs. HOCKER, H. P. MURRAY, KEISER and FULMER. HOUSE BILL No. 915.

An Act amending "The First Class Township Code," approved June 24, 1931 (P. L. 1206), providing for the employment of certified public accountants and prescribing their powers and duties; fixing penalties; and providing for appeals.

Referred to the Committee on Townships.

By Messrs. HOCKER, BELL, H. P. MURRAY and KEISER. HOUSE BILL No. 916.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for the auditing of finances and accounts by certified public accountants in lieu of municipal auditors.

Referred to the Committee on Education.

By Messrs. LOPRESTI, FARABAUGH, ROVANSEK and DAVIS. HOUSE BILL No. 917.

An Act regulating the propagation of mink in capitivity.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. BRETH and NAUGLE.
HOUSE BILL No. 918.

An Act providing for and regulating the licensing by the Insurance Commissioner of persons, firms, partnerships, associations and corporations engaged in the work of investigating and adjusting claims on behalf of insurers, and prescribing unlawful acts and penalties.

Referred to the Committee on Insurance.

By Messrs. J. J. MURRAY, T. H. W. JONES and JENKINS. HOUSE BILL No. 919.

An Act providing for the licensing of certain organizations to hold, operate and conduct games of chance commonly known as bingo or lotto for prizes; ***, and providing penalties.

Referred to the Committee on Rules.

By Messrs. MULDOWNEY, McCORMACK, Mrs. MUNLEY and Mr. P. J. MURPHY.
HOUSE BILL No. 920.

An Act amending the act of May 31, 1893 (P. L. 188 No. 138), entitled "An Act designating the days and half days to be observed as legal holidays, and for the payment acceptance and protesting of bills, drafts, checks

and other negotiable paper on such days," making St. Patrick's Day a legal holiday.

Referred to the Committee on Judiciary.

By Messrs. GOODRICH, ESHLEMAN, WHEELER and POLEN. HOUSE BILL No. 921.

An Act amending the "Municipality Authorities Act of 1945," approved May 2, 1945 (P. L. 382), limiting the indebtedness which authorities may incur without the consent of the electorate.

Referred to the Committee on Municipal Corporations.

By Messrs. HAMILTON, STONE and KORNS. HOUSE BILL No. 922.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), redefining the tuition teaching unit.

Referred to the Committee on Education.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 4.

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" prohibiting the sale of gasoline in glass containers.

Referred to the Committee on Judiciary.

SENATE BILL No. 7.

An Act authorizing the recovery of damages from parents of children destroying property.

Referred to the Committee on Rules.

SENATE BILL No. 137.

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" prescribing penalties for furnishing false information to political subdivisions officers and employes in certain cases.

Referred to the Committee on Judiciary.

SENATE BILL No. 173.

An Act amending the act of April 25, 1929 (P. L. 723) entitled "An act regulating the investment of funds by administrative departments ***" increasing the investment powers of State administrative departments boards commissions or officers.

Referred to the Committee on State Government.

SENATE BILL No. 319.

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" making it a misdemeanor to enter any building with intent to commit a crime and fixing the penalty therefor.

Referred to the Committee on Judiciary.

SENATE BILL No. 325.

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" authorizing the supervisors to construct or contribute money for ponds or dams for the purpose of providing water for fire protection.

Referred to the Committee on Townships.

SENATE BILL No. 335.

An Act amending the act of July 29, 1953 (P. L. 1435) entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents ***" authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

Referred to the Committee on Welfare.

SENATE BILL No. 345.

An Act amending the act of July 25, 1913 (P. L. 1311) entitled "An act providing for the establishment of a State Industrial Home for Women; ***" requiring sheriffs to transport women prisoners to the Industrial Home.

Referred to the Committee on Judiciary.

RESOLUTIONS INTRODUCED AND COMMITTED

By Mrs. VARALLO and Mr. BELL. (Concurrent) RESOLUTION No. 43.

In the House of Representatives, March 17, 1959.

The public press has repeatedly called attention to the heavy incidence of juvenile crime and many murders and crimes of great violence being committed by juvenile criminals.

The public press carries repeated stories of an attitude prevalent among certain juvenile criminals of complete disregard for punitive provisions of the criminal laws of this Commonwealth.

A continued disregard for the peace and safety of the citizens of the Commonwealth by such juvenile criminals creates a criminal cancer threatening the peace and good order of the Commonwealth of Pennsylvania.

It is imperative that remedial steps be taken of a positive nature to stamp out this philosophy of juvenile criminals and the causes thereof; therefore be it

Resolved (the Senate concurring), That the Joint State Government Commission be authorized and directed to make an immediate study of all factors causing the attitude in juvenile criminals of disregard for law and order, a study of the corrective and remedial action of any nature whatsoever required to correct such juvenile criminal philosophy and a further study of the steps necessary to rehabilitate those addicted to such a moral juvenile criminal thinking and acting; and be it further

Resolved, That the commission be charged with inviting to testify before it persons such as educators, clergymen, penal authorities, members of the judiciary, law enforcement officials, newspaper reporters, social workers, and other citizens who are in contact with such juvenile criminals in order to ascertain the causes for such thinking and the possible remedies therefor; and be it further

Resolved, That the Joint State Government Commission be authorized, in its discretion, to transcribe such part or parts of the testimony and statements taken before it; and be it further

Resolved, That the Joint State Government Commission shall have the power to issue subpoenas under its hand and seal requesting and commanding any person or persons to appear before it and answer questions touching matters properly being inquired into and to produce such books, papers, records and documents as the commission may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the Courts of this Commonwealth. The commission shall have the power to administer oaths and affirmations to witnesses appearing before it. Any person who shall wilfully neglect or refuse to testify before the commission or to produce any books, papers, records, or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases; and be it further

Resolved, That the Joint State Government Commission shall make a report of its findings and recommendations

to the General Assembly prior to the adjournment of the present session.

Referred to the Committee on Rules.

By Messrs. TOMPKINS, GIBSON, POLASKI, SCHAAF, O'DELL, MAGEE, BLAIR and DOWN.

(Concurrent) RESOLUTION No. 44.

In the House of Representatives, March 17, 1959.

The Government of the United States, acting in cooperation with the Government of Canada, will soon complete the St. Lawrence Seaway, a project intended to provide a water route for ocean-going vessels from the Great Lakes to the Atlantic Ocean.

The State of Pennsylvania necessarily has a great interest in the St. Lawrence Seaway. A very large portion of the funds used in its construction was raised through Federal taxation in Pennsylvania. The Port of Erie, Pennsylvania's only Great Lakes' port is our only direct connection with the seaway. If the taxpayers of Pennsylvania are to receive the greatest benefit from their tax dollars already expended by the Federal Government, the Port of Erie must be turned into a seaport capable of accommodating ocean-going traffic. In addition it must be an effective transfer point, possessing land and air transportation facilities adequate to make a routing through Erie logical and desirable.

If the Port of Erie becomes such a seaport, then the benefits to the economy of not only northwestern Pennsylvania, but to the entire Commonwealth and to states bordering Pennsylvania on the south, will be tremendous.

In recognition of this, the Federal Government has already appropriated the money necessary to dredge the Erie harbor to the depth essential for the accommodation of ocean-going vessels.

In addition to sums previously expended, the Commonwealth of Pennsylvania proposes to expend further sums in the development of the Port of Erie. The present budget contains recommendations for the expenditure of approximately six hundred thousand dollars for that purpose during the 1959-1960 biennium.

The Commonwealth has also constructed new highways and proposes to construct even more highways leading to Erie for the purpose of facilitating transportation to and from Erie.

Now the success of the entire program is in jeopardy. By a vote of 238 to 142, the House of Representatives of the Congress of the United States voted to permit the City of Chicago to divert great quantities of water from Lake Michigan. If that diversion is permitted to occur, the result will be to so lower the level of Lake Erie that proper development of the Port of Erie will be seriously affected, and the economy of our State seriously injured; therefore be it

Resolved (the Senate concurring) That the Senate of the United States be memorialized to defeat this high-handed attempt to benefit a single city at the expense of the people of the third largest state; and be it further

Resolved, That each member of Congress and each United States Senator from Pennsylvania be informed of this matter and that they each be urged to take whatever steps they can to prevent Senate concurrence in the House action; and be it further

Resolved, That copies of this resolution be dispatched immediately to the presiding officer of the Senate, Vice President Richard M. Nixon and to each member of Congress and United States Senator from Pennsylvania.

Referred to the Committee on Rules.

RESOLUTION—PENNSYLVANIA BAR ASSOCIATION

The SPEAKER laid before the House a resolution adopted by the Pennsylvania Bar Association recommending to the Joint State Government Commission and the Pennsylvania Legislature that a new code of criminal law for the Commonwealth of Pennsylvania be drafted and enacted.

Referred to the Committee on Judiciary.

RESOLUTION—BOROUGH OF PLEASANT HILLS

The SPEAKER laid before the House, Resolution No. 45 of the Borough of Pleasant Hills protesting the passage of House Bill No. 391 relating to police pensions or pension annuities in boroughs.

Referred to the Committee on Municipal Corporations.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 107 and 338.

QUESTION OF PERSONAL PRIVILEGE

Mr. HOLT. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. HOLT. Mr. Speaker, I want to be recorded as being present for today's session and tonight. I had requested a leave for the entire week, but I was called out of a sick bed and I am here today.

The SPEAKER pro tempore. The Chair thanks the gentleman. The gentleman will be recorded, as being present for today's and tomorrow's sessions.

QUESTION OF PERSONAL PRIVILEGE

Mr. WEIDNER. I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. WEIDNER. Mr. Speaker, I wish to ask for leave of absence for the 12:01 session tomorrow for various reasons.

As most Members know, I have been absent from this House for a period of two months because of having undergone a serious eye operation. I am still under the doctor's care. Only two weeks ago was I given permission to attend the Sessions of this legislature providing that I would follow certain instructions. In order to comply with the request of the doctor and to avoid any physical reaction, I find it impossible to attend the Session scheduled for 12:01 tomorrow morning. If the session had been held or scheduled during the usual daytime, I could attend. I regret that I am compelled to take this action and I hope the Members will understand my position.

The SPEAKER pro tempore. The gentleman from Berks County, Mr. Weidner, requests leave of absence for tomorrow's session. Without objection, leave will be granted. The Chair hears none.

Mr. McCANN. Mr. Speaker, in behalf of Mr. Weidner who has made his statement a part of the record, we certainly are quite aware of his situation and we appreciate the remarks he has made to this House.

We had no other choice than to schedule the session as we did, and we certainly understand fully the situation of the serious operation and the doctor's care that he has been under. All we can say is that we are very

glad that he is back here with us in the House and able to be present during the daytime regularly scheduled hourly sessions.

ANNOUNCEMENT

Mrs. VARALLO. Mr. Speaker, I have not requested any leaves of absence for today. Mr. Kornick, from Fayette County, who was ill, we got him out of a sick bed to be here today, and also the gentleman from Philadelphia, Mr. Holt. We have 107 members on our side of the House here today.

REPORTS FROM COMMITTEE

Mrs. PASHLEY from the Committee on Public Health and Sanitation, reported as amended, House Bill No. 336, entitled:

An Act requiring the approval of the electorate prior to the construction, erection or purchase of public housing projects in cities of the first class.

Mr. GRAMLICH from the Committee on Fisheries, reported as committed, House Bill No. 392, entitled:

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448), regulating fishing in waters impounded by the Commonwealth, political subdivisions or authorities for water supply purposes.

Mr. RENWICK from the Committee on Motor Vehicles, reported as amended, House Bill No. 500, entitled:

An Act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act, and other acts relating to the ownership, possession and use of vehicles and tractors.

Mrs. HENZEL from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 705, entitled:

An Act amending the "Disease Prevention and Control Law of 1955," approved April 23, 1956 (P. L. 1510), providing for the examination of recalcitrant persons suspected of being infected with venereal disease, tuberculosis, or any other communicable disease.

Mrs. MONROE from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 706, entitled:

An Act amending the "Disease Prevention and Control Law of 1955" approved April 23, 1956 (P. L. 1510) providing for the committing and treatment of recalcitrant persons suspected of being infected with venereal disease, tuberculosis or any other communicable disease.

Mrs. KOOKER from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 740, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) prescribing powers and duties of the Department of Health relating to radioactive materials.

Mrs. MUNLEY from the Committee on Welfare, reported as amended, House Bill No. 779, entitled:

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051) defining "resident" and further regulating eligibility for assistance.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 105, entitled:

An Act making an appropriation to the Department of Public Welfare for the payment of certain moral claims against the Commonwealth.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 108, entitled:

An Act amending the act of May 1, 1907 (P. L. 135) entitled "An act relating to the appointment of stenographers to report proceedings in the several courts of common pleas and orphans' courts * * * as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers * * *" changing liability for payment of costs in furnishing copies of notes of testimony requested by defendants.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 233, entitled:

A Joint Resolution proposing an amendment to Article VIII Section 1 of the Constitution of the Commonwealth of Pennsylvania changing residence requirements.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 308, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) providing for the acquisition maintenance or enlargement by the borough of certain sewage collection or disposal systems.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 351, entitled:

An Act amending the "State Highway Law" of June 1, 1945 (P. L. 1242) providing for payment by the Commonwealth of damages occasioned by a change of width lines or grades of streets designated as State highways in cities of the second class A and third class.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 361, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) changing provisions concerning protests to proposed change in zoning.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 489, entitled:

An Act permitting the recording of leases subleases and agreements to lease or sublease permitting the recording of memoranda thereof prescribing the minimum contents of such memoranda * * *

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 492, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for estimated semi-annual payments.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 494, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) further providing for the assignment of pupils.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 495, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions for discontinuing joint schools and departments.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 496, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing the reimbursement payments on account of instruction in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 497, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) making the school at Cheyney at State Teachers' College in the First State Teachers' College District.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 498, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing reimbursement provisions for school districts in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 523, entitled:

An Act amending "The Fourth to Eighth Class County Assessment Law" approved May 21, 1943 (P. L. 571) increasing the compensation of assessors and providing for mileage.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 524, entitled:

An Act amending "The Fourth to Eighth Class County Assessment Law" approved May 21, 1943 (P. L. 571) provdiing that the chief assessor shall assist the assessor in the performance of certain duties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 540, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) further providing for the revision of territory upon abolition of an independent school district.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 542, entitled:

An Act to regulate and establish the fees to be received by the clerk of oyer and terminer and quarter sessions of the peace and the municipal court of Philadelphia in counties of the first class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 578, entitled:

An Act amending the "Beauty Culture Law" approved May 3, 1933 (P. L. 242) changing eligibility requirements for examination.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 583, entitled:

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225) increasing the number of special dog training area permits which may be issued in any one county.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 601, entitled:

An Act repealing Section 528 act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" elim-

inating the requirements that cotton fabrics used in State institutions be flameproofed.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 602, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" abolishing the General Galusha Pennypacker Monument Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 640, entitled:

An Act amending "The Borough Code" approved May 4 1927 (P. L. 519) further regulating bonds to be given for protection of labor and materialmen.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 679, entitled:

An Act amending the act of March 26, 1925 (P. L. 83) entitled "An act for the protection of Public Health by regulating the serving of milk for drinking purposes to patrons of hotels * * * and providing penalties" eliminating licenses and license fee requirements.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 680, entitled:

An Act amending the "Milk Control Law" approved April 28, 1937 (P. L. 417) changing provisions relating to weighing and measuring permits.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 692, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 704, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) authorizing temporary investment and deposits of county funds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 718, entitled:

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333) providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill and providing for the selection and the term of the members of new boards.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 728, entitled:

An Act to encourage and permit the prospecting for and development of certain valuable minerals on State forest land and providing for the waiver of competitive bidding requirements therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 729, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) further regulating the power of the Department of Forests and Waters to enter into contracts or leases for mining or removal of valuable minerals.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 760, entitled:

An Act providing that charitable religious and nonprofit corporations organizations and institutions shall be subject to liability for torts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 764, entitled:

An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 843, entitled:

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation classes and schools for handicapped children.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 844, entitled:

An Act making an appropriation to the Department of Public Welfare for administration of the Public Assistance Law and for making public assistance grants.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 845, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled "An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957" changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 29, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid operators of fire apparatus shall take physical examinations.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 261, entitled:

An Act amending the act of April 27, 1927 (P. L. 465) entitled as amended "Fire Safety Building Regulation Law" providing exemptions from certain provisions of the act.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

The SPEAKER pro tempore. The Chair respectfully requests the Speaker to return to the rostrum.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. The Chair compliments the gentleman from Philadelphia. This House is literally packed on both sides with potential Speakers.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 218, entitled:

An Act amending the act of December 20, 1933 (1933-34 P. L. 89) entitled "An Act appropriating the moneys in The State Stores Fund" providing for additional kinds of insurance.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 274, entitled:

An Act providing leaves of absence with pay for certain employes of the Commonwealth and of political subdivisions for purpose of attending conventions.

The first section was read.

On the question,

Will the House agree to the section?

Mr. CURWOOD offered the following amendments:

Amend Sec. 1, page 1, line 3, by striking out "authorized" and inserting "elected."

Amend Sec. 1, page 2, lines 3 and 4, by striking out "the entire period of" and inserting "a period not to exceed four days."

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Mr. CURWOOD offered the following amendment:

Amend Sec. 3, page 2, line 11, by inserting after "3": "No more than three elected representatives shall attend any convention or conference on behalf of any lodge, organization or group under the provisions of this act.

"Section 4."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 377, entitled:

An Act amending the "Pennsylvania Turnpike Delaware River Extension Act" approved May 23, 1951 (P. L. 335) increasing the compensation of viewers.

The first section was read.

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. P. E. PERRY. Mr. Speaker, I move that this bill be placed on the second reading postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 501, entitled:

An Act amending the act of May 11, 1911 (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures * * *" requiring that inspectors appearing for the Commonwealth in prosecutions be furnished with a certified copy of the transcript or record.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 610, entitled:

An Act amending "The Fiscal Code" approved April 9, 1929 (P. L. 343) providing for the Rehabilitation Center Fund and for disbursements therefrom repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 611, entitled:

An Act amending "The Vocational Rehabilitation Act of one thousand nine hundred forty-five" approved May 22, 1945 (P. L. 849) changing the definition of vocational rehabilitation expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 620, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund * * * and making an appropriation.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection,

House Bill No. 665, Printer's No. 180, and

House Bill No. 666, Printer's No. 113,

were passed over temporarily at the request of Mr. McCANN.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 31, entitled

An Act amending the act of August 9 1955 (P L. 323) entitled "The County Code" increasing the amount commissioners may spend in contracts without advertising.

And said bill having been read at length the second time, and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 309, entitled

An Act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies fixing the salary of the Director of the Legislative Reference Bureau and making appropriation.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on appropriations.

The motion was agreed to.

Mr. WHEELER. Mr. Speaker, I call up House Bills Nos. 665 and 666 on page 11 of today's calendar, bills on second reading.

Mr. McCANN. Mr. Speaker, the copy of House bill 665, Printer's No. 180, is being distributed by the employes at the present time. That is why I held them up momentarily. Could we be at ease until the bill is delivered here?

The SPEAKER. The House will be at ease until the Members have been supplied with a copy of the measure now pending.

(After a short period the House was called to order by the Speaker.)

Mr. McCANN. Mr. Speaker, House bill 665, Printer's No. 180, I have been informed, has been distributed to all the desks of the Members of the House. Therefore, I would ask that we proceed now on House bill 665, Printer's No. 180.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 665, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increases. * * *

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 666, entitled:

An Act amending "The Hotel Occupancy Tax Act" approved March 6 1956 (P L 1256) increasing the rate of tax clarifying the liability of hotel operators for tax collections providing standards for commission allowances.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 44, Printer's No. 100,

House Bill No. 221, Printer's No. 128, and

House Bill No. 266, Printer's No. 124,

were passed over at the request of the SPEAKER.

Mr. LIPPINCOTT. Mr. Speaker, House bills 295 and 338 are not in print.

The SPEAKER. The Chair has been informed that House bill 295, Printer's No. 181 is not in print.

Mr. McCANN. Mr. Speaker, may we have a quick conference at this point, because House bill 295, is Printer's No. 181. If it is not here in print, then I want the balance

of all the bills brought up that are in print, of the Printer's numbers greater than 181.

The SPEAKER. The Chair and the House cannot properly consider bills that are not in print.

Mr. BELL. Mr. Speaker, there are no bills on our desks, back here, beyond Printer's No. 166.

The SPEAKER. The Chair requests the respective Floor Leaders to confer with the Chief Clerk and inform the Speaker of the House as to the status of the printing.

In the last twenty years this House has been victimized by printing delays.

BILLS PASSED OVER

There being no objection

House Bill No. 295, Printer's No. 181, and

House Bill No. 338, Printer's No. 182,

were passed over at the request of Mr. LIPPINCOTT.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 426, entitled as follows:

An Act amending "The Mental Health Act of 1951" approved June 12 1951 (P L 533) changing the name of the Selinsgrove State Colony for epileptics.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Anderson,	Fulmer,	McCandless,	Riley,
Arlene,	Gailey,	McCann,	Rovansek,
Ashton,	Gallagher,	McCormack,	Royer,
Auker,	Garlock,	McDonald,	Rudisill,
Balthaser,	Gelfand,	McInroy,	Sakulsky,
Barton,	George,	McKeever,	Scarcelli,
Bell,	Gibb,	McLaughlin,	Schaaf,
Boles,	Gibson,	Machmer,	Schuster,
Bonner,	Goldstein,	Magee,	Schwartz,
Boris,	Goodrich,	Mahan,	Seltzer,
Bower,	Gramlich,	Markley,	Sherman,
Bowman,	Guthrie,	Maxwell,	Shupnik,
Branca,	Hamilton,	Meholchick,	Silverman,
Brenninger,	Haudenshield,	Merry,	Snare,
Breth,	Heavey,	Mihm,	Snider,
Brown,	Heffner,	Miller, B. Z.,	Stank,
Buchanan,	Helm,	Miller, H. G.,	Steckel,
Burns,	Henzel,	Mills,	Stevens,
Capano,	Hocker,	Monroe,	Stewart,
Capitolo,	Holliday,	Moran,	Stimmel,
Cianfrani,	Holt,	Muldowney,	Stone,
Cioffi,	Horst,	Mullen,	Stoner,
Clarke,	Irvis,	Munley,	Strausser,
Comer,	Isaacs,	Murphy, A.J., Jr.,	Stroup,
Cooper,	Jenkins,	Murphy, P. J.,	Sullivan,
Crossin,	Jim,	Murray, H. P.	Taylor,
Curwood,	Johnson, A. W.,	Murray, J. J.,	Tompkins,
Davis,	Johnson, R.,	Musto,	Trusio,
Dengler,	Jones, T. H. W.,	Naugle,	Ujobai,
Dennis,	Jump,	Needham,	Varallo,
Dennison,	Kamyk,	Nelson,	Verona,
Devlin,	Kee,	O'Dell,	Wall,
Donahue,	Kelser,	O'Donnell, J. A.,	Walsh,
Donaldson,	Kernaghan,	O'Donnell, J. P.,	Wargo,
Dougherty,	Kessler,	Odorisio,	Welsh,
Down,	Kooker,	Ogilvie,	Wescott,
Edwards,	Kornick,	O'Neil,	Wheeler,
Eilberg,	Korns,	Parlante,	Whittaker,
Eshback,	Kovolenko,	Pashley,	Williams, A.D., Jr.,
Ewing,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Farabaugh,	Lamb,	Perry, P. E.,	Willaredt,
Fetterolf,	Lee, A. M.,	Polaski,	Wilt,
Filo,	Lee, K. B.,	Polen,	Wood,
Fineman,	Leonard,	Prendergast,	Worley,
Floyd,	Light,	Price,	Wynd,
Flynn,	Limper,	Pursley,	Yatron,
Foerster,	Lippincott,	Reibman,	Yetter,
Fox,	Lopresti,	Reidenbach,	Zimmerman,
Frank,	Luigard,	Renwick,	Andrews,
Frascella,	Lutty,	Rigby,	Speaker

NAYS—0

NOT VOTING—10

Agnew,	Knecht,	Thompson,	Weidner,
Blair,	Murray, P. G.,	Varner,	Willard,
Eshleman,	Petrosky,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 458, Printer's No. 135,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 479 entitled as follows:

An Act amending the act of July 1, 1937 (P. L. 2681) entitled "An act relating to and regulating the manufacture storing and possession of explosives requiring permits for magazines and prescribing permit fees and providing penalties" prohibiting the sale or delivery of explosives to persons not complying with this act and imposing penalties.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. FARABAUGH. Mr. Speaker, I would like to interrogate the sponsor of this bill.

The SPEAKER. Which sponsor?

Mr. FARABAUGH. Any one.

The SPEAKER. Will either of the sponsors of this bill consent to be interrogated?

Mr. SAKULSKY. I shall, Mr. Speaker.

Mr. FARABAUGH. Mr. Speaker, I would like to have the gentleman tell me what the purpose of this bill is.

Mr. SAKULSKY. The purpose of this bill, Mr. Speaker, is to prevent property damage and to save lives.

Mr. FARABAUGH. Mr. Speaker, what effect would this have if this became a law on the seller of the dynamite to the farmer who might want to use dynamite to blow up stumps?

Mr. SAKULSKY. This law would be applied to the farmer as well as any other person selling dynamite. It would be necessary for him to obtain a license or permit and to place the dynamite in a magazine that was approved in accordance with the act.

Mr. FARABAUGH. Then, if I understand the gentleman rightly, there would be imposed a possible fine of up to $5,000 on the seller and the purchaser, if they did not have that magazine?

Mr. SAKULSKY. There is already, Mr. Speaker, a measure in effect on the statute books regulating the sale of dynamite or explosives. This would also affect the seller. It would make it necessary for the seller to

obtain a licnse and to have the approved magazine to store such explosives.

Mr. FARABAUGH. Mr. Speaker, another question is, if I understand the gentleman rightly, it is his intention in this bill to make every user of dynamite employ a licensed handler to do his dynamiting?

Mr. SAKULSKY. Mr. Speaker, it would not be necessary to employ a person who is an expert in the use of dynamite. It would just make the person purchasing the dynamite use the dynamite carefully and also store the dynamite in a safe magazine so that other people would not be endangered, maimed or killed, or property destroyed.

Mr. FARABAUGH. I thank the gentleman.
Mr. Speaker, I believe the intent of this bill may be good. However, I believe there is a lot of dynamite right in the bill. I do not believe the Members of this House who realie what this bill will actually do will be in favor of it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—44

Anderson,	Floyd,	**Leonard,**	Parlante,
Bell,	Foerster,	Lutty,	Pashley,
Boles,	Fox,	McLaughlin,	Perry, P. E.,
Bonner,	Frascella,	Maxwell,	Polaski,
Branca,	Goldstein,	Mihm,	Reidenbach,
Capitolo,	**Heavey,**	Mills,	Rigby,
Comer,	**Holt,**	Monroe,	**Sakulsky,**
Cooper,	Irvis,	Moran,	**Silverman,**
Dennis,	Jenkins,	**Murray, J. J.,**	Stank,
Dougherty,	Kamyk,	Musto,	Walsh,
Filo,	Lamb,	**O'Donnell, J. P.,**	Wargo,

NAYS—153

Agnew,	Garlock,	McCann,	Schaaf,
Arlene,	Gelfand,	McCormack,	Schuster,
Ashton,	**George,**	McDonald,	Schwartz,
Auker,	Gibb,	McInroy,	Sherman,
Balthaser,	Gibson,	McKeever,	Shupnik,
Barton,	Goodrich,	Machmer,	Snare,
Boris,	Gramlich,	Magee,	Snider,
Bower,	Guthrie,	Mahan,	**Steckel,**
Brenninger,	Hamilton,	Markley,	Stevens,
Breth,	Haudenshield,	**Meholchick,**	**Stewart,**
Brown,	Heffner,	Merry,	**Stimmel,**
Buchanan,	Helm,	Miller, B. Z.,	**Stone,**
Burns,	Henzel,	Miller, H. G.,	Stoner,
Capano,	Hocker,	Muldowney,	**Strausser,**
Cianfrani,	Holliday,	Mullen,	**Stroup,**
Cioffi,	Horst,	Munley,	**Sullivan,**
Clarke,	Isaacs,	**Murphy, A.J., Jr.,**	Taylor,
Crossin,	Jim,	Murphy, P. J.,	**Tompkins,**
Curwood,	Johnson, A. W.,	**Murray, H. P.**	Trusio,
Davis,	**Johnson, R.,**	Naugle,	Ujobai,
Dengler,	Jones, T. H. W.,	Needham,	Varallo,
Dennison,	Jump,	Nelson,	Verona,
Devlin,	Kee,	O'Dell,	Wall,
Donahue,	Keiser,	**O'Donnell, J. A.,**	Welsh,
Donaldson,	Kernaghan,	Odorisio,	Wescott,
Down,	Kessler,	Ogilvie,	Wheeler,
Edwards,	Kooker,	O'Neil,	Whittaker,
Eilberg,	Kornick,	Perry, H. H.,	**Williams, A.D., Jr.,**
Eshback,	Korns,	Polen,	**Williams, E. S.,**
Eshleman,	Kovolenko,	Prendergast,	**Willaredt,**
Ewing,	Kubitsky,	Price,	Wilt,
Farabaugh,	Lee, K. B.,	Pursley,	**Wood,**
Fetterolf,	Light,	Reibman,	Worley,
Fineman,	Limper,	Renwick,	Wynd,
Flynn,	Lippincott,	Riley,	Yatron,
Frank,	Lopresti,	Rovansek,	Zimmerman,
Fulmer,	Luigard,	Royer,	**Yetter,**
Gailey,	McCandless,	**Rudisill,**	Andrews,
Gallagher,			**Speaker**

NOT VOTING—12

Blair,	Lee, A. M.,	Scarcelli,	**Varner,**
Bowman,	Murray, P. G.,	**Seltzer,**	Weidner,
Knecht,	Petrosky,	Thompson,	**Willard,**

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 499, entitled as follows:

An Act amending the "Motor Vehicle Safety Responsibility Act" approved June 1, 1945 (P. L. 1340) by changing the short title of the act.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frascella,	McCandless,	Riley,
Anderson,	**Fulmer,**	McCann,	Rovansek,
Arlene,	Gailey,	McCormack,	Royer,
Ashton,	**Gallagher,**	McDonald,	**Rudisill,**
Auker,	Garlock,	McInroy,	**Sakulsky,**
Balthaser,	Gelfand,	McKeever,	Scarcelli,
Barton,	George,	McLaughlin,	Schaaf,
Bell,	Gibb,	Machmer,	Schuster,
Boles,	Gibson,	Magee,	Schwartz,
Bonner,	Goldstein,	Mahan,	Seltzer,
Boris,	Goodrich,	Markley,	Sherman,
Bower,	Gramlich,	Maxwell,	Shupnik,
Bowman,	Guthrie,	Meholchick,	**Silverman,**
Branca,	Hamilton,	Merry,	Snare,
Brenninger,	Haudenshield,	**Mihm,**	Snider,
Breth,	**Heavey,**	Miller, B. Z.,	Stank,
Brown,	Heffner,	Miller, H. G.,	**Steckel,**
Buchanan,	Helm,	Mills,	Stevens,
Burns,	Henzel,	Monroe,	**Stewart,**
Capano,	Hocker,	Moran,	**Stimmel,**
Capitolo,	Holliday,	Muldowney,	**Stone,**
Cianfrani,	**Holt,**	Mullen,	Stoner,
Cioffi,	Horst,	Munley,	Stroup,
Clarke,	Irvis,	**Murphy, A.J., Jr.,**	Strausser,
Comer,	Isaacs,	Murphy, P. J.,	Sullivan,
Cooper,	Jenkins,	**Murray, H. P.**	Taylor,
Crossin,	Jim,	**Murray, J. J.,**	**Tompkins,**
Curwood,	Johnson, A. W.,	Musto,	Trusio,
Davis,	**Johnson, R.,**	Naugle,	Ujobai,
Dennis,	Jump,	Needham,	Varallo,
Dennison,	Kamyk,	Nelson,	Verona,
Devlin,	Kee,	O'Dell,	Wall,
Donahue,	Keiser,	**O'Donnell, J. A.,**	Walsh,
Donaldson,	Kernaghan,	**O'Donnell, J. P.,**	Wargo,
Dougherty,	Kessler,	Odorisio,	Welsh,
Down,	Kooker,	Ogilvie,	Wescott,
Edwards,	Kornick,	**O'Neil,**	Wheeler,
Eilberg,	Korns,	Parlante,	Whittaker,
Eshback,	Kovolenko,	Pashley,	**Williams, A.D., Jr.,**
Eshleman,	**Kubitsky,**	Perry, H. H.,	Williams, E. S.,
Ewing,	Lamb,	Perry, P. E.,	Willaredt,
Farabaugh,	Lee, A. M.,	Polaski,	Wilt,
Fetterolf,	Lee, K. B.,	**Polen,**	Wood,
Filo,	Leonard,	Prendergast,	Worley,
Fineman,	Light,	Price,	Wynd,
Floyd,	Limper,	Pursley,	Yatron,
Flynn,	Lippincott,	Reibman,	Yetter,
Foerster,	Lopresti,	Reidenbach,	Zimmerman,
Fox,	Luigard,	Renwick,	Andrews,
Frank,	Lutty,	Rigby,	**Speaker**

NAYS—0

NOT VOTING—8

Blair,	Murray, P. G.,	Thompson,	Weidner,
Knecht,	Petrosky,	Varner,	Willard,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 521, entitled as follows:

An Act authorizing the use of certified mail in lieu of registered mail.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McCORMACK. Mr. Speaker, I would like to interrogate one of the sponsors of the bill.

The SPEAKER. Which sponsor?

Mr. McCORMACK. One of the sponsors.

The SPEAKER. Will the gentleman name the sponsor or the gentleman that he desires to interrogate. He can pick any one of them as his victim.

Mr. McCORMACK. Mr. Lutty.

The SPEAKER. Will the gentleman from Allegheny, Mr. Lutty, yield to the gentleman from Allegheny, Mr. Devlin?

Mr. LUTTY. Yes, Mr. Speaker.

The SPEAKER. The gentleman from Philadelphia, Mr. McCormack, will proceed.

Mr. McCORMACK. Mr. Speaker, this bill is a bill of general application throughout the Commonwealth, is that correct?

Mr. DEVLIN. That is correct.

Mr. McCORMACK. Now, if this were passed, how would it affect the rules of court, such as the rule providing in a divorce action for a registered mail notice to be sent to the defendant where the defendant lives in another state?

Mr. DEVLIN. This would not be applicable to rules of court. The rules of court, to coincide with this bill, would have to be changed by the board of judges who make the rules.

Mr. McCORMACK. Well, which takes precedence—an Act of Assembly or a rule of court.

Mr. DEVLIN. An Act of Assembly, I would say.

Mr. McCORMACK. Well, then where you have a rule of court that requires registered mail notice, and this bill says that in any case where registered mail notice is required, certified mail notice in lieu thereof is all right, would that not, in effect, change the rule of court?

Mr. DEVLIN. No, this act says that in any instance where registered mail is required, certified mail may be used.

Mr. McCORMACK. That is right. That is my point. I am asking whether or not a rule of court that requires registered mail can now be interpreted to read, "Certified mail" also or in lieu thereof?

Mr. DEVLIN. I would direct the gentleman's attention to the phraseology, Section 1, "Whenever in any law registered mail is required." It does not pertain to whenever, in any rule of court, registered mail is required.

Mr. McCORMACK. Well, the courts under law are authorized to prescribe rules for the court. Is that correct?

Mr. DEVLIN. They have that authority by virtue of acts of the legislature. Is that correct?

Mr. McCORMACK. They have, under the Constitution, I think, the right to prescribe their rules.

Mr. DEVLIN. I was under the impression, correct me if I am wrong, that the Legislature has given the courts the right to prescribe rules. You say that is not correct?

Mr. McCORMACK. I am not certain.

Mr. Speaker, if Mr. Fineman has information, I would appreciate it if he would permit himself to be interrogated in lieu of Mr. Devlin.

Mr. DEVLIN. Mr. Speaker, for that purpose I will yield to Mr. Fineman.

The SPEAKER. The gentleman from Allegheny, Mr. Devlin, yields to Mr. Fineman.

Mr. McCORMACK. Mr. Speaker, my specific inquiry is, and I want this on the record, where a rule of court provides that in a certain particular case registered mail notice be given to the parties in interest, whether by virtue of this bill certified mail can be given in lieu thereof, despite the fact that the rule of court provides for registered mail notice?

Mr. FINEMAN. I would say not, Mr. Speaker.

Mr. McCORMACK. On what do you base that answer?

Mr. FINEMAN. Because this bill specifically says that whenever in any law registered mail is required, certified mail may be used in lieu thereof.

Mr. McCORMACK. Well, is not a rule of court the law?

Mr. FINEMAN. No. A law, as intended by this bill means either a case-made law, statutory law, or law that is derived from the Constitution, and not rules of court.

Mr. McCORMACK. Mr. Speaker, you are reading into that . . .

The SPEAKER. Perhaps the gentleman from Philadelphia will consent to place this bill on the Final Passage Postponed Calendar, or does he want to decide it now?

Mr. McCORMACK. I am perfectly willing, Mr. Speaker. I would like to get this clarified because it is such an important bill.

The SPEAKER. The bill is before the House. The gentleman will proceed.

Mr. FINEMAN. The gentleman has asked me for my opinion, and my opinion is that this bill, this proposed bill, in no way effects any local rule of court that might be propounded concerning the form of notice, be it either by registered mail or certified mail. I reiterate, the intention of this bill when it says law refers to statutory law or case-made-law and not rules of court.

Mr. McCORMACK. You are reading that into the word "law." Nowhere in this bill does it say, or define, what "law" means. Is that correct?

Mr. FINEMAN. I am giving you what I understand—my interpretation of the word "law."

Mr. McCORMACK. You have to read into it that intention, have you not?

Mr. FINEMAN. No, you do not have to read it into it.

Mr. McCORMACK. Does the bill that is before this House now mention statutory law or case-law or Constitution?

Mr. FINEMAN. I am sorry. Would the gentleman repeat that question?

Mr. McCORMACK. Does the bill before us now mention statutory or case law or Constitution?

Mr. FINEMAN. No.

Mr. McCORMACK. It just mentions law.

Mr. FINEMAN. Yes

Mr McCORMACK. And you say it is the intention that it would only apply in the case of statutory law or case-law or the Constitution.

Mr. FINEMAN. Yes, I would say that is a reasonable interpretation.

Mr. McCORMACK. Well, could you not also interpret it to mean rules of court.

Mr. FINEMAN. No, I do not think so, because the bill would have specifically said rules of court if that was the intention of the bill.

Mr. McCORMACK. I want to ask you a question about certified mail now.

I will interrogate Mr. Devlin if that is all right, Mr. Speaker.

The SPEAKER. Will the gentleman from Allegheny, Mr. Devlin, consent to be interrogated?

Mr. DEVLIN. I will, Mr. Speaker.

Mr. McCORMACK. Mr. Speaker, is it not true that there is an important difference between the handling of registered mail and the handling of certified mail?

Mr DEVLIN. I am not familiar with the mechanics of the post office. I do not know whether it is handled differently from the standpoint of postal administration.

Mr. McCORMACK. Thank you, Mr. Devlin, that is all.

Mr. Speaker, in reference to the last question put to one of the sponsors, I want to say to the House that there is a substantial difference between registered mail and certified mail.

I just now called the postmaster over here in Harrisburg and asked him precisely what the difference was, and he said that in both types of notices you can obtain return receipts, but he said that the similarity between the two ends there. He said that in registered mail the letter or parcel is handled from person to person and from station to station. It gets particular handling, whereas, a certified mail letter when it goes out, it goes out in the regular first-class mail. There is no distinction between certified mail and first class mail. The only similarity is that you can obtain receipts in both types of delivery.

Now inasmuch as that is true, it seems to me that a bill like this which applies generally throughout this Commonwealth has vast far-reaching significance and consequences. I think that to pass a bill like this at the present time is fraught with peril and there should be more study made before we should attempt to pass such a bill.

We do have laws now that provide in certain instances, such as, the service of traffic summons by magistrates and the minor judiciary, that certified mail can be used in lieu thereof. But to suggest that the law throughout the Commonwealth in every instance be changed is another matter, and I ask that you give serious consideration to this and do whatever you think is best.

Mr. SCHWARTZ. Mr. Speaker, my young colleague from Philadelphia told you some of the things the postmaster told him, but I do not think he revealed the entire story to you. I think he should have told you that the person who sends his mail by certified mail rather than registered mail will save himself some twenty cents or twenty-one cents. That is the main reason for the change between registered mail and certified mail. It will save a great deal of money for the Commonwealth and for the citizenry thereof.

There is no ogre lurking in this bill. Certified mail is just as good as registered mail for the simple reason that you get a receipt. That is the important part of it. I urge the Members on both sides of the aisle not to be scared by hearsay from the post office. Vote for this bill.

Mr. BELL. Mr. Speaker, there is some question on the construction of this bill. The gentleman from Philadelphia, Mr. McCormack, questioned what the word "law" meant. I would like to clear up that matter.

I would like to read from the Constitution of Pennsylvania, Article III, Section I, which says "no law shall be passed." And if the word "law" as contained in the Constitution of Pennsylvania means statutory law, likewise in House bill 521, when we say "in any law," it means statutory law.

Mr. LOPRESTI. Mr. Speaker, I would like to interrogate the gentleman from Philadelphia, Mr. McCormack.

The SPEAKER. Will the gentleman from Philadelphia, Mr. McCormack, consent to be interrogated?

Mr. McCORMACK. I shall, Mr. Speaker.

Mr. LOPRESTI. I would ask the gentleman from Philadelphia to tell me whether or not certified mail can be delivered to an addressee only, and a receipt obtained from the addressee of the letter, or whether it may be delivered to a particular residence and stop there?

Mr. McCORMACK. May I answer that question after I make just one brief statement.

Mr. Schwartz has said I did not reveal all the conversation. I am sure he did not mean that because that is the only thing the postmaster told me.

In answer to the gentleman's question, Mr. Speaker, I will say it is my impression, and I am not sure that a certified mail letter can be delivered to the place without the necessity of getting a personal signature of the addressee. I am not sure though. He did not say that in his conversation to me. It is my understanding that that can be done. I stand corrected.

Mr. LOPRESTI. Well I am still not clear on the answer. Can you send a certified mail letter to be delivered to the addressee only?

Mr. McCORMACK. I believe you can, Mr. Speaker. I am not positive. I believe that you can, yes.

Mr. LOPRESTI. I thank the gentleman. Mr. Speaker, before voting on this bill I would like to be definitely assured, and I confess I do not know, that such a letter could be mailed and delivered to addressee only, and a receipt returned acknowledging the fact that the addressee actually received the letter. If such is possible I could probably vote for this bill, but if that can not be done I would hesitate to vote for this bill because there are occasions when personal notice to the addressee is very important. So if there is any one in the House who can answer that, I would like to have that information.

Mr. DEVLIN. Mr. Speaker, I have been advised that you can handle the certified mail in the same manner as you do registered mail, namely, delivered to addressee only, and the difference is, the post office does it for a cheaper rate because they do not have to maintain permanent records in the post office department.

I would like to add a point further. Our common pleas court rules have been revised to permit certified mail

in lieu of registered mail in divorce cases where service is delivered to addressee only. I would ask Members on both sides of the House to support this bill as an economy measure for the various municipalities in the Commonwealth, as well as the Commonwealth itself, at a cheaper mailing rate that can be authenticated.

Mrs. MARKLEY. Mr. Speaker, I have listened to the debate on this matter and two weeks ago a certified letter was mailed to me, "House of Representatives, Harrisburg" I received a notice in the House post office to call personally at the Harrisburg post office. I signed for the letter and received it. It was not delivered to the House of Representatives. I had to call personally at the Harrisburg post office for certified mail.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	Lutty,	Riley,
Anderson,	Frascella,	McCandless,	Rovansek,
Arlene,	Fulmer,	McCann,	Royer,
Ashton,	Gailey,	McDonald,	Rudisill,
Auker,	Gallagher,	McInroy,	Sakulsky,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schuster,
Blair,	Gibb,	Magee,	Schwartz,
Boies,	Gibson,	Mahan,	Seltzer,
Bonner,	Goldstein,	Markley,	Sherman,
Boris,	Goodrich,	Maxwell,	Shupnik,
Bower,	Gramlich,	Meholchick,	Silverman,
Bowman,	Guthrie,	Merry,	Snare,
Branca,	Hamilton,	Mihm,	Snider,
Brenninger,	Haudenshield,	Miller, B. Z.,	Stank,
Breth,	Heavey,	Miller, H. G.,	Steckel,
Brown,	Heffner,	Mills,	Stevens,
Buchanan,	Helm,	Monroe,	Stewart,
Burns,	Henzel,	Moran,	Stimmel,
Capano,	Hocker,	Muldowney,	Stone,
Capitolo,	Holliday,	Mullen,	Stoner,
Cianfrani,	Holt,	Munley,	Strausser,
Cioffi,	Horst,	Murphy, A.J., Jr.,	Stroup,
Clarke,	Irvis,	Murphy, P. J.,	Sullivan,
Comer,	Isaacs,	Murray, H. P.	Taylor,
Cooper,	Jenkins,	Murray, J. J.,	Tompkins,
Crossin,	Jim,	Musto,	Trusio,
Curwood,	Johnson, A. W.,	Naugle,	Ujobai,
Davis,	Johnson, R.,	Needham,	Varallo,
Dengler,	Jones, T. H. W.,	Nelson,	Verona,
Dennis,	Jump,	O'Dell,	Wall,
Dennison,	Kamyk,	O'Donnell, J. A.,	Walsh,
Devlin,	Kee,	O'Donnell, J. P.,	Wargo,
Donahue,	Keiser,	Odorisio,	Welsh,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,
Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Whittaker,
Edwards,	Kornick,	Pashley,	Williams,A.D.,Jr.,
Ellberg,	Korns,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kovolenko,	Perry, P. E.,	Willaredt,
Eshleman,	Kubitsky,	Polaski,	Wilt,
Ewing,	Lamb,	Polen,	Wood,
Farabaugh,	Lee, A. M.,	Prendergast,	Worley,
Fetterolf,	Lee, K. B.,	Price,	Wynd,
Filo,	Leonard,	Pursley,	Yatron,
Fineman,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Zimmerman,
Flynn,	Lippincott,	Renwick,	Andrews,
Foerster,	Lopresti,	Rigby,	Speaker
Fox,	Luigard,		

NAYS—1

McCormack,

NOT VOTING—7

Knecht,	Petrosky,	Varner,	Willard,
Murray, P. G.,	Thompson,	Weidner,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 545, entitled as follows:

An Act amending the "Second Class County Code" approved July 28 1953 (P L 723) further regulating contracts and purchases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	Lutty,	Rigby,
Anderson,	Frascella,	McCandless,	Riley,
Arlene,	Fulmer,	McCann,	Rovansek,
Ashton,	Gailey,	McCormack,	Royer,
Auker,	Gallagher,	McDonald,	Rudisill,
Balthaser,	Garlock,	McInroy,	Sakulsky,
Barton,	Gelfand,	McKeever,	Scarcelli,
Bell,	George,	McLaughlin,	Schaaf,
Blair,	Gibb,	Machmer,	Schuster,
Boies,	Gibson,	Magee,	Schwartz,
Bonner,	Goldstein,	Mahan,	Seltzer,
Boris,	Goodrich,	Markley,	Sherman,
Bower,	Gramlich,	Maxwell,	Shupnik,
Bowman,	Guthrie,	Meholchick,	Silverman,
Branca,	Hamilton,	Merry,	Snare,
Brenninger,	Haudenshield,	Mihm,	Snider,
Breth,	Heavey,	Miller, B. Z.,	Stank,
Brown,	Heffner,	Miller, H. G.,	Steckel,
Buchanan,	Helm,	Mills,	Stevens,
Burns,	Henzel,	Monroe,	Stewart,
Capano,	Hocker,	Moran,	Stimmel,
Capitolo,	Holliday,	Muldowney,	Stone,
Cianfrani,	Holt,	Mullen,	Stoner,
Cioffi,	Horst,	Munley,	Strausser,
Clarke,	Irvis,	Murphy, A.J., Jr.,	Stroup,
Comer,	Isaacs,	Murphy, P. J.,	Sullivan,
Cooper,	Jenkins,	Murray, H. P.	Taylor,
Crossin,	Jim,	Murray, J. J.,	Tompkins,
Curwood,	Johnson, A. W.,	Musto,	Trusio,
Davis,	Johnson, R.,	Naugle,	Ujobai,
Dengler,	Jones, T. H. W.,	Needham,	Varallo,
Dennis,	Jump,	Nelson,	Verona,
Dennison,	Kamyk,	O'Dell,	Wall,
Devlin,	Kee,	O'Donnell, J. A.,	Walsh,
Donahue,	Keiser,	O'Donnell, J. P.,	Wargo,
Donaldson,	Kernaghan,	Odorisio,	Welsh,
Dougherty,	Kessler,	Ogilvie,	Wescott,
Down,	Kooker,	O'Neil,	Wheeler,
Edwards,	Kornick,	Parlante,	Whittaker,
Ellberg,	Korns,	Pashley,	Williams,A.D.,Jr.,
Eshback,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshleman,	Kubitsky,	Perry, P. E.,	Willaredt,
Ewing,	Lamb,	Polaski,	Wilt,
Farabaugh,	Lee, A. M.,	Polen,	Wood,
Fetterolf,	Lee, K. B.,	Prendergast,	Wynd,
Filo,	Leonard,	Price,	Yatron,
Fineman,	Light,	Pursley,	Yetter,
Floyd,	Limper,	Reibman,	Zimmerman,
Flynn,	Lippincott,	Reidenbach,	Andrews,
Foerster,	Lopresti,	Renwick,	Speaker
Fox,	Luigard,		

NAYS—1

Worley,

NOT VOTING—7

Knecht,	Petrosky,	Varner,	Willard,
Murray, P. G.,	Thompson,	Weidner,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 561, entitled as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 98.918 acres more or less of land situate in Kilbuck Township Allegheny County.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Agnew,	Frank,	Lutty,	Riley,
Anderson,	Frascella,	McCandless,	Rovansek,
Arlene,	Fulmer,	McCann,	Royer,
Ashton,	Gailey,	McCormack,	Rudisill,
Auker,	Gallagher,	McDonald,	Sakulsky,
Balthaser,	Garlock,	McInroy,	Scarcelli,
Barton,	Gelfand,	McKeever,	Schaaf,
Bell,	George,	McLaughlin,	Schuster,
Blair,	Gibb,	Machmer,	Schwartz,
Boies,	Gibson,	Magee,	Seltzer,
Bonner,	Goldstein,	Mahan,	Sherman,
Boris,	Goodrich,	Markley,	Shupnik,
Bower,	Gramlich,	Maxwell,	Silverman,
Bowman,	Guthrie,	Meholchick,	Snare,
Branca,	Hamilton,	Merry,	Snider,
Brenninger,	Haudenshield,	Mihm,	Stank,
Breth,	Heavey,	Miller, B. Z.,	Steckel,
Brown,	Heffner,	Miller, H. G.,	Stevens,
Buchanan,	Helm,	Mills,	Stewart,
Burns,	Henzel,	Monroe,	Stimmel,
Capano,	Hocker,	Moran,	Stone,
Capitolo,	Holliday,	Muldowney,	Stoner,
Cianfrani,	Holt,	Mullen,	Strausser,
Cioffi,	Horst,	Munley,	Stroup,
Clarke,	Irvis,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Isaacs,	Murphy, P. J.,	Taylor,
Cooper,	Jenkins,	Murray, H. P.	Tompkins,
Crossin,	Jim,	Murray, J. J.,	Trusio,
Curwood,	Johnson, A. W.,	Musto,	Ujobai,
Davis,	Johnson, R.,	Naugle,	Varallo,
Dengler,	Jones, T. H. W.,	Needham,	Verona,
Dennis,	Jump,	Nelson,	Wall,
Dennison,	Kamyk,	O'Dell,	Walsh,
Devlin,	Kee,	O'Donnell, J. A.,	Wargo,
Donahue,	Keiser,	O'Donnell, J. P.,	Welsh,
Donaldson,	Kernaghan,	Odorisio,	Wescott,
Dougherty,	Kessler,	Ogilvie,	Wheeler,
Down,	Kooker,	O'Neil,	Whittaker,
Edwards,	Kornick,	Parlante,	Williams,A.D.,Jr.,
Eilberg,	Korns,	Pashley,	Williams, E. S.,
Eshback,	Kovolenko,	Perry, H. H.,	Willaredt,
Eshleman,	Kubitsky,	Perry, P. E.,	Wilt,
Ewing,	Lamb,	Polaski,	Wood,
Farabaugh,	Lee, A. M.,	Polen,	Worley,
Fetterolf,	Lee, K. B.,	Prendergast,	Wynd,
Filo,	Leonard,	Price,	Yatron,
Fineman,	Light,	Pursley,	Yetter,
Floyd,	Limper,	Reibman,	Zimmerman,
Flynn,	Lippincott,	Reidenbach,	Andrews,
Foerster,	Lopresti,	Renwick,	Speaker
Fox,	Luigard,	Rigby,	

NAYS—0

NOT VOTING—7

Knecht,	Petrosky,	Varner,	Willard,
Murray, P. G.,	Thompson,	Weidner,	

The majority required by the Constitution having voted in the affirmative, the question was determine in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 575, entitled as follows:

An Act authorizing facsimile signatures and seals of certain public officials imposing duties upon the Secretary of the Commonwealth and providing penalties.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Agnew,	Frank,	Lutty,	Riley,
Anderson,	Frascella,	McCandless,	Rovansek,
Arlene,	Fulmer,	McCann,	Royer,
Ashton,	Gailey,	McCormack,	Rudisill,
Auker,	Gallagher,	McDonald,	Sakulsky,
Balthaser,	Garlock,	McInroy,	Scarcelli,
Barton,	Gelfand,	McKeever,	Schaaf,
Bell,	George,	McLaughlin,	Schuster,
Blair,	Gibb,	Machmer,	Schwartz,
Boies,	Gibson,	Magee,	Seltzer,
Bonner,	Goldstein,	Mahan,	Sherman,
Boris,	Goodrich,	Markley,	Shupnik,
Bower,	Gramlich,	Maxwell,	Silverman,
Bowman,	Guthrie,	Meholchick,	Snare,
Branca,	Hamilton,	Merry,	Snider,
Brenninger,	Haudenshield,	Mihm,	Stank,
Breth,	Heavey,	Miller, B. Z.,	Steckel,
Brown,	Heffner,	Miller, H. G.,	Stevens,
Buchanan,	Helm,	Mills,	Stewart,
Burns,	Henzel,	Monroe,	Stimmel,
Capano,	Hocker,	Moran,	Stone,
Capitolo,	Holliday,	Muldowney,	Stoner,
Cianfrani,	Holt,	Mullen,	Strausser,
Cioffi,	Horst,	Munley,	Stroup,
Clarke,	Irvis,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Isaacs,	Murphy, P. J.,	Taylor,
Cooper,	Jenkins,	Murray, H. P.	Tompkins,
Crossin,	Jim,	Murray, J. J.,	Trusio,
Curwood,	Johnson, A. W.,	Musto,	Ujobai,
Davis,	Johnson, R.,	Naugle,	Varallo,
Dengler,	Jones, T. H. W.,	Needham,	Verona,
Dennis,	Jump,	Nelson,	Wall,
Dennison,	Kamyk,	O'Dell,	Walsh,
Devlin,	Kee,	O'Donnell, J. A.,	Wargo,
Donahue,	Keiser,	O'Donnell, J. P.,	Welsh,
Donaldson,	Kernaghan,	Odorisio,	Wescott,
Dougherty,	Kessler,	Ogilvie,	Wheeler,
Down,	Kooker,	O'Neil,	Whittaker,
Edwards,	Kornick,	Parlante,	Williams,A.D.,Jr.,
Eilberg,	Korns,	Pashley,	Williams, E. S.,
Eshback,	Kovolenko,	Perry, H. H.,	Willaredt,
Eshleman,	Kubitsky,	Perry, P. E.,	Wilt,
Ewing,	Lamb,	Polaski,	Wood,
Farabaugh,	Lee, A. M.,	Polen,	Worley,
Fetterolf,	Lee, K. B.,	Prendergast,	Wynd,
Filo,	Leonard,	Price,	Yatron,
Fineman,	Light,	Pursley,	Yetter,
Floyd,	Limper,	Reibman,	Zimmerman,
Flynn,	Lippincott,	Reidenbach,	Andrews,
Foerster,	Lopresti,	Renwick,	Speaker
Fox,	Luigard,	Rigby,	

NAYS—0

NOT VOTING—7

Knecht,	Petrosky,	Varner,	Willard,
Murray, P. G.,	Thompson,	Weidner,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affiramtive.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 603, Printer's No. 143,
was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 605, entitled as follows:

An Act authorizing the Department of Property and Supplies to convey a certain parcel of land situate in Bear Creek Township Luzerne County Pennsylvania in exchange for another parcel of land situate in Bear Creek Township County of Luzerne.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Agnew,	Frank,	Lutty,	Riley,
Anderson,	Frascella,	McCandless,	Rovansek,
Arlene,	Fulmer,	McCann,	Royer,
Ashton,	Gailey,	McCormack,	Rudisill,
Auker,	Gallagher,	McDonald,	Sakulsky,
Balthaser,	Garlock,	McInroy,	Scarcelli,
Barton,	Gelfand,	McKeever,	Schaaf,
Bell,	George,	McLaughlin,	Schuster,
Blair,	Gibb,	Machmer,	Schwartz,
Boies,	Gibson,	Magee,	Seltzer,
Bonner,	Goldstein,	Mahan,	Sherman,
Boris,	Goodrich,	Markley,	Shupnik,
Bower,	Gramlich,	Maxwell,	Silverman,
Bowman,	Guthrie,	Meholchick,	Snare,
Branca,	Hamilton,	Merry,	Snider,
Brenninger,	Haudenshield,	Mihm,	Stank,
Breth,	Heavey,	Miller, B. Z.,	Steckel,
Brown,	Heffner,	Miller, H. G.,	Stevens,
Buchanan,	Helm,	Mills,	Stewart,
Burns,	Henzel,	Monroe,	Stimmel,
Capano,	Hocker,	Moran,	Stone,
Capitolo,	Holliday,	Muldowney,	Stoner,
Cianfrani,	Holt,	Mullen,	Strausser,
Cioffi,	Horst,	Munley,	Stroup,
Clarke,	Irvis,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Isaacs,	Murphy, P. J.,	Taylor,
Cooper,	Jenkins,	Murray, H. P.	Tompkins,
Crossin,	Jim,	Murray, J. J.,	Trusio,
Curwood,	Johnson, A. W.,	Musto,	Ujobai,
Davis,	Johnson, R.,	Naugle,	Varallo,
Dengler,	Jones, T. H. W.,	Needham,	Verona,
Dennis,	Jump,	Nelson,	Wall,
Dennison,	Kamyk,	O'Dell,	Walsh,
Devlin,	Kee,	O'Donnell, J. A.,	Wargo,
Donahue,	Keiser,	O'Donnell, J. P.,	Welsh,
Donaldson,	Kernaghan,	Odorisio,	Wescott,
Dougherty,	Kessler,	Ogilvie,	Wheeler,
Down,	Kooker,	O'Neil,	Whittaker,
Edwards,	Kornick,	Parlante,	Williams,A.D.,Jr.,
Eilberg,	Korns,	Pashley,	Williams, E. S.,
Eshback,	Kovolenko,	Perry, H. H.,	Willaredt,
Eshleman,	Kubitsky,	Perry, P. E.,	Wilt,
Ewing,	Lamb,	Polaski,	Wood,
Farabaugh,	Lee, A. M.,	Polen,	Worley,
Fetterolf,	Lee, K. B.,	Prendergast,	Wynd,
Filo,	Leonard,	Price,	Yatron,
Fineman,	Light,	Pursley,	Yetter,
Floyd,	Limper,	Reibman,	Zimmerman,
Flynn,	Lippincott,	Reidenbach,	Andrews,
Foerster,	Lopresti,	Renwick,	Speaker
Fox,	Luigard,	Rigby,	

NAYS—0

NOT VOTING—7

Knecht,	Petrosky,	Varner,	Willard,
Murray, P. G.,	Thompson,	Weidner,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 606, entitled as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell a certain parcel of land situate in the City of Scranton County of Lackawanna.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Agnew,	Frank,	Lutty,	Riley,
Anderson,	Frascella,	McCandless,	Rovansek,
Arlene,	Fulmer,	McCann,	Royer,
Ashton,	Gailey,	McCormack,	Rudisill,
Auker,	Gallagher,	McDonald,	Sakulsky,
Balthaser,	Garlock,	McInroy,	Scarcelli,
Barton,	Gelfand,	McKeever,	Schaaf,
Bell,	George,	McLaughlin,	Schuster,
Blair,	Gibb,	Machmer,	Schwartz,
Boies,	Gibson,	Magee,	Seltzer,
Bonner,	Goldstein,	Mahan,	Sherman,
Boris,	Goodrich,	Markley,	Shupnik,
Bower,	Gramlich,	Maxwell,	Silverman,
Bowman,	Guthrie,	Meholchick,	Snare,
Branca,	Hamilton,	Merry,	Snider,
Brenninger,	Haudenshield,	Mihm,	Stank,
Breth,	Heavey,	Miller, B. Z.,	Steckel,
Brown,	Heffner,	Miller, H. G.,	Stevens,
Buchanan,	Helm,	Mills,	Stewart,
Burns,	Henzel,	Monroe,	Stimmel,
Capano,	Hocker,	Moran,	Stone,
Capitolo,	Holliday,	Muldowney,	Stoner,
Cianfrani,	Holt,	Mullen,	Strausser,
Cioffi,	Horst,	Munley,	Stroup,
Clarke,	Irvis,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Isaacs,	Murphy, P. J.,	Taylor,
Cooper,	Jenkins,	Murray, H. P.	Tompkins,
Crossin,	Jim,	Murray, J. J.,	Trusio,
Curwood,	Johnson, A. W.,	Musto,	Ujobai,
Davis,	Johnson, R.,	Naugle,	Varallo,
Dengler,	Jones, T. H. W.,	Needham,	Verona,
Dennis,	Jump,	Nelson,	Wall,
Dennison,	Kamyk,	O'Dell,	Walsh,
Devlin,	Kee,	O'Donnell, J. A.,	Wargo,
Donahue,	Keiser,	O'Donnell, J. P.,	Welsh,
Donaldson,	Kernaghan,	Odorisio,	Wescott,
Dougherty,	Kessler,	Ogilvie,	Wheeler,
Down,	Kooker,	O'Neil,	Whittaker,
Edwards,	Kornick,	Parlante,	Williams,A.D.,Jr.,
Eilberg,	Korns,	Pashley,	Williams, E. S.,
Eshback,	Kovolenko,	Perry, H. H.,	Willaredt,
Eshleman,	Kubitsky,	Perry, P. E.,	Wilt,
Ewing,	Lamb,	Polaski,	Wood,
Farabaugh,	Lee, A. M.,	Polen,	Worley,
Fetterolf,	Lee, K. B.,	Prendergast,	Wynd,
Filo,	Leonard,	Price,	Yatron,
Fineman,	Light,	Pursley,	Yetter,
Floyd,	Limper,	Reibman,	Zimmerman,
Flynn,	Lippincott,	Reidenbach,	Andrews,
Foerster,	Lopresti,	Renwick,	Speaker
Fox,	Luigard,	Rigby,	

NAYS—0

NOT VOTING—7

Knecht,	Petrosky,	Varner,	Willard,
Murray, P. G.,	Thompson,	Weidner,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 619, Printer's No. 116, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 694, entitled as follows:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932), providing for payment to organizations of Gold Star Mothers.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Agnew,	Frank,	Lutty,	Riley,
Anderson,	Frascella,	McCandless,	Rovansek,
Arlene,	Fulmer,	McCann,	Royer,
Ashton,	Gailey,	McCormack,	Rudisill,
Auker,	Gallagher,	McDonald,	Sakulsky,
Balthaser,	Garlock,	McInroy,	Scarcelli,
Barton,	Gelfand,	McKeever,	Schaaf,
Bell,	George,	McLaughlin,	Schuster,
Blair,	Gibb,	Machmer,	Schwartz,
Boies,	Gibson,	Magee,	Seltzer,
Bonner,	Goldstein,	Mahan,	Sherman,
Boris,	Goodrich,	Markley,	Shupnik,
Bower,	Gramlich,	Maxwell,	Silverman,
Bowman,	Guthrie,	Meholchick,	Snare,
Branca,	Hamilton,	Merry,	Snider,
Brenninger,	Haudenshield,	Mihm,	Stank,
Breth,	Heavey,	Miller, B. Z.,	Steckel,
Brown,	Heffner,	Miller, H. G.,	Stevens,
Buchanan,	Helm,	Mills,	Stewart,
Burns,	Henzel,	Monroe,	Stimmel,
Capano,	Hocker,	Moran,	Stone,
Capitolo,	Holliday,	Muldowney,	Stoner,
Cianfrani,	Holt,	Mullen,	Strausser,
Cioffi,	Horst,	Munley,	Stroup,
Clarke,	Irvis,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Isaacs,	Murphy, P. J.,	Taylor,
Cooper,	Jenkins,	Murray, H. P.	Tompkins,
Crossin,	Jim,	Murray, J. J.,	Trusio,
Curwood,	Johnson, A. W.,	Musto,	Ujobai,
Davis,	Johnson, R.,	Naugle,	Varallo,
Dengler,	Jones, T. H. W.,	Needham,	Verona,
Dennis,	Jump,	Nelson,	Wall,
Dennison,	Kamyk,	O'Dell,	Walsh,
Devlin,	Kee,	O'Donnell, J. A.,	Wargo,
Donahue,	Keiser,	O'Donnell, J. P.,	Welsh,
Donaldson,	Kernaghan,	Odorisio,	Wescott,
Dougherty,	Kessler,	Ogilvie,	Wheeler,
Down,	Kooker,	O'Neil,	Whittaker,
Edwards,	Kornick,	Parlante,	Williams,A.D.,Jr.,
Eilberg,	Korns,	Pashley,	Williams, E. S.,
Eshback,	Kovolenko,	Perry, H. H.,	Willaredt,
Eshleman,	Kubitsky,	Perry, P. E.,	Wilt,
Ewing,	Lamb,	Polaski,	Wood,
Farabaugh,	Lee, A. M.,	Polen,	Worley,
Fetterolf,	Lee, K. B.,	Prendergast,	Wynd,
Filo,	Leonard,	Price,	Yatron,
Fineman,	Light,	Pursley,	Yetter,
Floyd,	Limper,	Reibman,	Zimmerman,
Flynn,	Lippincott,	Reidenbach,	Andrews,
Foerster,	Lopresti,	Renwick,	Speaker
Fox,	Luigard,	Rigby,	

NAYS—0

NOT VOTING—7

Knecht,	Petrosky,	Varner,	Willard,
Murray, P. G.,	Thompson,	Weidner,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 150, entitled as follows:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Frascella,	McCann,	Riley,
Anderson,	Fulmer,	McCormack,	Rovansek,
Arlene,	Gailey,	McDonald,	Royer,
Ashton,	Garlock,	McInroy,	Rudisill,
Auker,	Gelfand,	McKeever,	Sakulsky,
Barton,	George,	McLaughlin,	Scarcelli,
Blair,	Gibb,	Machmer,	Schaaf,
Boies,	Gibson,	Magee,	Schuster,
Bonner,	Goldstein,	Mahan,	Schwartz,
Boris,	Goodrich,	Markley,	Seltzer,
Bower,	Gramlich,	Maxwell,	Sherman,
Bowman,	Guthrie,	Meholchick,	Shupnik,
Branca,	Hamilton,	Merry,	Silverman,
Brenninger,	Haudenshield,	Mihm,	Snare,
Breth,	Heavey,	Miller, B. Z.,	Snider,
Brown,	Heffner,	Miller, H. G.,	Stank,
Buchanan,	Helm,	Mills,	Steckel,
Burns,	Henzel,	Monroe,	Stevens,
Capano,	Hocker,	Moran,	Stewart,
Capitolo,	Holt,	Muldowney,	Stimmel,
Cianfrani,	Horst,	Mullen,	Stone,
Cioffi,	Irvis,	Munley,	Stoner,
Clarke,	Jenkins,	Murphy, A.J., Jr.,	Strausser,
Comer,	Jim,	Murphy, P. J.,	Stroup,
Cooper,	Johnson, A. W.,	Murray, H. P.	Sullivan,
Crossin,	Johnson, R.,	Murray, J. J.,	Taylor,
Curwood,	Jones, T. H. W.,	Musto,	Tompkins,
Davis,	Jump,	Naugle,	Trusio,
Dengler,	Kamyk,	Needham,	Ujobai,
Dennis,	Kee,	Nelson,	Varallo,
Dennison,	Keiser,	O'Dell,	Verona,
Devlin,	Kernaghan,	O'Donnell, J. A.,	Wall,
Donahue,	Kessler,	O'Donnell, J. P.,	Walsh,
Donaldson,	Kooker,	Odorisio,	Wargo,
Dougherty,	Kornick,	Ogilvie,	Welsh,
Down,	Korns,	O'Neil,	Wescott,
Edwards,	Kovolenko,	Parlante,	Wheeler,
Eilberg,	Kubitsky,	Pashley,	Whittaker,
Eshback,	Lamb,	Perry, H. H.,	Williams, E. S.,
Eshleman,	Lee, A. M.,	Perry, P. E.,	Willaredt,
Ewing,	Lee, K. B.,	Polaski,	Wilt,
Farabaugh,	Leonard,	Polen,	Wood,
Fetterolf,	Light,	Prendergast,	Worley,
Fineman,	Limper,	Price,	Wynd,
Floyd,	Lippincott,	Pursley,	Yatron,
Flynn,	Lopresti,	Reibman,	Yetter,
Foerster,	Luigard,	Reidenbach,	Zimmerman,
Fox,	Lutty,	Renwick,	Andrews,
Frank,	McCandless,	Rigby,	Speaker

NAYS—7

Balthaser,	Filo,	Holliday,	Williams,A.D.,Jr.,
Bell,	Gallagher,	Isaacs,	

NOT VOTING—7

Knecht,	Petrosky,	Varner,	Willard,
Murray, P. G.,	Thompson,	Weidner,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL ON THIRD READING POSTPONED

TIME EXTENDED ON BILL

Mr. AUKER asked and obtained unanimous consent to extend the time five days on House Bill No. 155, Printer's No. 119, on page 16 of today's calendar, bills on third reading postponed.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 76.

An Act amending the act of June 5, 1947 (P. L. 458) entitled as amended "Parking Authority Law" increasing the minimum amount for which an Authority may contract or purchase without bids.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, tonight in the Session at 12:01 we will move for a special order of business on House Bill 665 and House Bill 666. They are on everyone's desk.

The other bills that we will act on tonight, that are now in the proper position for this action tonight are the Korean Bonus Bills, House Bill 620 and House Bill 619. If these two bills pass, which I am confident they will pass, then Resolution No. 37 will be passed. That will be tonight at the 12:01 session in special order of business.

PRINTED CALENDAR DISPENSED WITH

The SPEAKER. The Chair would be pleased if there could be an agreement that it would not be necessary to print a new calendar in view of the fact that there are only two bills to be considered. If there were a way that the Majority and the Minority Leaders could agree on that, we will save considerable money.

Mr. McCANN. Mr. Speaker, we certainly can agree any time, and I have alreday agreed they do not have to print a thing if no one objects.

The SPEAKER. The Chair is now ready to hear from the Minority Leader as to the necessity of printing a separate calendar for the business of this evening, or tomorrow.

Mr. A. W. JOHNSON. Mr. Speaker, it will be all right to dispense with having the bills on a printed calendar for this evening. I suppose when we convene some type of motion will have to be made, or a request for unanimous consent.

The SPEAKER. Does the Chair understand that if we have unanimous consent that it will not be necessary to print a new calendar for the purpose of presenting the two bills that will be considered tomorrow?

Mr. McCANN. Four, Mr. Speaker. Four bills and a resolution.

The SPEAKER. Four bills. The Chair considers you all bound in honor to raise no objection to that procedure.

ANNOUNCEMENT

The SPEAKER. The Secretary of the House has an announcement he desires to make.

Mr. MOOMAW. I hope that every Member has secured from his mail box the form for obtaining a new parking sticker which will be necessary on and after March 23rd on all Legislative days. If you have not done so, please fill out this form and leave it in my office before leaving this week.

If we do not have the stickers prepared before you leave tomorrow morning at an early hour, they will be mailed to you so that you have it prior to returning here for the next Legislative day.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mrs. B. Z. MILLER asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by her.

RESOLUTIONS

Mrs. B. Z. MILLER offered a resolution which was filed with the Clerk.

Mr. GAILEY offered a resolution which was filed with the Clerk.

ADJOURNMENT

Mr. P. E. PERRY. Mr. Speaker, I move that this House do now adjourn until Thursday, March 19, 1959 at 12:01 a. m.

The motion was agreed to, and (at 2:30 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., THURSDAY, MARCH 19, 1959. No. 26.

HOUSE OF REPRESENTATIVES

THURSDAY, March 19, 1959

The House met at 12:01 a. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

Reverend George Scherer, Pastor of the Rossville Lutheran Pastoral Charge, York County, guest Chaplain and guest of the gentleman from York, Mr. Nelson, offered the following prayer:

Most gracious God, we humbly beseech Thee for the people of this Commonwealth, and for their representatives in Congress assembled; that Thou would be pleased to direct and prosper all their consultations, to the advancement of Thy glory, to the safety, honor and welfare of Thy people. That all things may be so ordered and settled by their endeavors, upon the best and surest foundation, that peace and happiness, truth and justice, religion and piety, may be established among us for all generations. These and all other necessities for them, for us and for Thy whole people, we humble beg in the name and mediation of Jesus Christ, our most blessed Lord and Saviour. Amend.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Wednesday, March 18, 1959 will be postponed until printed.

The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Messrs. GOLDSTEIN, KAMYK and LUTTY. HOUSE BILL No. 923.

An Act amending the act of May 27, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, * * * " providing a method of paying service increments from the pension fund to employes of the city after retirement.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. O'NEIL, CURWOOD, PURSLEY and STIMMEL. HOUSE BILL No. 924.

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932), further regulating the retirement age of firemen.

Referred to the Committee on Cities—Third Class.

By Mr. TOMPKINS. HOUSE BILL No. 925.

A Joint Resolution proposing an amendment to article three, section sixteen of the Constitution of the Commonwealth of Pennsylvania, prohibiting supplementing appropriations and transferring funds from one appropriation to another without action by the General Assembly and approval of the Governor.

Referred to the Committee on State Government.

By Mr. BOWER. HOUSE BILL No. 926.

An Act authorizing the Pennsylvania Department of Property and Supplies, acting for the Commonwealth of Pennsylvania, to acquire by gift from the Borough of Northumberland, that certain tract of land in Northumberland Borough, County of Northumberland, upon which is located the home of Joseph Priestley * * *.

Referred to the Committee on State Government.

By Messrs. LUIGARD, STONE, SAKULSKY and YATRON. HOUSE BILL No. 927.

An Act amending the act of May 23, 1945 (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," defining years of service to include time spent in the armed forces of the United States upon certain payments.

Referred to the Committee on Cities—Third Class.

By Mrs. ANDERSON, Messrs. SHERMAN, TOMPKINS and STEWART. HOUSE BILL No. 928.

An Act amending the "Uniform Criminal Extradition Act," approved July 8, 1941 (P. L. 288), enlarging the power of the court on habeas corpus.

Referred to the Committee on Judiciary.

By Mr. HOCKER, Mrs. MARKLEY, Messrs. FULMER and KEISER. HOUSE BILL No. 929.

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), regulating powers of the Department of Public Assistance with respect to rules, regulations and standards for eligibility for assistance.

Referred to the Committee on Welfare.

By Mr. HOCKER and Mrs. MARKLEY. HOUSE BILL No. 930.

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), further regulating assistance to dependent children and their mothers.

Referred to the Committee on Welfare.

By Mr. SNARE (by request) HOUSE BILL No. 931

A Supplement to the act of August 5, 1941 (P. L. 803), entitled, as amended, "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the fifth, sixth, seventh and eighth class; imposing certain charges on counties, and prescribing penalties," providing for credit for State employment.

Referred to the Committee on Counties.

By Messrs. STONER and GIBSON.
HOUSE BILL No. 932.

An Act authorizing the construction and maintenance of boat launching ramps where State highways cross rural navigable waters; providing for the acquisition of interests in land; * * *.

Referred to the Committee on Highways.

By Mr. MIHM. HOUSE BILL No. 933.

An Act to provide for six additional law judges of the court of common pleas in the fifth judicial district.

Referred to the Committee on Judiciary.

By Mr. MIHM. HOUSE BILL No. 934.

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736), imposing jurisdiction on the court of common pleas of Allegheny County to hear certain appeals.

Referred to the Committee on Judiciary.

By Mr. MIHM. HOUSE BILL No. 935.

An Act amending "The Pennsylvania Occupational Disease Act," approved June 21, 1939 (P. L. 566), imposing jurisdiction on the court of common pleas of Allegheny County to hear certain appeals.

Referred to the Committee on Judiciary.

By Mr. MIHM. HOUSE BILL No. 936.

An Act amending the act of May 5, 1911 (P. L. 198), entitled "An act to establish a county court for the County of Allegheny and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses theerof," abolishing the court, terminating the terms of office of judges of the court, and transferring jurisdiction, powers and duties of the court to the court of common pleas.

Referred to the Committee on Judiciary.

By Mr. MIHM. HOUSE BILL No. 937.

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90), imposing jurisdiction on the court of common pleas of Allegheny County to hear certain appeals.

Referred to the Committee on Judiciary.

By Messrs. FINEMAN and T. H. W. JONES.
HOUSE BILL No. 938.

An Act amending the act of March 22, 1907 (P. L. 31), entitled "An act to provide for the assignment of counsel in murder cases, and for the allowance of expenses and compensation in such cases," providing that the compensation of counsel shall be determined by the trial judge, with certain limitations.

Referred to the Committee on Judiciary.

By Mr. PRENDERGAST, Mrs. REIBMAN, Messrs. A. D. WILLIAMS and J. A. O'DONNELL.
HOUSE BILL No. 939.

An Act amending the act of March 22, 1907 (P. L. 31), entitled "An act to provide for the assignment of counsel in murder cases, and for the allowance of expenses and compensation in such cases," providing for the appointment of special investigators and increasing the maximum compensation for counsel.

Referred to the Committee on Judiciary.

By Messrs. NAUGLE, KORNS, FARABAUGH and ROVANSEK. HOUSE BILL No. 940.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting the sale or use of fire extinguishers containing carbon tetrachloride and toxic substances and imposing penalties.

Referred to the Committee on Public Health and Sanitation.

By Messrs. PRENDERGAST, STONE, TOMPKINS and VERONA. HOUSE BILL No. 941.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), increasing the minimum compensation payable to election officers in third to eighth class counties in certain cases.

Referred to the Committee on Counties.

By Messrs. GIBSON and GRAMLICH.
HOUSE BILL No. 942.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), providing minimum compensation for county solicitors.

Referred to the Committee on Counties.

By Messrs. MERRY, GRAMLICH, McCANDLESS and MAGEE. HOUSE BILL No. 943.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), declaring unlawful certain acts performed while hunting or trapping or while on lands open to hunting or trapping; and prescribing penalties.

Referred to the Committee on Game and Conservation.

By Mr. GEORGE (by request). HOUSE BILL No. 944.

An Act amending the act of June 3, 1937 (P. L. 1225), entitled "An act amending, revising, consolidating and changing the law relating thereto," prohibiting certain persons from assisting or taking part in the hunting of deer.

Referred to the Committee on Game and Conservation.

By Messrs. KAMYK, LUTTY, RIGBY and GOLDSTEIN. HOUSE BILL No. 945.

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," further regulating contracts relating to city affairs.

Referred to the Committee on Counties Second and Second Class A.

By Messrs. CIOFFI, YATRON, SAKULSKY and KUBITSKY. HOUSE BILL No. 946.

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), further providing for

the organization, hours of service and compensation of firemen.

Referred to the Committee on Cities—Third Class.

By Messrs. FILO and AGNEW. HOUSE BILL No. 947.

An Act amending the act of September 7, 1955 (P. L. 579), entitled "An act requiring recorders of deeds in certain cases to report transfers of property to borough, township, school district, town and second class A and third class city tax collectors," providing that all transfers of property in boroughs, townships, school districts, towns and second class A and third class cities shall be reported to the tax collector thereof, and providing that the fee shall be paid by the transferee of such property.

Referred to the Committee on Boroughs.

By Messrs. CAPANO, GALLAGHER, A. W. JOHNSON and BOWMAN. HOUSE BILL No. 948.

An Act amending the "Intangible Personal Property Tax Law," approved June 17, 1913 (P. L. 507), excepting therefrom personal property held in trust forming a part of welfare and unemployment benefit plans for employes.

Referred to the Committee on Ways and Means.

By Messrs. CAPANO, GALLAGHER, A. W. JOHNSON and BOWMAN. HOUSE BILL No. 949.

An Act amending the act of June 20, 1947 (P. L. 733), entitled, as amended, "An act to provide revenue in school districts of the first class A by imposing a temporary tax upon certain classes of personal property; * * *," excepting therefrom personal property held in trust forming a part of welfare and unemployment benefit plans for employes.

Referred to the Committee on Education.

By Messrs. CAPANO, GALLAGHER, A. W. JOHNSON and BOWMAN. HOUSE BILL No. 950.

An Act amending the act of May 23, 1949 (P. L. 1676), entitled, as amended, "An act to provide revenue in school districts of the first class by imposing a tax upon certain classes of personal property; * * *; providing for compensation to certain officers and employes; and imposing penalties," excepting therefrom personal property held in trust forming a part of welfare and unemployment benefit plans for employes.

Referred to the Committee on Education.

By Messrs. CAPANO, GALLAGHER, A. W. JOHNSON and BOWMAN. HOUSE BILL No. 951.

An Act amending the "State Personal Property Tax Act," approved June 22, 1935 (P. L. 414) excepting therefrom personal property held in trust forming a part of welfare and unemployment benefits plans for employes.

Referred to the Committee on Ways and Means.

By Messrs. KORNICK, WHEELER, SNIDER and TRUSIO. HOUSE BILL No. 952.

An Act exempting certain industrial and manufacturing plants in fourth class counties from local taxation for ten years.

Referred to the Committee on Counties.

By Messrs. ZIMMERMAN, LIGHT, FARABAUGH and GARLOCK. HOUSE BILL No. 953.

An Act amending the "Cooperative Agricultural Non-Stock Associations Law," approved June 12, 1919 (P. L. 466), providing for deductions by Pennsylvania milk dealers and milk handlers for payments to cooperative agricultural associations.

Referred to the Committee on Agriculture and Dairy Industries.

By Mrs. ANDERSON, Messrs. SHERMAN and GELFAND. HOUSE BILL No. 954.

An Act defining and relating to installment land contracts in cities of the first class; and providing for and regulating the rights and obligations between parties to such contracts under certain terms and conditions.

Referred to the Committee on Judiciary.

By Messrs. SILVERMAN, GELFAND and J. P. O'DONNELL. HOUSE BILL No. 955.

An Act creating the Pennsylvania Mortgage Authority as a body corporate and politic with powers to insure and purchase mortgages given by persons who have been displaced due to urban redevelopment; * * * providing that no debt of the Commonwealth shall be incurred in the exercise of powers granted by this act and making an appropriation.

Referred to the Committee on State Government.

By Mrs. REIBMAN, Mr. McDONALD, Mrs. HENZEL and Mr. STROUP. HOUSE BILL No. 956.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing expenditures for evaluation of school programs.

Referred to the Committee on Education.

By Messrs. CROSSIN, SHUPNIK, Mrs. HENZEL and Mr. STROUP. HOUSE BILL No. 957.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for procedure for a change of classification.

Referred to the Committee on Education.

By Mrs. REIBMAN, Mr. SAKULSKY, Mrs. HENZEL and Mr. STROUP. HOUSE BILL No. 958.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), including costs of grading and interests thereon in computing reimbursable rentals.

Referred to the Committee on Education.

By Messrs. CURWOOD and BRETH. HOUSE BILL No. 959.

An Act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and boundary lakes and boundary rivers of the Commonwealth.

Referred to the Committee on Fisheries.

By Messrs. LOPRESTI, FINEMAN and BOWER. HOUSE BILL No. 960.

An Act relating to the retirement of public school employes; amending, revising, consolidating and changing the laws relating thereto.

Referred to the Committee on State Government.

By Messrs. LOPRESTI, FINEMAN, and BOWER. HOUSE BILL No. 961.

An Act relating to the retirement of State employes;

amending, revising, consolidating and changing the laws relating thereto.

Referred to the Committee on State Government.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 107.

An Act amending the act of April 24, 1947 (P. L. 80) entitled "Intestate Act of 1947" providing for the grandchildren of deceased uncles and aunts of the decedent.

Referred to the Committee on Judiciary.

SENATE BILL No. 338.

An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee.

Referred to the Committee on Appropriations.

RESOLUTIONS INTRODUCED AND REFERRED

By Mrs. VARALLO and
Mr. JUMP. RESOLUTION No. 45.

In the House of Representatives, March 18, 1959.

There are many Americans who have filed petitions with the immigration authorities of the United States for the entry of their sons, daughters, brothers and sisters, which petitions are classified in the fourth preference quota of the Immigration and Nationality Act.

Of the four preference quotas established by the Federal Immigration and Nationality Act, the first, second and third quotas are allotted one hundred per centum of the total annual entry quota.

As a result, those persons who fall within the fourth preference section must depend for entry into this country upon deficiencies in the first three quotas.

There is frustration and despair resulting from the law that gives hope to Americans by permitting them to file petitions, getting them approved, and then compelling them to wait for their kin who may never come.

Thousands of discontented people abroad, whose hopes are first raised and then dashed, certainly cannot believe in the good will we try to engender through our foreign policy, and thus become easy prey to the propaganda of unfriendly nations.

Congress has recognized and alleviated a similar problem through Public Law 85-316, which includes a provision for reuniting spouses and minor children of aliens legally residing in this country whose petitions were approved prior to July 1, 1957; therefore be it

Resolved, That the House of Representatives of Pennsylvania hereby memorialize the Congress of the United States to amend the provisions of Public Law 85-316 to include cases which fall within the fourth preference quota, in order to provide for entry of the many thousands, petitions for whom have piled up in a backlog in prior years; that in order not to create another problem of separated families, those applicants who are married and have families be permitted to bring them; and that a copy of this resolution be sent to each Congressman and United States Senator from the State of Pennsylvania.

Referred to the Committee on Rules.

By Messrs. GAILEY and T. H. W. JONES.
(Concurrent) RESOLUTION No. 46.

In the House of Representatives, March 18, 1959.

Several measures have been proposed in the 1959 General Assembly which would extend the jurisdiction of the Department of Public Instruction to include the education and training of emotionally and socially disturbed children and authorize the establishment of guidance centers for such children. The exercise of this additional power by the Department of Public Instruction would appear to be in conflict with and constitute an overlapping of programs presently being administered by the Department of Public Welfare.

It is a recognized fact that children who are mentally retarded and children who are emotionally and mentally disturbed are creating an increasingly difficult problem.

It is imperative that an efficient program be established to cope with this problem, but it should be so administered as to prevent the waste and confusion which inevitably arises when there is an overlapping of the powers of several departments of our State government; therefore, be it

Resolved (the Senate concurring), That there is hereby created a commission to make a thorough study of the problem of providing an efficient and uniform program for the care and education of children with any mental retardation, emotional or mental disturbance, with a view toward cooperation between the departments concerned. Such commission shall be composed of nine members. Three members of the commission shall be appointed by the Governor, one of whom shall be from the Department of Public Instruction, and one of whom shall be from the Department of Public Welfare. The remaining six members of the commission shall be members of the General Assembly, three of whom shall be from the House of Representatives, appointed by the Speaker thereof, and three of whom shall be from the Senate, appointed by the President Pro Tempore; and be it further

Resolved, That the commission may meet, hold hearings, and take testimnoy. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the commission and to produce such books, papers, records and documents as the commission deems necessary. Any person who wilfully neglects or refuses to testify before this commission or produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the commission shall have power to administer oaths and affirmations to witnesses appearing before the commission; and be it furthrer

Resolved, That the commission shall make a report of its findings, together with its recommendations for appropriate legislation and a determination of the proper State departments to operate in this sphere of activity, to the next regular session of the General Assembly.

Referred to the Committee on Rules.

By Mrs. B. Z. MILLER, Mrs. DONAHUE,
Messrs. A. M. LEE, STONE, HAUDENSHIELD
and HORST RESOLUTION No. 47.

In the House of Representatives, March 18, 1959.

Whereas, The frontier forts were Pennsylvania's defense line during the French and Indian War, the Pontiac War, and the American Revolution, warding off raids against homes and farms on the frontier, and providing places of refuge for the settlers; and

Whereas, Tourists visiting various sections of the Commonwealth may wish to visit the sites of these forts because of some connection with their own family history; and

Whereas, The sites of the frontier forts should be made accessible to the citizens and to visitors to the Commonwealth; therefore be it

Resolved, That the House of Representatives of the General Assembly of Pennsylvania hereby recommends and urges the Pennsylvania Department of Highways to improve access roads to the sites of frontier forts wherever they may be located in the Commonwealth of Pennsylvania.

Referred to the Committee on Rules.

RESOLUTION—ARKANSAS

The SPEAKER laid before the House Concurrent Resolution No. 24, adopted by the General Assembly of the State of Arkansas and approved by the Governor, petitioning Congress to call a convention for the purpose of proposing and presenting an amendment to Article V of the Constitution of the United States.

Referred to the Committee on Judiciary.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Gibson for Mr. WILLARD for today for important business reasons.

HOUSE BILL No. 665 MADE A SPECIAL ORDER

Mr. McCANN. Mr. Speaker, I move that House Bill No. 665, Printer's No. 180, bills on third reading, be made a special order of business immediately.

The motion was agreed to.

The SPEAKER. The Chair lays before the House the special order of business fixed for this time, House Bill No. 665, Printer's No. 180.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 665, entitled as follows:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228), defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increases * * *.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McCANN. Mr. Speaker, House Bill No. 665, Printer's No. 180, is an amended bill to the Selective Sales and Use Tax now in existence in the Commonwealth of Pennsylvania.

Briefly and precisely, the bill changes the rate of collection percentage-wise from 3 percent to 3.5 percent on all the items that are taxable and collectible in the Sales Tax Law now in operation in this Commonwealth.

In addition, this bill includes in the retail level at 3.5 percent the following items which are not now taxable under the existing Sales Tax Law: Alcoholic beverages, both malt and liquor; trade-ins dealing with automobiles, trucks, vehicles, furniture and other items; electric power, domestic and commercial; telephone service intra-state; reducing the rate on restaurant meals from the existing figure of 50 cents to the 10 cent level, and placing a sales tax upon utility maintenance equipment and tools, and a sales and use tax upon repairs and service charges.

This bill has been checked very carefully by tax consultants, tax lawyers, and it can be stated as a matter of record that the items now existing and being covered by the Sales and Use Tax Law are covered in the same report, and only those items mentioned in this report as being taxable are the new items subject to being taxed by this proposed legislation.

The increased rate of .5 percent over the existing law it is estimated will produce $76 million; each of the other items mentioned earlier will make a total increase of $264 million by the proposed legislation.

There would be no question that a definition which would be applicable to this bill is that when you are talking about industry, if they were not taxable in the existing law they are not now taxable in the proposed change to the law; if you are talking about utilities, if they were not taxed in the existing law, they are not taxed in the proposed legislation except upon the maintenance equipment and tools; if you are talking about real estate, if they were taxed and are taxed in the existing law they are taxed in the proposed legislation. Very clearly then, and very briefly, this is an amendment to the existing Sales and Use Tax Law in House bill 665 which covers these items that have been outlined carefully and clearly as submitted by the Governor in the Hood-Kennedy Tax Study Commission Report to this General Assembly, and the estimated revenue of this change in the proposed legislation covering this field, along with the other bill, is $264 million.

Each of these items has been clearly and carefully defined. Each of the items subject to the use tax in the proposed legislation has been defined clearly and carefully as to the intent of the taxing body.

Mr. Speaker, House bill 665, Printer's No. 180, is the amended Sales and Use Tax Law legislation which we proposed to act upon here tonight.

Mr. STROUP. The Lawrence sales tax levy which we have before us tonight increases, expands and extends the 1957 Selective Sales Tax. It seeks to raise an estimated $264 million during the next biennium. Many of us, inept as we are at hasty analysis suspect, first, that this levy is based on erroneous information, estimates and calculations; second, that there may well be plenty of fact beyond the estimated receipts; third, that economy in government would materially reduce the need for an extension and expansion of the levy to the degree which House bill 665 demands.

It was not until March 1, 1959, Mr. Speaker, that the people of Pennsylvania were shocked into a realization that the Leader Administration had a deficit of almost $178 million. It was on that date that Governor Lawrence informed us he would need general fund revenues of $1,907,012,345 which sum includes the deficit of $178 million. He informed us, as a consequence, that scheduled reductions in corporate net income tax, gross receipts, realty transfer and cigarette taxes could not be granted, and that to the contrary despite a moderately—and notice I say moderately—projected higher yield due to recovery from the 1958 recession we must find new tax sources to the extent of $400 million. We were advised that part of that need for $400 million arose as a result of revenue shortages below estimated receipts in the amount of $118 million.

Now the estimated receipts for the biennium 1957-1959 were 1.501 billion odd dollars. The estimated actual receipts would be, in accordance with the information which we then received, $1.383 billion, or the actual shortage of $118 million at the end of the biennium. This was on March 1, 1959, Mr. Speaker.

That shortage is one of the reasons we are now considering the Lawrence sales tax measure, House Bill 665 so hastily here tonight. For that shortage, if indeed such does exist, must be made up. Now the question that

bothers many of us is: Will the actual receipts for this biennium be $118 million short of the estimate? If not, then we do not need all the increase and the expansion which the Lawrence levy before us tonight requires.

Now the best, apparently the best at least, information available from the Department of Revenue and the Budget Bureau during the past 21 months has told the people of Pennsylvania a very much different story. But, if there is such an actual shortage at the end of this biennium, then we and the people whom we represent in this House have been either negligently or purposely misled.

On March 6, 1959, five days after Governor Lawrence appeared before us in joint session, the Secretary of Revenue and the Budget Secretary issued a joint newspaper release informing the public that cumulative revenues from June 1957 through February 1959 were 4.2 percent short of estimates for the period or, mathematicwise, $63 million in arrears. Now receipts in March and April therefore would have to fall below estimates in those months by $55 million in order to reach a shortage of $118 million, and that does not make much sense.

Now as a matter of record, Mr. Speaker, the people of Pennsylvania have been misled on this matter since September 1958. On September 11, 1958, the then acting Secretary of Administration and the Secretary of Revenue reported in the Harrisburg Patriot as follows, and I quote: "General Fund revenues were 2.8 percent below the estimates" and blamed the adverse effect of the national recession for the shortage. Two points eight percent shortage is $42 million, yet six months later we have an estimate of $118 million.

I have in hand, Mr. Speaker, the official statement of the Commonwealth of Pennsylvania issued August 28, 1958, setting forth certain financial information and the estimates of the Commonwealth of its revenues and expenses for the biennium in order to borrow $75 million and issue tax anticipation notes series of 1958 in that amount. On page 9 of that official statement I would like permission, Mr. Speaker, to read, and I quote:

> "If revenues and expenditures"

—and remember the date of this is August 1958—

> "remain as unofficially estimated by the Budget Secretary, all cash balances will have been exhausted by the middle of March 1959. And notwithstanding receipts in March, April and May, there will be a cash deficit at the end of the biennium. Therefore it will be necessary—either that additional moneys be made available through taxation or borrowing from the Motor License Fund, or that expenditures be reduced, or a combination of these measures adopted."

Now, Mr. Speaker, why were the people of Pennsylvania not given the information at that time? The answer seems to me obvious. On February 24, 1959 the Secretary of the Budget Bureau is quoted in the Harrisburg Evening News as follows:

> "The Leader Administration had a pretty good idea early last fall that the succeeding administration would pick up a deficit of $170 million."

Yet I learn on March 6, 1959, the last release we have in which probably we can place any reliance, if any reliance can be placed upon these releases, the revenue loss is $63 million.

What is the revenue situation tonight in the Commonwealth of Pennsylvania? We ought to know before we act on the bill. Will we be $63 million short on our receipts for the biennium, $118 million or $170 million by May 1st? We meet tonight in hasty, urgent session. Yes, it appeals to the dramatic, but where is the care, the caution, and the thorough analysis with which we should consider such an all-important matter before we vote? Why all the rush to levy a tax on our people? Yes, I know, we have been told that the levy must be in effect by April 1 in order to obtain an estimated additional $22 million.

Well, let's look at that for a moment. Here again something is wrong. Page 69 of the bill, and I ask you to look at it if you care to, sets April 1961 as the last month of the levy. The return date is set forth as May 20, 1961. Since the estimated yield under House bill 665 is $264 million for 24 months, the average is $11 million a month. And from April 1, 1959 to May 1, 1961, according to my mathematics, is but 25 months. The extra yield available therefore, if the bill is enacted by April 1, could only be $11 million. Actual estimated yield is $264 million over 24 months. Under that estimate this bill, if it is to produce $264 million on this levy, would not have to be enacted until May 1, 1959. Who's kidding whom, Mr. Speaker? Why all the rush? If there is a $22 million figure somewhere, where is it? And then, if that is true, add it to the $264 million of estimated yield, and admit that you have a yield with this levy, if on April 1 it becomes effective, of $286 million.

Now, Mr. Speaker, I have had but a few hours to study this bill and I have tried to digest it. I find it difficult in such a brief time to comprehend the bill, and I find it somewhat unpalatable. I am sure many of my constituents, though, find it much more so. That it is legally faulty in some respects, from the hasty inspection that I could make of it, seems apparent. For example, and I ask you please to turn to page 43 of the bill, line 3, and I think we find this language there and I quote, I believe correctly,

> "There is hereby imposed upon the use within this Commonwealth of anything acquired or obtained by purchase at retail as defined herein on or after April 1, 1959 a tax of three and one-half percent."

What does that word "anything" mean? Does the bill levy a tax of 3.5 percent on the use of anything? Certainly I think that section needs some clarification. And I would like to know, Mr. Speaker, how was the tax bracket in Section 202 developed? How do we know what it will yield? Will it yield 3.5 percent and not 4 percent at the low purchase levels? That is where the great spread of purchase is. How many of our Members are familiar with the tax bracket of this bill tonight? Moreover, Mr. Speaker, we have been told that the estimated yield at the level of 3.5 percent on services is $11 million. What is the basis of that estimation? I would like to know. Responsible people in the garage and automobile business insist that the yield could very well be $20 million for automobile repairs alone.

We have been very summarily ordered here tonight to vote on this measure. In my humble opinion to do so in such a precipitous, headlong, hasty manner is tantamount to the application of our prerogatives as the revenue raising body of the General Assembly. Must we do the bidding of others or shall we, in good conscience, de-

mand time to study, question, seek answers, facts and information before imposing this Lawrence tax program upon our people.

Mr. A. W. JOHNSON. Mr. Speaker, I am not going to talk very long about the tax program that is before us tonight. Admittedly it is a piecemeal tax program; it is a segment of more taxes, more things yet to come.

Languishing in Committee of course are some other cookies that we will have to worry about later on. But tonight you just have one or two measures, this is sort of a warm-up, sort of a trial run.

In one of our neighboring states they have a turnpike which only went about fifty miles and it was dubbed the "Bobtail Turnpike." I am dubbing this tax program tonight "Pennsylvania's bobtail tax program." It is just like cutting a dog's tail off inch by inch because we figure it will not hurt as much when you do it that way.

I might say this, the Majority Leader will probably regret not having run his entire tax program at one time rather than doing it piecemeal. Of course I am not here to plan the great strategy of the other side; however this piecemeal situation has prevailed this entire session, we arrived here the first week and I believe it was the second week we were told that we had to pass a bill to borrow money from the highway funds because by March 15th the state would be entirely out of money, the state would be broke, in other words, as far as the general fund is concerned. That job has been done and I trust that the money has been borrowed so that the salaries of the various people in the state can be paid.

Then we went further along in the session to February and we were startled to hear about a deficit, and as you know I believe it was the 15th of February the Governor's tax policy report was issued and the outstanding deficit of $170 million was disclosed by that report unknown to anybody. Later on in the week a message from the Governor's office said, "No, the deficit is indeed one hundred and seventy-eight million dollars."

Then along March 1st came the budget, a budget of $1.729 million, one of the largest budgets, of course, in the history of Pennsylvania, and I suppose we can now dub Governor Lawrence as Pennsylvania's first $2 billion Governor as far as the general fund is concerned. It was of course a surprise to us how the cost of running our state government reportedly is increasing. In that budget there was disclosed for the first time that we would be asked this session to pass $78 million worth of deficiency appropriations to harken back to the 1957-59 bi-ennium, overspending by that much money, hopefully however to be cut by contemplated lapses of $26 million, but that indeed is a huge deficiency appropriation request.

Then, of course, we had the other item in the budget which increased things on every hand. We are tonight just as much in the dark about these things as we were at the opening of the Session. We have asked questions about the $178 million deficits. Is it a true deficit? Can it be reduced between now and the end of the biennium? Is that the right figure? Is it represented by money spent, as I have asked from this microphone, or is it represented by the accounts payable, money committed, money that we owe for, that we must pass a tax program in order to cover it? How about this budget of $1.729 million; is it a just budget; is it a sound budget? Is there fat in the budget? Must the people of this state dig down for $400 million more? We do not know.

We had a tax bill before us earlier in the week which was hastily drawn, poorly drawn, with a lot of gimmicks and a lot of sleepers in it. Is that true of our budget? Are there a lot of gimmicks and a lot of sleepers in it? Everybody has asked me and they want to know before we pass a huge tax program whether that budget can be trimmed some, whether the deficit can be trimmed, what are we going to do about the $78 million in so-called deficiency appropriations, must we provide for those before we end this bi-ennium? Those are some of the things that we would like to know about the financial situation of the Commonwealth before we vote on taxes.

Now here is the picture then tonight. We have a segment of a tax program before us, hastily drawn, considered by the Ways and Means Committee about five minutes. It came out in print today and the ink is hardly dry on the measure. The 3.5 percent bill with the additions to it will bring in supposedly over $800 million. That is a huge tax bill for the people to pay. You say we are in haste because we do not want to lose $365,000 a day. Folks, who is losing this money? It is not the state; it will be the people of Pennsylvania that will be losing this money. They are the ones who will be asked tomorrow and the next day to dig down for $365,000. Don't you think the people of this state have the right to know whether that money is absolutely necessary, whether this deficit is real, whether this budget is a real and true budget. I think they do have a right to know.

I would say on this side of the House we want to carry on responsible government. We feel that the people want a balanced budget. They want us to provide adequately and well for all the services that are reasonably needed, but they want to do it within the realm of conservatism after we have carefully scrutinized everything and have come to the conclusion that, yes, we must have this money. That is not the case tonight and I say we are rushing through a program here and not one of us knows where we are going or why we are going.

I know that Governor Lawrence wants it to pass. He wants to get us out of town, naturally. He has been dubbed "The Old Pro." There is a great article about him in the Saturday Evening Post. He wants to show the people of this state that he is that "Old Pro," that he can do the job and can do it quickly and get the Legislature out of town, but folks, we are not in any hurry about getting out of town. We are here to do a job for the people of Pennsylvania. That is what we are sent here for, and you can bet your boots we are going to scrutinize this budget and, as I said, the services necessary should be provided for adequately and well, but it should be a sound budget, well considered and well audited by every committee in this House that has anything to do with the budget.

Usually this time of night people are watching the late television show. Usually it is an old movie that we have seen before. Well here we are at the late, late show, seeing an old movie, the old story, taxes, taxes, taxes.

I can relate to you some of the things that the now Speaker of the House said to us in 1953 of how he would not do this and how he would not do that. Remember the joke he told just as we were about to vote. He said, "You on the other side of the House are about to get drunk tonight and, oh, how you hate to do it." Well I think the shoe is now on the other foot. I say you are going too fast, too fast, and I am afraid we will all be sorry.

Mr. WORLEY. Mr. Speaker, this Lawrence tax bill is a special privilege bill. It exempts ship building above 50 tons and services on ships, and that exemption means that it is exempting the big-money men. That is not right. That is not justice, when you turn around in the same bill and tax the services on the poor man's automobile as well as its trade-in value. Yes, this Lawrence tax exempts services on the big ship building interests but not on your automobile services. Is that just and right?

Taxing meals at 10 cents and up is another soak-the-poor item in this tax because many poor people are eating for 50 cents in boarding houses and restaurants without sales tax under the present law.

This Lawrence tax then hits the average man on his telephone and electric bills, and it is terrible to wipe out such exemptions in the present law and then turn around and retain the exemption for the big money men on ship building.

If the Lawrence administration is determined to have this poor man's tax, this tax to soak the poor, this unfair tax, then let us put it on a wholesale level and cut out a lot of job holders from running around and trying to make out that the stores and merchants are dishonest, when the stores and merchants are trying to do their best to comply with the Sales Tax Law.

Then this Lawrence tax says that manufacturing of products shall be exempt, but this bill discriminates against canning of fruits and vegetables. This is placing a discriminatory tax against the great agriculture interests in this Commonwealth.

Let us vote this Lawrence tax down and do something for the people of Pennsylvania.

Mr. POLEN. Mr. Speaker, we have before us tonight House Bills 665 and 666, which are part of a tax package which is expected to raise approximately $400 million in new revenue.

I think all taxes are very unpleasant, but sometimes there are things worse than taxes and that is credit from the financial stability of the Commonwealth.

The gentleman from McKean, Mr. Johnson, has raised some questions which we intend to answer, and it is very proper for him to raise those questions.

First, he wants to know if the deficit is real. I can assure the gentleman and all the Members of this House that the deficit is real. I am not going into the quetsion of the different financial statements which may have been issued in the past. I do not know whether they are correct or not, but I do have before me the figures as of March 13, which is about the best available information we have at this time. I am going to give the House the information as to what this deficit consists of.

Mr. Johnson asked me a couple of weeks ago whether or not this tax was needed to pay the deficit or to replenish cash. Of course, we have to have cash to meet obligations, but it is not to replenish bank balances as he stated. We do owe money, money that is past due, money that this Commonwealth will have to pay, obligations that were created by this General Assembly. I am going to read them to you.

We owe for payments due, or past due, or at least chargeable to this biennium and which must be paid to the Retirement Funds of $60.4 million. We owe payments to State-aided schools and colleges of $8 million; payments to State-aided hospitals of $4 million, payments to the Teaching Unit Subsidy of $3.4 million, School Authority rentals of $8.6 million, subsidies for the education of the deaf, blind and cerebral palsied $700,000; to State Teachers Colleges, $1.4 million; mental health services, including the support of State Mental Hospitals $16 million; operation of the State General Hospitals $1.5 million; legislative salaries, etc., including the recess $1.75 million; payments due the State Insurance Fund of $800,000; anthracite mine drainage, $5.5 million; institutional construction —Health Department, $500,000; the Erie Harbor development $500,000; the continuing appropriation for the Governor's Mansion $250,000, other continuing appropriations, including the Armory $1 million; and the Aeronautics Commission $500,000. That makes a total of $114.8 million, which is either due or past due, but is chargeable to this biennium and which we have to raise the money to pay.

By referring to the budget, and I am not going to read the items, you will find that we have deficiency appropriations of $77,609,550. In addition to the $114.8 million which I read item by item, it is estimated that we will have approximately $4 million additional small bills due by the end of the beinnium, making that approximately $118.8 million. That is an enormous sum of money. It is money for which this new administration at least is not responsible. I believe that what we need in Pennsylvania is a balanced budget. We can not continue deficit financing. That is one reason we have to raise additional revenue at this time.

The financial situation of the Commonwealth is serious, if not desperate. We have borrowed $35 million from the Motor License Fund to enable us to pay the school subsidies due the fourth class districts during the month of March. That money must be paid according to statute on or before the 30th day of June 1959.

We also have due on or before May 31, 1959, $73 million of tax anticipation notes which must be paid. I say that there is a great need for haste. There is a need for haste to get this state on a sound financial basis. I do not believe that any of us want to see a default. I might say that as far as the subsidies for the other school districts are concerned, they can not be paid in full. It is estimated that it may be possible to pay approximately 80 percent of the next payment due. That is our hope.

We are going to take the question of the $400 million new revenue. I heard that program referred to as the Lawrence Program. I believe it is officially known as the Hood-Kennedy Committee Program.

I am not going to say that it is the best tax program in the world or the best tax program for Pennsylvania, but it is the program that has been decided upon and presented to the Governor and to this Legislature by a very competent body who made a serious study of the situation. They estimate it will bring in $400 million in additional revenue and I want to call your attention to the fact that of that $400 million we are going to need approximately $178 million for the deficit. We are going to need $101 million for mandated increases. That is a total of $279 million, which out of the $400 million would leave $121 million additional new revenue.

Much has been said about the estimates being wrong on the proposed tax bills. Perhaps they are. I do not think anyone can definitely say, but if we are going to be governed by experience, the estimates have been wrong in reverse, because they have not produced the revenue

which was anticipated they would. As a matter of fact there is $118 million deficiency, and I checked that again today. It is estimated that the deficiency from tax collections will be $118 million.

We must take into further consideration that in that budget in the amount that is estimated to be received from taxes that it has been upped $124 million. The Hood-Kennedy report assumes that the revenue from present taxes will yield $124 million more in the next biennium than in the last. This is based upon expectations that the economy reverts to the 1957 level. I do not know whether it is going to do that or not. I hope it does, and I hope that we have that $124 million because it is necessary to balance this budget. So if we have the sad experience that we had in the past, and we get the taxes that are estimated, we would have a balanced budget.

Now I am going to go back and talk briefly on the budget. I believe that there has never been a budget made that could not be cut some, but I have examined this very carefully. We have informally talked to several of the departments, particularly the larger departments, and I am now having prepared the amount of anticipated increases, the mandated amounts in this budget so that I can lay this before the House and so they can see that the large share of this budget is something that is not controlled by the Executive. There certainly are areas in this budget which are controlled by the Executive. We intend to examine them very carefully and I want to assure this House that if there is any area where we can make reductions that will not affect the services of the Commonwealth we certainly will be willing to make them.

Two weeks ago I asked this House for help. I told you that if any Member here on either side of the House had any information as to where cuts could be made, or any information where employes were employed, referring to the 20,000 drones, to let me have that information. So far, only one gentleman, the gentleman from Blair, Mr. Auker, has given me any suggestions whatever.

At the same time I want to say, Mr. Speaker, that every day we have requests for additional appropriations for increasing hospital appropriations, for instance, for increasing the appropriations to the different institutions, to increase the appropriations for the institutions of higher learning.

Now, Mr. Speaker, I believe this is a fairly tight budget. I believe this also, that there are many things we would like to do for education, for our colleges and universities, for our hospitals that we simply do not have the money to do in this present budget.

So in order to keep a sound financial administration it is going to be our policy that we are first going to place the revenue bills on the books and know with reasonable, realistic estimates the amount of revenue we are going to have. Then we are going to take our appropriations and tailor them to the revenues we will have. I want to say, Mr. Speaker, that if that is the case, and if we do not have the taxes to pay these bills, it is going to fall upon the institutions of higher learning, upon the hospitals and all of the items that are non-preferred. I think we are faced with a serious situation.

I think, as I said the other day, that certainly appropriations should not be a partisan matter. I had hoped that taxes would not be a partisan matter. However, we are faced with this situation today. We simply have to get tax bills rolling. We simply have to make the effort, and I believe it is our duty in this House, which has the constitutional duty to originate tax legislaton. The Senate can not do it. I believe it is our duty to pass tax bills today though we may not agree that they are the best. But I do not know of any tax bills that we can ever bring in here that will be satisfactory to all the people of Pennsylvania.

Now, Mr. Speaker, in closing, we must realize that we have a large amount of obligations coming due that we must pay.

I hope that before it is too late we will arrive at a tax program; that we tailor our appropriations to that program and we will have a balanced budget.

I think there is not anything that we could do in this General Assembly here, in this House tonight and in the days to come that will do more for Pennsylvania than to bring financial stability to this Commonwealth.

For that reason, I ask the Members of this House to vote for these tax measures.

Mr. McCANN. Mr. Speaker, as the hour moves on we, of course, listen with great intent to this bill that is before us dealing with the tax measure, part of the Hood-Kennedy Commission Report.

Yes, some of the gentlemen have said tonight that this is a "cookie," but, my friends, it is the cookie you dreamed up. It is exactly what you wanted and how you wanted it in every ine, word for word.

There is no question of doubt that we have placed in print and brought before this House a general Sales Tax bill, a bill tht everyone agrees in every State in the Union that has a sales tax act that is easiest to administer, better to handle, costs less of the tax dollar that you collect.

But we were willing to offer to amend the bill to meet every provision of the Hood-Kennedy Commission Report. You made that decision and we have before us House Bill 665 with a new Printer's number. Yes, my friends, only we can vote on this tax bill. It must originate in this House and no place else. So, my friends, if it is the "cookie" as you want to call it, it is the cookie that you dreamed up and that we are going to vote on here tonight.

You can call this bill or any other bill by any name. It is a tax measure. You can state that there are erroneous calculations on revenue estimates and you can state a fact that past calculations have been erroneous. You can only ask the help of those who are considered experts in each of their respective fields, organization by organization, and then you have to come back to the law of Pennsylvania which says that the Secretary of Revenue must give to the Governor the amount that the tax bill will produce when he is dealing with the budget.

Perhaps there may be slight calculations of adjustments; perhaps there may be errors of a small nature. Can you pinpoint precisely the amount that you are sure two years from now each of these sections will produce? No surer than you were two years ago in the figures you used. I am sure they were honest calculations of estimates of what it would produce at that time.

Perhaps the argument goes back to budget first, or taxes first. We outlined the policy in this House in which we said taxes first, and the budget to be tailored to fit the total tax revenue.

There is no question that you and I, we together, have been pleading day after day individually as Members, asking for more money for schools, for hospitals, for mentally defective children, for the things that touch your hearts. You each know where every dollar of this money will be spent in the budget after you have approved it.

You know quite well that the budget at this point will be the budget that you will act upon and pass in this House after you have passed the tax measures.

I know that political parties may differ on tax proposals; political parties may differ on approaches to a tax problem, but on this we agree that 76 percent of the proposed budget goes back to the communities, to the hospitals, to the scools in your town, in my town, in your city, in your neighbor's city.

You cannot deny the fact that you want this money, and so do we, for mental health, for education, for the services that only the Commonwealth can give to the people which the people themselves cannot provide.

The Governor formed the Commission of distinguished men of industry and labor, bi-partisan in every respect, known as the Hood-Kennedy Tax Study Commission. This commission presented a report to the Governor and a portion of this report is before us tonight in legislative form.

It is very easy to be a statesman and ask for appropriations for your school, for your hospital, and never provide any votes for a tax measure. I do not think that that type of statesman is a part of this House, or ever will be, for each of us will accept our responsibilities and one of the responsibilities that we will accept here in this Session will be that we will act with an honest budget in every respect; act with an estimate of revenues that the taxes will produce; a budget that I think has been classified in other statements of other speakers in this House

For each of those who are asking for more and none of you is happy as to the amount in the budget. I believe other men have said in this House that whenever no one is happy, perhaps it is pretty fair. Perhaps this budget that you talk about here tonight, which is a part of this tax program, is the budget that finally will place Pennsylvania on the stability that it actually should have been on for years, and we owe the obligation to see that we try to do that very thing as nearly as possible when estimating revenue two years in advance.

Perhaps when you talk about estimated revenue, it is well to think of a question that was raised by a prior speaker here tonight, that the revenue collected in one month is estimated at $11 million. That I think we pretty well agree on in this proposal, and I think we are pretty well agreed that if a law was in effect in the month of April the reports would arrive in the month of May, with the taxes collected in the month of April. I think that would be pretty simple. And the taxes collected in the month of May level would be reported in June and received in the Department. I do not think anyone denies that. So $11 million would be the figure that would appear in that particular amount for that month.

Perhaps I should clear another question that was raised here tonight. How hastily was this tax bill drawn? Perhaps it was drawn hastily if what you talk about is whether there was a series of hearings on the bill. But let us say that those who worked with this proposed legislation, the tax consultants, the men who drew these bills, have worked very hard and carefully in trying to make this bill, House Bill 665, Printer's No. 180, conform to the basic policy as outlined in the Hood-Kennedy Tax Commission Report. If on page 43, as the error in the item was brought up, would you not agree that on page 43 there would still have to be an amendment because it does read "Effective April 1, 1959" as well as at the end of the bill? Would there be any question that it would have to be amended to provide for the change from the effective date that this law would become effective?

Perhaps on some other pages there is an occasional word that needs to be corrected, but the basic outline of the bill provides just what was stated as far as revenue is concerned.

There is no question that it taxes those things that are outlined in the report, and there is no question that it excludes from taxation anything that is not mentioned in the bill of the proposed legislation.

Mr. Speaker, perhaps tonight we are making our first test of just how sincere we are in providing the money for education and mental health, how sincere we are that we want the things for our communities. Perhaps we are stating into the record where we stand on many issues. Perhaps we have come to the point that we will resolve the situation by providing bi-patrisan tax measures, bipartisan in every respect, in addition to votes on the tax measures.

I hope that we have come to that point which was mentioned before that in 1953, time and time again, a statement of policy was injected on the floor of this House and statements in the newspapers and on television have continued to state that the tax votes were lacking. Yes, my friends, the record is right for '53, but would the same record be right for '55? would the same record be right for '57? As I stand here before you, I say that I voted, as did many Members on this side of the aisle, in support of a tax program in '55, it was really 1956 at that point. And did we not vote together, both on the right and on the left, in the passage of the Selective Sales and Use Tax Act in '57? I know I did. I know others did in the Hall of this House.

So perhaps we have grown up enough to have quit slapping each other in the face over prior positions on taxes which was the position of all of us who are responsible for the state government which we represent and were obligated to carry out when we took the oath of office.

Yes, Mr. Speaker, there is no question that we can appeal, we can ask and we can try and hope that tonight is not a hurried hour, it is not a dramatic show, when we are voting on taxes, for each of us agree, and unless we provide the revenue for the Commonwealth of Pennsylvania, to operate this state of ours, that we are responsible for the revenue lost by not enacting the legislation which we will eventually have to meet face-on, either in reduction in a general appropriation bill—and you know what items face the tax. Mr. Speaker, the Governor of this great Commonwealth, I think has proposed to us and given to us the opportunity to discuss and examine a fair and honest budget, a budget that is fair and honest because no one is satisfied, every one who contacts him or contacts us on this side have only one request, that they want their section of the budget increased, and I am

sure you want it increased for your hospital, for your schools. You want it for your communities but first you will provide the taxes—we will in this House—to pay for that which we are going to help each of those with in this battle of financial stability of this Commonwealth. This is a fair and honest appraisal of the situation that has taken place in this House tonight, in which two major political parties have debated the issue of a proposed tax legislation. They have stated their positions they have disagreed at times, but each have agreed that Pennsylvania needs to be placed on a financially stable ground, which will cut out this financial chaos in operating state government. I only hope, I can only ask that the tax proposals that we propose, the tax proposals that were voted on, may be in the cross opinions of each of us the best program that we know how to present, for, my friends, as I said earlier, we accept it as a tax program we will vote on. The Governor has accepted financial responsibility and rightly so, and, Mr. Speaker, we can do no more than vote on this measure which affects every Pennsylvanian in every community in Pennsylvania.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—86

Anderson,	Frascella,	Machmer,	Rudisill,
Arlene,	Gailey,	Meholchick,	Sakulsky,
Balthaser,	Gallagher,	Mihm,	Scarcelli,
Boies,	Garlock,	Monroe,	Schaaf,
Bonner,	Gelfand,	Moran,	Schuster,
Branca,	Hamilton,	Muldowney,	Schwartz,
Breth,	Heavey,	Mullen,	Sherman,
Burns,	Holt,	Munley,	Shupnik,
Capitolo,	Irvis,	Murray, J. J.,	Silverman,
Cianfrani,	Kamyk,	Musto,	Snider,
Clarke,	Kornick,	Nelson,	Stone,
Comer,	Kovolenko,	O'Donnell, J. A.,	Sullivan,
Crossin,	Lamb,	O'Donnell, J. P.,	Taylor,
Curwood,	Leonard,	Parlante,	Varallo,
Dennis,	Limper,	Pashley,	Verona,
Devlin,	Lopresti,	Perry, H. H.,	Walsh,
Dougherty,	Luigard,	Perry, P. E.,	Wargo,
Eilberg,	Lutty,	Petrosky,	Welsh,
Filo,	McCormack,	Prendergast,	Yatron,
Fineman,	McDonald,	Reibman,	Andrews,
Floyd,	McKeever,	Reidenbach,	Speaker
Foerster,	McLaughlin,	Riley,	

NAYS—119

Agnew,	Fulmer,	Lee, K. B.,	Rovansek,
Ashton,	George,	Light,	Royer,
Auker,	Gibb,	Lippincott,	Seltzer,
Barton,	Gibson,	McCandless,	Snare,
Bell,	Goldstein,	McCann,	Stank,
Blair,	Goodrich,	McInroy,	Steckel,
Boris,	Gramlich,	Magee,	Stevens,
Bower,	Guthrie,	Mahan,	Stewart,
Bowman,	Haudenshield,	Markley,	Stimmel,
Brenninger,	Heffner,	Maxwell,	Stoner,
Brown,	Helm,	Merry,	Strausser,
Buchanan,	Henzel,	Miller, B. Z.,	Stroup,
Capano,	Hocker,	Miller, H. G.,	Tompkins,
Cioffi,	Holliday,	Mills,	Trusio,
Cooper,	Horst,	Murphy, A.J., Jr.,	Ujobai,
Davis,	Isaacs,	Murphy, P. J.,	Varner,
Dengler,	Jenkins,	Murray, H. P.	Wall,
Dennison,	Jones, T. H. W.,	Murray, P. G.,	Wescott,
Donahue,	Jim,	Naugle,	Wheeler,
Donaldson,	Johnson, A. W.,	Needham,	Whittaker,
Down,	Johnson, R.,	O'Dell,	Williams, A.D., Jr.,
Edwards,	Jump,	Odorisio,	Williams, E. S.,
Eshback,	Kee,	Ogilvie,	Willaredt,
Eshleman,	Keiser,	O'Neil,	Wilt,
Ewing,	Kernaghan,	Polaski,	Wood,
Farabaugh,	Kessler,	Polen,	Worley,
Fetterolf,	Kooker,	Price,	Wynd,
Flynn,	Korns,	Pursley,	Yetter,
Fox,	Kubitsky,	Renwick,	Zimmerman,
Frank,	Lee, A. M.,	Rigby,	

NOT VOTING—4

Knecht, Thompson, Weidner, Willard,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

STATEMENT BY THE SPEAKER

The SPEAKER. The Cair suggests that at their earliest convenience the Majority and the Minority Leaders in this House arrange for a bi-partisan conference at the Legislative level, conferences designed to make possible a bi-partisan solution of the pressing tax problems which confronts you and the people of our Commonwealth.

The situation calls for bi-partisan endeavor because we are dealing with bi-partisan proposals, bi-partisan action, not in substance, not in shadow.

We cannot finance the essential needs and services by righteous intent, nor can we resolve them by bitter controversy.

At the request of the respective floor leaders, but only if they so request, the Chair will appoint a bi-partisan conference committee which will be expected to prepare, for the consideration of the Ways and Means Committee that serves this House, a tax program which will not only finance the Commonwealth's essential financial needs but also command the Legislative and Executive support necessary in securing the approval of Pennsylvania's General Assembly.

In this matter the House must necessarily act or proclaim to the world its impotence. We should welcome the suggestions of committees, official and unofficial.

Pennsylvanians are not overtaxed. Our state has vast resources. If we tap them wisely and adequately with the wand of the law, adequate streams of revenue will flow forth.

In this matter the Chair, we repeat, awaits the decision of the respective floor leaders, and also craves the cooperation of our Chief Executive to the end that tax legislation in obedience to constitutional mandate may originate in this House.

If there are suggestions from any source more relevant to the needs of the hour than those advanced by the Chair, let us have them forthwith, and, if so, the Chair's suggestions will be considered as something that have never been said.

Let whosoever runs be he who travels the fastest pace. Perhaps the program that fell tonight might shine with brighter hue when we endeavor to replace it with one that is all our own. We cannot replace something that is real with something that we simply dream about.

And let us be mindful of this fact as we consider our financial endeavors and as we consider the mission of a bi-partisan conference committee trying to bring together the parties in this House. Let us remember this, that every time we pull a dollar out of the bill that fell this evening, if it remains fallen, we must needs find another dollar somewhere to take its place.

The Chair thanks you for your indulgence in listening.

STATEMENT BY MINORITY LEADER

Mr. A. W. JOHNSON. Mr. Speaker, I believe the Chair is very, very sincere in his request at this time that we have a bi-partisan committee to make a searching study

of the tax problem. I think it is laudatory and will certainly deserve a lot of study on this side of the House.

Bi-partisonship here, of course, is something new. Maybe it is something new in Pennsylvania now that we have such a closely divided House. I have always believed in the two-party system. I think America has become great, as I said here before, because of the two-party system. I think we must have it in order to have an intelligent and informed public opinion. I believe that we must debate the issues on this flor so that we have a crystallized public opinion and after the Session is over we will all stand before the bar of public opinion.

Bi-partisonship, however, should be a two-way street, not a one-way street. The Governor was asked, about a month ago, are you going to reappoint a certain person in this Commonwealth to a very high job. He said, "Why no, I have somebody else for that job—a Democrat."

If we lend our aid, put our shoulders to the wheel, help raise $1,907 billion, is the Governor once in a while going to appoint, say, a Republican to a judgeship throughout the county, or is he going to appoint somebody to a subcabinet head or position on the Pennsylvania Labor Relations Board, a member of the Game Commission, a member of the Fish Commission, a good job in the Department of Revenue. I say it should be a two-way street, not a one-way street.

Already in this Capitol we understand that even people on Civil Service are being importuned to change their affiliation from Republican to Democrat or they will be sorry. People are losing their jobs all over Capitol Hill. I think bi-partisanship is great as long as it is a two-way street. If that is the spirit in which we will address this problem, and that we will get a square deal when we have left the halls of this Legislature when we finally adjourn, we will sit down with good humility, with honesty and integrity and try and come up with a decent program.

The SPEAKER. The Chair endeavored to hand the Minority Leader a rose and he returns to me a nettle.

RECESS REQUESTED

Mr. McCANN. Mr. Speaker, I would ask at this time for the House to be in recess while we have a short conference. We will be right back.

The SPEAKER. For how long would we recess; to what time?

Mr. McCANN. Mr. Speaker, I would like to inform the membership on this side of the House that we will vote tonight on the Korean Bonus Cigarette Tax bill and the bond bill which are known as House Bills 619 and 620.

There will be a request from the other side regarding a caucus. I would like to inform all of our Members that whatever time they designate as the return time, that all of our Members be on the dot in the House so that we can get out of here that much sooner this morning.

REPUBLICAN CAUCUS

Mr. A. W. JOHNSON. Mr. Speaker, we would like to hold a 20-minute caucus. We will be back here at ten minutes after, if you please.

The SPEAKER. The Minority Leader has requested permission to hold a Republican caucus not to exceed a 20-minute period. The Chair hears no objection.

RECESS

The SPEAKER. The Chair declares a recess for twenty minutes for the purpose of a Republican Caucus.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

PERMISSION TO ADDRESS HOUSE

Mr. AGNEW asked and obtained unanimous consent to address the House.

The Speaker made a statement from the rostrum wherein he asked for a bipartisan approach to the solution to the tax problems before the House. The Speaker concluded his statement by asking the membership of this House for their suggestions, if any they had, and he asked for those suggestions forthwith.

I, forthwith, have such a suggestion.

In the days of Ancinet Rome, Mr. Speaker, after the death of Julius Caesar, Rome was governed by a triumvirate. In modern Pennsylvania, apparently, we are governed by such a triumvirate consisting of Lawrence, Hood and Kennedy.

Mr. Speaker, my suggestion, basically, is this: Let us go back one step. The Governor appointed a committee to recommend taxes for this Legislature's consideration, thereby taking the Governor off the hook. The Governor, as we all know is an old political pro. Perhaps it is an act of political astuteness that the Governor should present such a program to this Legislature and have it referred to as the Hood-Kennedy Tax proposal.

My suggestion is that the Governor accept the responsibility of presenting the Lawrence program to this House and that the majority membership of this House take that program and enact it. In other words, Mr. Speaker, my suggestion is that the Goveronor lead, not push.

PERMISSION TO ADDRESS HOUSE

Mr. WHEELER asked and obtained unanimous consent to address the House.

There has been a lot of conversation as to whose responsibility it is to get ready a tax program for this House. As Chairman of the Ways and Means Committee, I assume it must be ours.

If this House wants a tax program that will pass the 107 Democrats I have one in mind that will do it and I shall present it forthwith—within the next week.

The SPEAKER. The Chair thanks the gentleman.

PERMISSION TO ADDRESS HOUSE

Mr. AUKER asked and obtained unanimous consent to address the House.

Mr. Speaker, before we close, I think it entirely in order that we express to the officials responsible for the refreshments in the ante room our deep thanks for the same. It made a little more tolerable this late midnight session. I will make a motion to that effect.

The SPEAKER. The motion is unanimously adopted.

PERMISSION TO ADDRESS HOUSE

Mr. GOLDSTEIN asked and obtained unanimous consent to address the House.

Mr. Speaker, I am not interested in patronage for myself, for my wife, for my thirteen-year-old daughter, for anybody from my legislative district and I am quite certain that is the uuanimous opinion of the Republicans on this side of the House. That is my opinion.

This is not a funny matter. We are facing a tax crisis in the Commonwealth of Pennsylvania somewhat similar to the crisis that Franklin D. Roosevelt faced in the pre-war days of World War II. At that time, Mr. Roosevelt named a Stimson and Knox.

If the Governor wants to make such an appointment without any consideration of votes and so forth, that is his responsibility. If he wants to build up a political machine, that is his responsibility. Time will tell.

PERMISSION TO ADDRESS HOUSE

Mr. McCORMACK asked and obtained unanimous consent to address the House.

Inasmuch, Mr. Speaker, as it probably is the intention of this Legislature to go on all night, I feel as though I ought to make a statement with respect—

The SPEAKER. It is not necessary.

Mr. McCORMACK. Mr. Speaker, I have been sitting in this House since 12 midnight tonight, listening with great interest to the debate that accompanied House Bill 665. It seemed to me that the statements made tonight were either intellectually dishonest on the part of some of the Members—

The SPEAKER. The gentleman is out of order. Such imputations are entirely improper on the floor of this House.

Mr. McCORMACK. —or were not based upon a knowledge of facts. Be that as it may—

The SPEAKER. You can call them ignorant, but you cannot call them dishonest.

Mr. McCORMACK. Be that as it may, Mr. Speaker, when I read the pronouncements of the Governor, both his inaugural address and his message accompanying the budget, I was of the impression that the tax program was conceived in a spirit of bi-partisanship, and I say bi-partisanship because as a result of the Hood-Kennedy Tax Commission there evolved recommendations to amend the Sales Tax Act.

Now the Sales Tax was a tax that was always obnoxious to the Democratic Party, and in 1953 we, to a man, were opposed to it on principle. But inasmuch as we recognized that it was impossible in this Commonwealth to enact a tax program that was based upon the Democratic party's ideals and principles we submitted thereafter to the will of the majority of this House and went along as the Majority Leader previously stated with the Sales Tax.

Governor Lawrence, and I say this in all sincerity is the greatest Governor that has ever graced the Chair in this Commonwealth, and I am well-aware of the fact that the Minority in this House know that to be true. For that reason they are fighting to stop him from making a record.

The gentleman from Allegheny, apparently unaware of the facts, stated that Governor Lawrence did not accept the personal responsibility for the Hood-Kennedy Tax Commission report. Nothing could be further from the truth and if the gentleman and the Members of this House will only refer to the Governor's budget message, and I have it in front of me, on page 5 and I will quote,

> "As Governor, I now urge you to adopt the recommendations of the Hood-Kennedy report with a complete willingness on my part to accept personal and party responsibility in the matter."

That is on the record and nobody can deny it or dispute it. It is a party and personal responsibility that we on the Democratic side are willing to accept along with the Governor.

I have introduced a bill to amend the Constitution to provide for a graduated income tax. That has always been bitterly opposed by the other side. We have had manufacturer's excise taxes and they, too, have been bitterly opposed.

If it is the mark of a statesman to want to increase appropriations and at the same time not to vote for tax legislation, then I am thankful that I am not a statesman, but, Mr. Speaker, I too feel with the gentleman from Fayette, Mr. Wheeler, that maybe we should have a manufacturer's excise tax, and if he is not thinking of that tax then I am certainly going to prepare a bill and ask that it come before the House.

The SPEAKER. The Chair recognizes the gentleman from Greene, Mr. McCann.

Mr. McCANN. Mr. Speaker, this, of course, could go on for quite some time. I would like to get to the special order of business on the next two bills as soon as possible.

The SPEAKER. The Chair recognized the Majority Leader for that purpose.

Mr. McCANN. Mr. Speaker, I have to yield to Mr. Bonner from Carbon County, who asked for the floor before the other two speakers. He was standing and waiting.

The SPEAKER. The Majority Leader yields to the gentleman from Carbon, Mr. Bonner.

Mr. BONNER. Mr. Speaker, I thank the Majority Leader. Tonight was a hard and bitter pill for us who thought differently on this tax proposal. This so-called bi-partisan tax proposal shows no bi-partisan support, so I want to propose to the Democratic leadership in this House that we return to Democratic principles, that we go back to a fair, just and equal tax with ability to pay, and the Democratic party will still remain the party of the people.

The SPEAKER. The Majority Leader has the floor but he yields to the gentleman from Philadelphia, Mr. Schwartz.

Mr. McCANN. Mr. Speaker, he asks for one minute. I will have to yield to him one minute. I would like to get to the special order of business as soon as possible.

The SPEAKER. The Majority Leader yields to the gentleman from Philadelphia, Mr. Schwartz.

Mr. SCHWARTZ. Thank you, Mr. Speaker and Mr. McCann.

At least we have discovered one thing here this evening, if nothing more, that there isn't such unanimity on the other side, as they would lead us to believe. We notice that the shock troops at least disagreed with the leadership on two important points this evening.

First of all, about the statement as to jobs, and, secondly, as to whose tax program this was. The higher

echelon of the party on the other side stated that it was Mr. Lawrence's program. The shock troops, however, disagreed. I think that is important for the record.

The SPEAKER. The Chair recognizes the Majority Leader who has the floor.

Mr. McCANN. Mr. Speaker, I have been very patient. I yield to the gentleman from Allegheny, and then I am making the motion.

Mr. AGNEW. Thank you, I ask only for 30 seconds. The gentleman from Philadelphia, Mr. McCormack, commented upon my remarks and I would like to comment briey upon his.

He talked about facts. These are some facts we know. The Governor appointed the so-called Hood-Kennedy Committee. It was composed solely of big business, big labor and big government. Who on that committee repsented the people of Pennsylvania? I say that the Governor has been hiding behind the skirts of this committee that he hand-picked. I say that the Governor may be politically astute, but in this instance, at least, he has no political guts.

The SPEAKER. The Members of the House will pardon the Chair for observing that at this time bitter partisan speeches simply dig a pit into which progress and common sense must inevitably fall. You can be as bitterly partisan as you like, but you cannot solve the problems that face us in view of the alignment, unless we can cultivate a spirit of cooperation—we may not like 'em but we have got to learn to love 'em.

The Chair, having made his speech, recognizes the Majority Leader.

HOUSE BILL No. 619 MADE A SPECIAL ORDER

Mr. McCann. Mr. Speaker, I move that House Bill No. 619, Printer's No. 116, bills on third reading, be made a special order of business immediately.

The motion was agreed to.

The SPEAKER. The Chair lays before the House the special order of business fixed for this time, House Bill No. 619, Printer's No. 116.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 619, entitled as follows:

An Act amending the "Pennsylvania Cigarette Tax Act of 1957" approved July 8, 1957 (P. L. 594) imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McCANN. Mr. Speaker, House bill No. 619, Printer's No. 116, simply amends the law of 1957 in which one-half cent per ten cigarettes is added in the cost of cigarettes, for the Korean Veterans' Compensation Fund. Very briefly, one cent per pack. I do not think we need to debate tonight regarding this particular bill. It simply provides the funds for the bonds, and the tax is specifically earmarked for this particular operation of the Korean Conflict Veterans' Compensation Sinking Fund.

The effective date of the act is May 1, 1959, and, Mr. Speaker, I hope we will vote on the bill as soon as possible. I ask that all the Members of this House support the House bill No. 619 dealing with the cigarette tax of one-half cent for ten cigarettes.

Mr. A. D. WILLIAMS. Mr. Speaker, I do not consider this measure a tax measure but rather a bonus for the Korean veterans. This is merely the culmination of something that started back in 1957 and which was on the ballot in the state of Pennsylvania in November of 1957. It was an amendment to the Constitution which went before the people of Pennsylvania and which passed by a vote of 1,117,376 to 495,850 over 2 to 1.

In addition, beside the fact that the people of Pennsylvania have said they want this Korean bonus paid, of course a tax had to be enacted to pay it, the Republican party in its platform of 1958 said in eight brief words what we thought should be done. Those words were "We pledge prompt payment of the Korean bonus." I ask those on this side of the House who feel as I do to vote for this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Agnew,	Frascella,	McCann,	Riley,
Anderson,	Fulmer,	McCormack,	Rovansek,
Arlene,	Gailey,	McDonald,	Royer,
Ashton,	Gallagher,	McInroy,	Rudisill,
Auker,	Garlock,	McKeever,	Sakulsky,
Balthaser,	Gelfand,	McLaughlin,	Scarcelli,
Barton,	George,	Machmer,	Schaaf,
Bell,	Gibb,	Magee,	Schuster,
Blair,	Gibson,	Mahan,	Schwartz,
Boles,	Goldstein,	Markley,	Seltzer,
Bonner,	Goodrich,	Maxwell,	Sherman,
Boris,	Gramlich,	Meholchick,	Shupnik,
Bower,	Guthrie,	Merry,	Silverman,
Bowman,	Hamilton,	Mihm,	Snare,
Branca,	Haudenshield,	Miller, B. Z.,	Snider,
Brenninger,	Heavey,	Miller, H. G.,	Stank,
Breth,	Heffner,	Mills,	Steckel,
Brown,	Helm,	Monroe,	Stevens,
Buchanan,	Henzel,	Moran,	Stewart,
Burns,	Hocker,	Muldowney,	Stimmel,
Capano,	Holliday,	Mullen,	Stone,
Capitolo,	Holt,	Munley,	Stoner,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Irvis,	Murphy, P. J.,	Stroup,
Clarke,	Isaacs,	Murray, H. P.	Sullivan,
Comer,	Jenkins,	Murray, J. J.,	Taylor,
Cooper,	Jim,	Murray, P. G.,	Tompkins,
Crossin,	Johnson, A. W.,	Musto,	Trusio,
Curwood,	Johnson, R.,	Naugle,	Ujobai,
Davis,	Jones, T. H. W.,	Needham,	Varallo,
Dengler,	Jump,	Nelson,	Varner,
Dennis,	Kamyk,	O'Dell,	Verona,
Dennison,	Kee,	O'Donnell, J. A.,	Wall,
Devlin,	Keiser,	O'Donnell, J. P.,	Walsh,
Donahue,	Kernaghan,	Odorisio,	Wargo,
Dougherty,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Kornick,	Parlante,	Wheeler,
Edwards,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willaredt,
Ewing,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Zimmerman,
Foerster,	Luigard,	Renwick,	Andrews,
Fox,	Lutty,	Rigby,	Speaker
Frank,	McCandless,		

NAYS—0

NOT VOTING—4

Knecht,	Thompson,	Weidner,	Willard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE BILL No. 620 MADE A SPECIAL ORDER

Mr. McCANN. Mr. Speaker, I move that House Bill No. 620, Printer's No. 117, bills on third reading, be made a special order of business immediately.

The motion was agreed to.

The SPEAKER. The Chair lays before the House the special order of business fixed for this time, House Bill No. 620, Printer's No. 117.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 620, entitled as follows:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund * * * and making an appropriation.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—205

Agnew,	Frascella,	McCann,	Riley,
Anderson,	Fulmer,	McCormack,	Rovansek,
Arlene,	Gailey,	McDonald,	Royer,
Ashton,	Gallagher,	McInroy,	Rudisill,
Auker,	Garlock,	McKeever,	Sakulsky,
Balthaser,	Gelfand,	McLaughlin,	Scarcelli,
Barton,	George,	Machmer,	Schaaf,
Bell,	Gibb,	Magee,	Schuster,
Blair,	Gibson,	Mahan,	Schwartz,
Boles,	Goldstein,	Markley,	Seltzer,
Bonner,	Goodrich,	Maxwell,	Sherman,
Boris,	Gramlich,	Meholchick,	Shupnik,
Bower,	Guthrie,	Merry,	Silverman,
Bowman,	Hamilton,	Mihm,	Snare,
Branca,	Haudenshield,	Miller, B. Z.,	Snider,
Brenninger,	Heavey,	Miller, H. G.,	Stank,
Breth,	Heffner,	Mills,	Steckel,
Brown,	Helm,	Monroe,	Stevens,
Buchanan,	Henzel,	Moran,	Stewart,
Burns,	Hocker,	Muldowney,	Stimmel,
Capano,	Holliday,	Mullen,	Stone,
Capitolo,	Holt,	Munley,	Stoner,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Irvis,	Murphy, P. J.,	Stroup,
Clarke,	Isaacs,	Murray, H. P.	Sullivan,
Comer,	Jenkins,	Murray, J. J.,	Taylor,
Cooper,	Jim,	Murray, P. G.,	Tompkins,
Crossin,	Johnson, A. W.,	Musto,	Trusio,
Curwood,	Johnson, R.,	Naugle,	Ujobai,
Davis,	Jones, T. H. W.,	Needham,	Varallo,
Dengler,	Jump,	Nelson,	Varner,
Dennis,	Kamyk,	O'Dell,	Verona,
Dennison,	Kee,	O'Donnell, J. A.,	Wall,
Devlin,	Keiser,	O'Donnell, J. P.,	Walsh,
Donahue,	Kernaghan,	Odorisio,	Wargo,
Dougherty,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Kornick,	Parlante,	Wheeler,
Edwards,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willaredt,
Ewing,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Zimmerman,
Foerster,	Luigard,	Renwick,	Andrews,
Fox,	Lutty,	Rigby,	Speaker
Frank,	McCandless,		

NAYS—0

NOT VOTING—4

Knecht,	Thompson,	Weidner,	Willard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE CONCURRENT RESOLUTION No. 37 MADE A SPECIAL ORDER

Mr. McCANN. Mr. Speaker, I move that House Resolution No. 37, Printer's No. 157 be made a special order of business immediately.

The motion was agreed to.

The SPEAKER. The Chair lays before the House the special order of business fixed for this time, House Concurrent Resolution No. 37, Printer's No. 157.

The resolution was read as follows:

In the House of Representatives, March 2, 1959.

Whereas the Korean Conflict Veterans' Compensation Bond Act is to be enacted to provide for the creation of debt and the issuance of bonds to provide funds for the payment by the Commonwealth to certain veterans of Korean Conflict Veterans' Compensation under the provisions of the act of July 8, 1957 (P. L. 569) known as the "Korean Conflict Veterans' Compensation Act" and

Whereas the act of July 8, 1957 (P. L. 594) known as the "Pennsylvania Cigarette Tax Act of 1957" has been amended by the act of (Act No.) to provide revenue to amortize the amount to be borrowed and paid under the provisions of the act to be known as the "Korean Conflict Veterans' Compensation Bond Act" therefore be it

Resolved (the Senate concurring) that the House of Representatives of Pennsylvania do hereby declare that the revenue-raising measure has been enacted which the House of Representatives deems sufficient to amortize the amount to be borrowed and paid and be it further

Resolved that in accordance with the provisions of the constitutional amendment authorizing the aforementioned acts the Governor is advised to affix his signature to the bill subsequently to be known as the "Korean Conflict Veterans' Compensation Bond Act" authorizing the creation of the debt and the issuance of the bonds which act is to be effective immediately.

On the question,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. VARNER asked and obtained unanimous consent to address the House.

Today at noon, somewhere west of Brookville, the

Keystone shortway is going to be dedicated. There is going to be a ground-breaking ceremony there and my colleague, Samuel Dennison, and I are going to try to make it up there between now and noon. We would like to extend an invitation to any Members of the House to come along and join us.

RESOLUTION

CONGRATULATIONS

Messrs. AGNEW, WILT and DONALDSON offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, March 19, 1959.

Lawrence V. Gibb, a member of the House of Representatives since 1954, reached his 60th birthday today.

Born March 19, 1899, in Sewickley, Mr. Gibb has lived in Sewickley and served the surrounding area all his life.

Mr. Gibb, among his many accomplishments, served as tax collector in Sewickley, special investigator in the office of the District Attorney of Allegheny County, Workmen's Compensation Referee for eleven years, Justice of the Peace in Sewickley for thirty-one years, Republican Chairman for the Borough of Sewickley for twenty-nine years, operated a real estate and insurance business for twenty-five years, and is presently the Burgess of Sewickley, not to mention service in both World Wars.

Mr. Gibb's accomplishments in private life and his active participation in public service to his community and State are to be greatly commended; therefore, be it

Resolved, That the House of Representatives extend its congratulations to Mr. Laurence V. Gibb on his 60th birthday and extend best wishes to a continuing and prosperous future to a dedicated public servant; and, be it further

Resolved, That a copy of this resolution be transmitted to Mr. Laurence V. Gibb.

Th SPEAKER. The Chair recognizes the gentleman from Lawrence, Mr. Gibb.

Mr. GIBB. Mr. Speaker, I am very happy to start my 60th year among such a grand group of people. Thank you very much.

ANNOUNCEMENTS

Mr. McCANN. Mr. Speaker, I just have one announcement to make before the House adjourns here this morning.

We will come back on Tuesday, March 31st, at 4:30 p.m.

There will be a Democratic Caucus at 2:30 p.m. in the new House Caucus room. The date is Tuesday, March 31st, unless called into session sooner by the Speaker of this House.

Mr. A. W. JOHNSON. Mr. Speaker, I would like to announce a Republican Caucus at 3:00 on the same day, Tuesday, March 21st.

The Members would like to know how many days we are going to be here the week of March 21st? I believe it is Tuesday and Wednesday, is it not?

Mr. McCANN. When we return to the Hall of the House in the week of March 30th, we will be here Tuesday, March the 31st for a Session at 4:30 on Tuesday. The tentative schedule calls for Wednesday at 12:00 noon. There are no plans but possibly could include, if necessary, the next day. Tentatively two days are scheduled, Tuesday and Wednesday.

ADJOURNMENT

Mr. KEISER. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 31, 1959 at 4:30 p.m.

The motion was agreed to, and (at 2:50 a.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, MARCH 31, 1959. No. 27.

SENATE

TUESDAY, MARCH 31, 1959.

The Senate met at 3:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. PAUL S. MONTGOMERY, Pastor of the United Church of Aspinwall, Presbyterian, Aspinwall, offered the following prayer:

Let us pray.

O God of light and the life eternal, of Whose righteous will all things were created and are sustained, we thank Thee that Thou hast gathered our people into a great Nation and the people of this Commonwealth into a great State. Deepen the root of the life of our citizens in everlasting righteousness. Make us equal to our trusts, reverent in the use of our freedoms, just in the exercise of power and generous in the protection of weakness.

In Thine infinite wisdom and goodness, direct the hearts and minds of these Thy servants assembled in this Senate Chamber. Enable them, with the power of Thy Holy Spirit, to make into law only that which is in accordance with Thy will and for the advancement of right and righteousness. Protect them from the deceits of this world and let no selfish pride or work of unseemly power betray them into the rejection of Thy Commandments.

Now may the love of God, which is broader than the measure of man's mind, the grace of our living Lord Jesus, which is sufficient for all our needs, and the fellowship of the Holy Spirit, Who shall lead us into all truth, be with us all this day and throughout life. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. PROPERT, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor, which was read as follows:

APPROVAL OF SENATE BILL No. 76

NOMINATIONS BY THE GOVERNOR
REFERRED TO COMMITTEE

March 19, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 76, Printer's No. 76, entitled "An Act amending the act of June 5, 1947 (P. L. 458) entitled as amended 'An act creating as bodies corporate and politic "Parking Authorities" in cities of the first second second A and third classes boroughs and townships of the first class prescribing the rights powers and duties of such authorities authorizing such authorities to acquire construct improve maintain and operate parking projects to conduct research of the parking problem and to establish a permanent coordinated system of parking facilities and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such authorities empowering such authorities to enter into contracts with and to accept grants from the Federal Government State political subdivisions of the State or any agency thereof exempting the property and securities of such parking authorities from taxation and conferring exclusive jurisdiction on certain courts over rates' increasing the minimum amount for which an Authority may contract or purchase without bids."

DAVID L. LAWRENCE.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Leonard R. Chirdon, Box 114, Turbotville, Northumberland County, for appointment as Justice of the Peace in and for the Borough of Turbotville, Northumberland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Carl C. Lake, 409 Oliver Drive, White Oak, McKeesport, Alle-

gheny County, for appointment as Justice of the Peace in and for the Borough of White Oak, Allegheny County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William A. Richards, R. D. 1, Renfrew, Butler County, for appointment as Justice of the Peace in and for the Township of Penn, Butler County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Gayton A. Price, 39 East Garber Street, Mount Union, Huntingdon County, for appointment as Justice of the Peace in and for the Borough of Mount Union, Huntingdon County, to serve until the first Monday of January 1960, vice H. Blair Wagner, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Clarence W. Scheuren, Jr., Box 12, Collegeville, Montgomery County, for appointment as Justice of the Peace in and for the Borough of Collegeville, Montgomery County, to serve until the first Monday of January 1960, vice George H. Moyer, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate LaRue G. Moyer, Hummels Wharf, Snyder County, for appointment as Justice of the Peace in and for the Township of Monroe, Snyder County, to serve until the first Monday of January 1960, vice Harvey E. Newman, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Henry B. Kiester, Box 106, Harrisville, Butler County, for appointment as Justice of the Peace in and for the Borough of Harrisville, Butler County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul D. Manley, 15th Street and Central Avenue, Columbia, Lancaster County, for appointment as Justice of the Peace in and for the Township of West Hempfield, Lancaster County, to serve until the first Monday of January 1960, vice Wilbert W. Fryberger, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lawrence W. Ruth, Star Route, Ridway, Elk County, for appointment as Justice of the Peace in and for the Township of Horton, Elk County, to serve until the first Monday of January 1960, vice Bernard Rose, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James V. Rice, R. D. 1, Parkesburg, Chester County, for appointment as Justice of the Peace in and for the Township of West Sadesbury, Chester County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBERS OF THE LANCASTER COUNTY BOARD OF ASSISTANCE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Lancaster County Board of Assistance, until December 31, 1961, and until their successors are duly appointed and qualified:

Mrs. Frances H. May (Independent), 1826 Old Philadelphia Pike, Lancaster, Lancaster County, vice Mrs. Maude F. Draper, Lancaster, resigned.

Mrs. Thelma J. Netcher (Democrat), 937 Janet Avenue, Lancaster, Lancaster County, vice Mrs. Jeanne M. Carroll, Lancaster, whose term expired.

Rev. R. Harte Beaver (Democrat), 976 East Orange Street, Lancaster, Lancaster County, vice Mrs. Joanne F. Hensel, Quarryville, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE FRANKLIN COUNTY BOARD OF ASSISTANCE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Franklin County Board of Assistance:

Rev. Francis J. Heltshe (Democrat), 320 Philadelphia Avenue, Chambersburg, Franklin County, until December 31, 1960, and until his successor is duly apponited and qualified, by reason of the removal from the Commonwealth of Rev. Benjamin V. Lavey.

J. Raymond Myers (Republican), 31 West Seminary Street, Mercersburg, Franklin County, until December 31, 1961, and until his successor is duly appointed and qualified, vice Mrs. Margaret McLaughlin, Mercersburg, whose term expired.

DAVID L. LAWRENCE.

MEMBERS OF THE CENTRE COUNTY BOARD OF ASSISTANCE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Centre County Board of Assistance:

John A. Balash (Democrat), Clarence, Centre County, until December 31, 1960, and until his successor is duly appointed and qualified, vice William C. Mingle, Aaronsburg, deceased.

Robert S. Musser (Democrat), Millheim, Centre County, until December 31, 1961, and until his successor is duly appointed and qualified, vice Frederick R. Gardner, Snow Shoe, resigned.

DAVID L. LAWRENCE.

REGISTER OF WILLS AND EX OFFICIO CLERK OF THE ORPHANS' COURT IN AND FOR THE CITY AND COUNTY OF PHILADELPHIA

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John E. Walsh, Jr., Esq., 3917 Vaux Street, Philadelphia, Philadelphia County, for appointment as Register of Wills and ex officio Clerk of the Orphans' Court in and for the City and County of Philadelphia, until the first Monday of January 1960, vice Hon. Bernard J. Kelley, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF BARBER EXAMINERS

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph Voci, 2051 South Sixty-eighth Street, Philadelphia, Philadelphia County, for appointment as a member of the State Board of Barber Examiners, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, vice Louis J. Grimaldi, Philadelphia, whose term expired.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF CHIROPODY EXAMINERS

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. Thomas F. McTear, 3701 North Broad Street, Philadelphia, Philadelphia County, for appointment as a member of the State Board of Chiropody Examiners, for the term of four years and until his successor shall have been appointed and qualified, vice Frederick W. Deardorff, M. D., Philadelphia, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE BOARD OF FUNERAL DIRECTORS

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the State Board of Funeral Directors:

Norman P. Casher, Cresson, from June 21, 1957, until August 31, 1959, or until his successor is appointed and qualified.

William H. Sweeny, Olyphant, from June 21, 1957, until August 31, 1961, or until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF CALIFORNIA STATE TEACHERS COLLEGE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the reappointment of the following as members of the Board of Trustees of California State Teachers' College, until the third Tuesday of January 1965, and until their successors are appointed and qualified:

Peter T. Dumbauld, Somerset, Somerset County.

Dr. Joseph M. Dudas, Sr., 422 Sixth Street, Monessen, Allegheny County.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF MILLERSVILLE STATE TEACHERS' COLLEGE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment as members of the Board of Trustees of Millersville State Teachers' College, the following:

Mrs. Velma D. McCollough, 1021 Marietta Avenue, Lancaster, Lancaster County, until the third Tuesday of January 1965, and until her successor is appointed and qualified. (Reappointment)

George C. Winterling, 215 North Duke Street, Lnacaster, Lancaster County, until the third Tuesday of January 1963, and until his successor is appointed and qualified, vice J. F. Aierstock, Lancaster, whose term expired.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF THADDEUS STEVENS TRADE SCHOOL

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Board of Trustees of Thaddeus Stevens Trade School, until the third Tuesday of January 1965, and until their successors shall have been appointed and qualified:

Christian C. Rudy, 637 East End Avenue, Lancaster, Lancaster County, vice B. W. Luttenberger, Lancaster, whose term expired.

Mrs. Christine W. Ammon, 42 North Bridge Street, Christiana, Lancaster County, vice Louis B. Bond, Christiana, whose term expired.

Clifford J. Backstrand, 1267 Wheatland Avenue, Lancaster, Lancaster County. (Reappointment)

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frank

M. Kelley, Gouldsboro, Wayne County, for appointment as a member of the Board of Trustees of Farview State Hospital, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Andrew F. Kelley, Gouldsboro, deceased.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF PHILIPSBURG STATE HOSPITAL

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Board of Trustees of Philipsburg State Hospital, until the third Tuesday of January 1961, and until their successors are appointed and quailfied:

Miles Clevenstine, R. D., Bellefonte, Centre County, to fill a vacancy.

Joseph M. Porter, 128 South Frazier Street, State College, Centre County, to fill a vacancy.

Mrs. Harriet Thompson, 911 Presqueisle Street, Philipsburg, Centre County, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John A. Frazier, Liberty, Tioga County, for appointment as a member of the Board of Trustees of Blossburg State Hospital, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Dr. John Lee, Knoxville, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE REAL ESTATE COMMISSION

March 31, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the State Real Estate Commission:

Vernon M. Wood, Sr., Harrisburg, from June 21, 1957, until September 21, 1959, and until his successor has been appointed and qualified.

James J. Moore, Gilbertsville, from September 21, 1957, until September 21, 1962, and until his successor has been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE SANITARY WATER BOARD

March 31, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. William Wetter, Kenilworth Apartments, Philadelphia, Philadelphia County, for reappointment as a member of the Sanitary Water Board, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE VALLEY FORGE PARK COMMISSION

March 31, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles Kaercher, Jr., Inhill Farm, Valley Forge, Chester County, for reappointment as a member of the Valley Forge Park Commission, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

COMMUNICATION FROM THE GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 25, 1959.

The Governor
Hon. Edward B. Watson
Secretary of the Senate
Harrisburg, Pennsylvania
Dear Senator Watson:

In accordance with a Resolution passed in the Senate on the March 3, 1959 session, I have appointed the following members to serve as a Commonwealth Committee to assist the Mayor and City Council of Philadelphia in any way possible to maintain major league baseball in Philadelphia:

Hon. John Morgan Davis, Lieutenant Governor, Chairman.
Hon. M. Harvey Taylor, State Senator.
Hon. James H. Crowley, Athletic Commissioner.
Maj. Gen. A. J. Drexel Biddle, Adjutant General.
Mr. James P. Clark.
Hon. William R Davlin, Secretary of Commerce.
Hon. Joseph M. Barr, State Senator.
Hon. George I. Bloom, Chairman of the Republican State Committee.
Hon. Benjamin R. Donolow, State Senator.
Hon. Hiram G. Andrews, Speaker of the House of Representatives.

I congratulate the Senate in its interest in this project and assure you of my desire to cooperate to the utmost.

With kindest regards, I am

Sincerely yours,
/s/ David L. Lawrence

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 426, entitled:

An Act amending "The Mental Health Act of 1951," approved June 12, 1951 (P. L. 533), changing the name of the Selinsgrove State Colony for Epileptics.

Which was committed to the Committee on State Government.

House Bill No. 499, entitled:

An Act amending the "Motor Vehicle Safety Respons-

ibility Act," approved June 1, 1945 (P. L. 1340), by changing the short title of the act.

Which was committed to the Committee on Highways.

House Bill No. 521, entitled:

An Act authorizing the use of certified mail in lieu of registered mail.

Which was committed to the Committee on Judiciary General.

House Bill No. 545, entitled:

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), further regulating contracts and purchases.

Which was committed to the Committee on Local Government.

House Bill No. 561, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor, to sell and convey 98,918 acres, more or less, of land situate in Kilbuck Township, Allegheny County.

Which was committed to the Committee on State Government.

House Bill No. 575, entitled:

An Act authorizing facsimile signatures and seals of certain public officials; imposing duties upon the Secretary of the Commonwealth; and providing penalties.

Which was committed to the Committee on State Government.

House Bill No. 605, entitled:

An Act authorizing the Department of Property and Supplies to convey a certain parcel of land situate in Bear Creek Township, Luzerne County, Pennsylvania in exchange for another parcel of land situate in Bear Creek Township, County of Luzerne.

Which was committed to the Committee on State Government.

House Bill No. 606, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell a certain parcel of land situate in the City of Scranton, County of Lackawanna.

Which was committed to the Committee on State Government.

House Bill No. 619, entitled:

An Act amending the "Pennsylvania Cigarette Tax Act of 1957," approved July 8, 1957 (P. L. 594), imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund.

Which was committed to the Committee on Finance.

House Bill No. 620, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans; creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund, * * * and making an appropriation.

Which was committed to the Committee on Military affairs and Aeronautics.

House Bill No. 694, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), providing for payment to organizations of Gold Star Mothers.

Which was committed to the Committee on Local Government.

HOUSE CONCURRENT RESOLUTION No. 37 REFERRED TO COMMITTEE

He also presented extract from the Journal of the House of Representatives which was read as follows and referred to the Committee on Rules:

KOREAN CONFLICT VETERANS' COMPENSATION BOND ACT

In the House of Representatives, March 2, 1959.

Whereas, the Korean Conflict Veterans' Compensation Bond Act is to be enacted to provide for the creation of debt and the issuance of bonds to provide funds for the payment by the Commonwealth to certain veterans of Korean Conflict Veterans' Compensation under the provisions of the act of July 8, 1957 (P. L. 569), known as the "Korean Conflict Veterans' Compensation Act"; and

Whereas, the act of July 8, 1957 (P. L. 594), known as the "Pennsylvania Cigarette Tax Act of 1957," has been amended by the act of (Act No.), to provide revenue to amortize the amount to be borrowed and paid under the provisions of the act to be known as the "Korean Conflict Veterans' Compensation Bond Act"; therefore, be it

Resolved (the Senate concurring) that the House of Representatives of Pennsylvania do hereby declare that the revenue-raising measure has been enacted which the House of Representatives deems sufficient to amortize the amount to be borrowed and paid; and be it further

Resolved, that in accordance with the provisions of the constitutional amendment authorizing the aforementioned acts, the Governor is advised to affix his signature to the bill subsequently to be known as the "Korean Conflict Veterans' Compensation Bond Act," authorizing the creation of the debt and the issuance of the bonds, which act is to be effective immediately.

HOUSE CONCURS IN SENATE BILL No. 150

He also returned to the Senate, Senate Bill No. 150, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

with the information that the House has passed the same without amendments.

BILL SIGNED

The President (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bill:

Senate Bill No. 150, Printer's No. 162.

GENERAL COMMUNICATION

RESOLUTION ADOPTED BY THE STATE OF MICHIGAN

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

STATE OF MICHIGAN
SENATE CONCURRENT RESOLUTION No. 11

Offered by Senators John P. Smeekens, Lynn O. Francis, Arthur A. Dehmel, Paul C. Younger and Garland Lane

A CONCURRENT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO REPEAL THE FEDERAL EXCISE TAX ON MOTOR VEHICLES.

Adopted by the Senate, February 19, 1959.
Adopted by the House, March 2, 1959.
/s/ Norman E. Philleo
Clerk of the House of Representatives.
/s/ Fred I. Chase
Secretary of the Senate.

The PRESIDENT. This communication will be noted in the Legislative Journal.

BILLS INTRODUCED AND REFERRED

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 494, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended, "Banking Code," regulating loans to the directors of a bank, bank and trust company or trust company.

Which was committed to the Committee on Banking.

Messrs. WADE and TAYLOR read in place and presented to the Chair Senate Bill No. 495, entitled:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "State Employes' Retirement Law," providing additional State annuities for certain beneficiaries.

Which was committed to the Committee on State Government.

Mr. FLEMING read in his place and presented to the Chair Senate Bill No. 496, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding a new route in Allegheny County.

Which was committed to the Committee on Highways.

Mr. FLEMING, on behalf of Mr. WATKINS, read in his place and presented to the Chair Senate Bill No. 497, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding a new route in Delaware County.

Which was committed to the Committee on Highways.

PERMISSION TO ADDRESS SENATE

Mr. CONFAIR asked and obtained unanimous consent to address the Senate.

Mr. CONFAIR. Mr. President, the bill I am about to present is to eliminate something which we do not use much any more and that is the Pennsylvania Athletic Commission. We have three offices; one in Philadelphia, one in Scranton and one in Pittsburgh.

At one time, the Pennsylvania Athletic Commission took in more money than the State expended. However, recently, we have not had many boxing bouts in the State of Pennsylvania. I just want to state that the way it looks to me, we have had about thirty-six boxing exhibitions in 1958; twenty-eight in 1957; and thirty-seven in 1956.

Therefore, Mr. President, I am introducing this bill in order to eliminate the Commission and put it into the Department of State where a deputy will take over this work.

I also suggest that we eliminate from our budget $100,000 which we can save. We need the Pennsylvania Athletic Commission like we need a horse and buggy. I think we should save the $100,000. That would leave about $47,000 for the deputy to take care of the Commission's work in the Commonwealth of Pennsylvania.

BILLS INTRODUCED AND REFERRED

Mr. CONFAIR read in his place and presented to the Chair Senate Bill No. 498, entitled:

An Act amending the act of August 31, 1955 (P. L. 531), entitled "Pennsylvania Athletic Code," abolishing the State Athletic Commission; designating a deputy of the Department of State, appointed by the Secretary of the Commonwealth, as the State Athletic Commissioner; providing for the use of employes of the Department of State to perform duties heretofore performed by the State Athletic Commission, and authorizing use of Pennsylvania State Police for investigations.

Which was committed to the Committee on State Government.

Messrs. SHAFER and ELLIOTT read in place and presented to the Chair Senate Bill No. 499, entitled:

An Act to provide for the assignment of counsel in criminal cases in certain counties, and for the allowance of compensation in such cases.

Which was committed to the Committee on Judiciary General.

Messrs. RIPP and FLEMING read in place and presented to the Chair Senate Bill No. 500, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," further regulating the number of and the procedures with respect to numbered list of voters.

Which was committed to the Committee on Elections.

They also read in place and presented to the Chair Senate Bill No. 507, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," further regulating the advertising of election proclamations, and providing for advertising of a primary election proclamation in counties of the second class.

Which was committed to the Committee on Elections.

They also read in place and presented to the Chair Senate Bill No. 502, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," further regulating the appointment of overseers and watchers.

Which was committed to the Committee on Elections.

They also read in place and presented to the Chair Senate Bill No. 503, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," further regulating the liability for costs of special elections.

Which was committed to the Committee on Elections.

They also read in place and presented to the Chair Senate Bill No. 504, entitled:

An Act amending the act of April 29, 1937 (P. L. 487), entitled, as amended "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns and Townships," providing for an additional method of personal registration.

Which was committed to the Committee on Elections.

They also read in place and presented to the Chair Senate Bill No. 505, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," further regulating procedures with respect to general return sheets and tally papers.

Which was committed to the Committee on Elections.

They also read in place and presented to the Chair Senate Bill No. 506, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," further regulating the preservation of records.

Which was committed to the Committee on Elections.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, the bill I am about to present may be a visionary bill, but I believe eventually it will be adopted. It may not happen during this Session, but who knows; anything is bound to happen.

After the converge on the highways of Pennsylvania, which resluted during the week end in many fatalities, I feel that this bill will be most helpful during the crucial moments after an accident to help to save lives. This bill provides that on each Operator's License, there should be printed the type of blood the operator has. When his life has to be saved and it is a question of only a few split moments, instead of stopping to ascertain what type blood he has, help could immediately be rushed to him.

I am, therefore, Mr. President, introducing this bill.

BILLS INTRODUCED AND REFERRED

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 507, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," providing for the placing of blood type and Rh factor on operator's license card.

Which was committed to the Committee on Highways.

Messrs. STIEFEL and CAMIEL read in place and presented to the Chair Senate Bill No. 508, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," requiring a blood type card to be fastened to commercial motor vehicles.

Which was committed to the Committee on Highways.

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 509, entitled:

An Act creating the Pennsylvania Mortgage Authority as a body corporate and politic with powers to insure and purchase mortgages given by persons who have been displaced due to urban redevelopment; authorizing and regulating the issuance of bonds; providing for the payment of the bonds and rights of bondholders; prescribing powers and duties of the authority; providing that no debt of the Commonwealth shall be incurred in the exercise of powers granted by this act and making an appropriation.

Which was committed to the Committee on Corporations.

Messrs. KELLER and WATKINS read in place and presented to the Chair Senate Bill No. 510, entitled:

An Act amending the act of June 7, 1901 (P. L. 493), entitled as amended, "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business of work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, second class A and third class and imposing fines, penalties and forfeiture for violation thereof," permitting the use of rigid polyvinyl chloride pipe and providing for the joining of pipes.

Which was committed to the Committee on State Government.

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 511, entitled:

An Act providing for the taxation of lessees and users of tax exempt property.

Which was committed to the Committee on Finance.

Messrs. KALMAN, SCOTT, WALKER, RIPP and MULLIN read in place and presented to the Chair Senate Bill No. 512, entitled:

An Act amending the act of December 27, 1951 (P. L.-1742), entitled, as amended, "The Realty Transfer Tax Act," providing that certain transfers which are not subject to the tax need not be accompanied by affidavits.

Which was committed to the Committee on Finance.

Messrs. KALMAN and MULLIN read in place and presented to the Chair Senate Bill No. 513, entitled:

An Act amending the act of May 5, 1933 (P. L. 364), entitled "Business Corporation Law," increasing the amount that cemetery and burial corporations must set apart for perpetual care and preservation of the grounds and buildings.

Which was committed to the Committee on Corporations.

Messrs. SEYLER and HAYS read in place and presented to the Chair Senate Bill No. 514, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled"Public School Code of 1949," making territory annexed by any municipality or township a part of the school district existing in such municipality or township.

Which was committed to the Committee on Education.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 515, entitled:

An Act providing for the deduction of certain taxes from the salary, wage or other compensation of certain State employes.

Which was committed to the Committee on State Government.

Messrs. HAYS and SEYLER read in place and presented to the Chair Senate Bill No. 516, entitled:

An Act amending the act of March 10, (P. L. 30), en-

titled "Public School Code of 1949," providing for reimbursement for certain costs incurred by certain school districts in connection with education of persons afflicted with poliomyelitis.

Which was committed to the Committee on Education.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 517, entitled:

A Joint Resolution proposing an amendment to article nine, section one of the Constitution of the Commonwealth of Pennsylvania, to exempt blind, paraplegic and double or quadruple amputee veterans from the payment of personal and property taxes.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also read in his place and presented to the Chair Senate Bill No. 518, entitled:

A Joint Resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania, permitting citizens eighteen years of age or over to vote.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. LANE and KALMAN read in place and presented to the Chair Senate Bill No. 519, entitled:

An Act amending the act of March 31, 1949 (P. L. 372), entitled "The General State Authority Act of 1949," transferring certain jurisdiction and powers from the Department of Property and Supplies to the Public Building Commission.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 520, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," creating the Public Building Commission, defining its organization jurisdiction powers and duties, and transferring thereto certain functions and employes of the General State Authority, the State Public School Building Authority, the Department of Public Instruction, and the Department of Property and Supplies.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 521, entitled:

An Act amending the act of May 1, 1919 (P. L. 103), entitled "An act creating a State Art Commission in the Board of Commissioners of Public Grounds and Buildings; . . .," requiring submission to and approval by the Public Building Commission of the design and location of public monuments, memorials and buildings.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 522, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," requiring the Public Building Commission to approve school construction plans and certain building standards after consultation with the State Council of Education and eliminating the requirement that the Department of Public Instruction inspect certain school building projects during construction.

Which was committed to the Committee on State Government.

Messrs. WEINER and DiSILVESTRO read in place and presented to the Chair Senate Bill No. 523, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," authorizing councils in cities of the first class to regulate the speed of motor vehicles using certain streets and highways within such cities.

Which was committed to the Committee on Highways.

MEMBERS OF THE CHRISTIAN CITIZENSHIP SEMINAR, PENNSYLVANIA COUNCIL OF CHURCHES, PRESENTED TO SENATE

Mr. HAYS. Mr. President, I wish to call to the attention of the Members of the Senate the fact that there is a special group here in the Chamber this afternon. They are from the Christian Citizenship Seminar of the Pennsylvania Council of Churches, under the leadership of Mrs. John Mahaley, of Wellsboro.

I offer no apology for saying that my favorite member of this group is Mrs. Helen Hays, of State College. I wonder if these people will please rise and be greeted by the Chair.

The PRESIDENT. I certainly hope they will. We are very glad to welcome you.

PERMISSION TO ADDRESS SENATE

Mr. EHRGOOD asked and obtained unanimous consent to address the Senate.

Mr. EHRGOOD. Mr. President, it has been reported to me from time to time that there are many interstate truckers using the Pennsylvania Turnpike who are exceeding the weight limits authorized by the Act of Assembly in the 1955-1956 Session, which increased the weights from 50,000 pounds to 60,000 pounds for tractors and semi-trailers. According to the best information available, there have been no arrests on the Pennsylvania Turnpike for overweights, although the Turnpike Commission has spent thousands of dollars installing scales. As you know, the turnpike rates for trucks are based on weights. It thus appears that the money expended for scales is merely for the purpose of determining the fees rather than the rates. This is unfair to local truckers who are restricted to the 60,000 pound maximum limitation.

Certainly to condone weight violations on the Pennsylvania Turnpike merely to increase the revenues is unfair not only to the traveling public as a whole, but to the local truckers. The roads are damaged to an immeasurable extent by overweighted trucks, and the illegal operation by interstate truckers should not be winked at. It is my hope that by requesting the Attorney General to render on Opinion to the Governor of this Commonwealth and to the Pennsylvania Turnpike Commission, regarding the legality of such action, if true, that such practices will stop and that the citizens of this Commonwealth, whether they be ordinary traveling motorists or local truckers, will be placed on an equal footing with the out-of-State truckers.

SENATE RESOLUTION

REQUESTING THE ATTORNEY GENERAL TO RENDER AN OPINION ON THE LEGALITY OF ALLOWING VEHICLES WHICH EXCEED MAXIMUM WEIGHT AND SIZE LIMITATIONS TO OPERATE OVER THE TURNPIKE AND EXTENSIONS

Mr. EHRGOOD offered the following resolution (Serial No. 20), which was read as follows:

In the Senate, March 31, 1959.

Effective January 1, 1956, the Pennsylvania Turnpike Commission established toll schedules providing rates for the movement over the Turnpike and the extensions thereto of vehicles which exceed the maximum weight and size limitations which the Legislature has made applicable to the highways of this Commonwealth. At the present time, and for a considerable period, the Commission, upon the collection of the tolls provided for by such schedules, has permitted vehicles having weights or size, or both, exceeding the maximum limitations to operate over the Turnpike and extensions thereto.

There appears to be a serious question as to whether this action by the Pennsylvania Turnpike Commission is lawful and consistent with the legislation of this Commonwealth; therefore be it

Resolved, That the Attorney General, after study of this matter, render an opinion to His Excellency, the Governor of Pennsylvania, and the Pennsylvania Turnpike Commission, regarding the legality of the above described action of the Pennsylvania Turnpike Commission, and be it further

Resolved, That a copy of this resolution be transmitted to the Attorney General.

Mr. EHRGOOD. Mr. President, I request the immediate consideration of this resolution?

The President. Is there objection to the immediate consideration of this resolution?

Mr. WEINER. Mr. President, I object to the immediate consideration of this resolution at this time.

I believe Senator Ehrgood has the information which he states he has. Knowing him to be a man of great veracity and great integrity, I do not doubt his word. However, I think this matter should be made known to the members of the appropriate committee in order for them to consider it. I also believe that we should have the opportunity to take this matter up with the State Police, who patrol this highway and who would have more pertinent statistics on it. I think this would be better than any rather hurried consideration given by this Body.

Therefore, Mr. President, I respectfully ask that the resolution be referred to committee for further study and for such action as the committee may take. The Chairman of the State Government Committee said he would be very interested in helping to look into this matter.

The PRESIDENT. The resolution, in view of the objection, is referred to the Committee on Highways.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

The PRESIDING OFFICER. The Chair wishes to state that he is presiding at the direction of the President pro tempore, M. Harvey Taylor.

BILLS INTRODUCED AND REFERRED

Mr. SILVERT. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. SILVERT, STIEFEL and MULLIN read in place and presented to the Chair Senate Bill No. 524, entitled:

An Act amending the act of May 1, 1929 (P L 905), entitled "The Vehicle Code," enlarging the power of cities to levy a fee or tax upon certain motor buses and motor omnibuses transporting passengers for pay or hire from points within such cities to points without such cities, and from points without such cities to points within such cities.

Which was committed to the Committee on Highways.

Messrs. SILVERT, STIEFEL, CAMIEL and MULLIN read in place and presented to the Chair Senate Bill No. 525, entitled:

An Act amending the act of April 25, 1933 (P. L. 74), entitled "Sunday Baseball and Football Law," vesting councils in cities of the first class, in certain cases, with authority to establish by ordinance the hours during which baseball and football games may be conducted, staged or played on Sundays.

Which was committed to the Committee on Law and Order.

Messrs. SILVERT, STIEFEL, DiSILVESTRO, MULLIN and CAMIEL read in place and presented to the Chair Senate Bill No. 526, entitled:

An Act amending the act of June 8, 1907 (P. L. 496), entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries; . . . authorizing cities of the first class to remove wharves, piers, bulkheads, pilings or other harbor structures which have not been used for three years and which are no longer capable of being used for the purpose for which they are constructed, under certain terms and conditions.

Which was committed to the Committee on State Government.

Messrs. SILVERT, STIEFEL, DiSILVESTRO and MULLIN read in place and presented to the Chair Senate Bill No. 527, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," providing that operators' license cards be mailed directly to applicants.

Which was committed to the Committee on Highways.

They also read in place and presented to the Chair Senate Bill No. 528, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," further regulating the issuance of registration plates by requiring that all registration plates be mailed to the applicants.

Which was committed to the Committee on Highways.

CALENDAR

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 82, entitled:

An Act amending the act of March 10 1949 (P L 30) entitled "Public School Code of 1949" authorizing payments by the Superintendent of Public Instruction to certain designated depositories.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. SEYLER. Mr. President, I desire to be recorded as voting "no."

The PRESIDING OFFICER. The gentleman will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Kalman,	Miller,	Stevenson,
Berger,	Keller,	Mullin,	Stiefel,
Blass,	Kessler	Murray,	Taylor,
Camiel,	Kopriver, Jr.	Pechan,	Van Sant,
Confair,	Kromer,	Propert,	Wade,
Chapman,	Lane,	Ripp,	Wagner,
DiSilvestro,	Madigan,	Rooney,	Walker,
Donolow,	Mahady,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming, Presiding Officer

NAYS—2

Hays,	Seyler,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 130, Printer's No. 139; and

Senate Bill No. 141, Printer's No. 408.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 177, entitled:

An Act amending the act of June 24 1939 (P L 872) entitled "The Penal Code" prescribing penalties for disturbing the privacy of others by use of telephone

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stiefel,
Berger,	Keller,	Murray,	Taylor,
Blass,	Kessler,	Pechan,	Van Sant,
Camiel,	Kopriver, Jr.,	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
Chapman,	Lane,	Rooney,	Walker,
DiSilvestro,	Madigan,	Ruth,	Watkins,
Donolow,	Mahady,	Sarraf,	Weiner,
Ehrgood,	Mallery,	Scott,	Walley,
Elliott,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Shafer,	Fleming,
Harney,	McMenamin,	Silvert,	Presiding Officer
Hays,	Miller,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 210, entitled:

An Act amending the act of March 10 1949 (P L 30) entitled "Public School Code of 1949" providing for the employment of a certified public accountant by joint boards and merged school districts.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stiefel,
Berger,	Keller,	Murray,	Taylor,
Blass,	Kessler	Pechan,	Van Sant,
Camiel,	Kopriver, Jr.	Propert,	Wade,
Chapman,	Kromer,	Ripp,	Wagner,
Confair,	Lane,	Rooney,	Walker,
DiSilvestro,	Madigan,	Ruth,	Watkins,
Donolow,	Mahady,	Sarraf,	Weiner,
Ehrgood,	Mallery,	Scott,	Whalley,
Elliott,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Shafer,	Fleming,
Harney,	McMenamin,	Silvert,	Presiding Officer
Hays,	Miller,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 218, entitled:

An Act amending the act of March 10 1949 (P L 30) entitled "Public School Code of 1949" increasing maximum limits on per capita taxes with certain limitations.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stiefel,
Berger,	Keller,	Murray,	Taylor,
Blass,	Kessler	Pechan,	Van Sant,
Camiel,	Kopriver, Jr.	Propert,	Wade,
Chapman,	Kromer,	Ripp,	Wagner,
Confair,	Lane,	Rooney,	Walker,
DiSilvestro,	Madigan,	Ruth,	Watkins,
Donolow,	Mahady,	Sarraf,	Weiner,
Ehrgood,	Mallery,	Scott,	Whalley,
Elliott,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Shafer,	Fleming,
Harney,	McMenamin,	Silvert,	Presiding Officer
Hays,	Miller,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 222, Printer's No. 239; and
Senate Bill No. 223, Printer's No. 240.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 239, entitled:

An Act amending the act of December 27 1951 (P L 1742) entitled as amended "The Realty Transfer Tax Act" by redefining the term "value" to limit the tax liability on certain transfers of property acquired by an execution creditor at sheriff's sale.

And said bill having been read at length the third time and agreed to,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Donolow,	Mahady,	Ruth,	Walker,
Ehrgood,	Mallery,	Sarraf,	Watkins,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
Hays,			Presiding Officer

NAYS—1

Weiner,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 326, entitled:

An Act amending the act of May 4 1927 (P L 519) entitled "The Borough Code" providing that applicants for the position of policeman or fireman need not be residents of the borough.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stiefel,
Berger,	Keller,	Murray,	Taylor,
Blass,	Kessler	Pechan,	Van Sant,
Camiel,	Kopriver, Jr.	Propert,	Wade,
Chapman,	Kromer,	Ripp,	Wagner,
Confair,	Lane,	Rooney,	Walker,
DiSilvestro,	Madigan,	Ruth,	Watkins,
Donolow,	Mahady,	Sarraf,	Weiner,
Ehrgood,	Mallery,	Scott,	Whalley,
Elliott,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Shafer,	Fleming,
Harney,	McMenamin,	Silvert,	Presiding Officer
Hays,	Miller,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 406;
Senate Bill No. 45, Printer's No. 407;
Senate Bill No. 116, Printer's No. 125; and
Senate Bill No. 117, Printer's No. 126.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 165, entitled:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 216, Printer's No. 230, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 221, Printer's No. 238, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

PETITIONS AND REMONSTRANCES

Mr. PECHAN. Mr. President, we have been reading a great deal about the Governor's tax program. I would like to read, for the record, a radio speech made by the Speaker of the House of Representatives in Johnstown, regarding the proposal which has been given to the

Legislature; especially to the House, at the present time. I think it is worth putting into the record, and I would like to read it at this time.

The following is a radio talk given by Hiram Andrews, Speaker of the House of Representatives, a few days ago. The headlines are:

"Andrews Blasts Executive Dictates

"SHOULD GEN. ASSEMBLY BE A RUBBER STAMP?

"Only 15 of 90 Democrats who Voted for Sales Tax Bill Believed in it.

"There is a bigger issue pending in Harrisburg than who is to be taxed and how much. The big issue is this: Do we have a Legislature that is geared to legislate on it's own? Is the Legislature a coordinate branch of our state government? Is it the business, the duty of legislators to do what they are told to do? Should they, at the word of command, support measures they had no part in framing? Measures that were not considered on their merits by Legislative committees? Measures framed by commissions or committees not responsible to the people? Measures so sacrosanct that the Legislature is not to be privileged to change them in any way.

"Members of the High Command in Harrisburg are quoted as saying that the tax measure that fell was defeated by the lobbyists.

"Well, there are all kinds of lobbyists. For example someone in Harrisburg calls up the Democratic County Chairman and tells him to get busy and line up his county Legislators for the Governor's tax bill.

"The tax bill that was defeated is objectionable by reason of the manner and method of its inception. It is objectionable by reason of its content. But in view of the existing situation it must be admitted that it is better than no bill at all. The State needs the money now. But the overshadowing issue, when all is said and done, is not whether the Governor's tax bill stands or falls but whether our Legislature stands or falls as a Legislature.

"And I hold that the Governor's tax bill is not now and never can become, a party measure.

"With all of its faults and virtues, if any, it is a non-partisan measure. And unless it develops nonpartisan support, it will have, and continue to have, hard sledding in the House."

Mr. President, I would like to interject at this point to say that it is going to have awful tough sledding in the House if they ever expect it to be a nonpartisan measure.

"Democracies do not perish over night. They fall because of changes so gradual that they are not even noted as we come and go.

"If I asked, 'Should we have a Legislature?' the answer, undoubtedly would be, 'Why, certainly.' If I asked, 'Should we have a Legislature that functions as a coordinate branch of our government?" you would probably answer, "Why, yes, certainly.' And you might be wrong.

"Does a controlled Legislature actually legislate? An editorial published this week in the Philadelphia Bulletin talks about Governor Lawrence's failure to 'control the Legislature.' How complete should Executive control be in legislative matters that do not involve party policy? Should Executive control be so complete that negotiation by party leaders in the House must all clear through the Executive funnel? The answer to that is most emphatically no!

"This comment is occasioned by the fact that at Harrisburg Legislative action is stymied by much disagreement.

"Many people are talking about taxes. About the situation that is developing at the State Capitol. Some of those who discuss the tax situation talk sense. Some, there are—who talk nonsense.

"The pending drive against the bill seems to be designed—not to determine what interests should be included in the tax program but to determine what interests should be included out.

"When only self interest speaks, the public interest never is well served.

"However, the controversy is serving as a smoke screen .Controversies regarding taxes is a matter of transient concern. There is a far more important issue pending. That issue embodies the essence of Democratic discontent upon many members of the House—and many members of the Senate behind the scenes. It is likewise the cause of increasing concern among sober-minded Republicans. The pending issue is whether the Pennsylvania House of Representatives should become and remain a shadow, a fiction, an agency through which the Executive branch of our government rubber stamps its increasing regal powers.

"Should we have a General Assembly that is properly vested with the powers of self determination? The answer from the Executive chamber, in the past, and at the present time, seems to be an emphatic No!

"The attitude which the press, the public and the Executive branch of our government, seem to share in equal measure is—that the House of Representatives comprises a leaderless mob, which would, in increasing measure, excite public contempt if there were any Executive Branch of the government ready and willing to curb its revoluties.

"The issue is whether or not to retain representative government as a going concern, or as a mere fiction. The cold hard, distressing fact is that the General Assembly, perhaps, deserve part of the contempt in which it is being held in Executive and scholastic circles.

"Pennsylvania's General Assembly, as of this hour, is endeavoring to serve the Legislative needs of 1959 with Legislative machinery deemed adequate a quarter of a century ago. Our committees have lacked not only a home, they've lacked a permanent committee room in which to meet.

"Our Legislative committees have lacked secretarial assistance, and have been denied the right to fertilize their thinking with technical advice.

"In Administrative circles it is the practice to seek the advice of the wise men of the world. And the net result has been an epidemic of Charlesworths and Fergusons. Perhaps, only those familiar with the Harrisburg scene can appreciate the pertinence of this reference. It was the man Charlesworth, who when Secretary of the Budget, and the man upon whom the former Governor relied, publicly proclaimed his view that the Legislators should all be required to take a literary test. The theories in which Charlesworth's sucessor adheres, or adhered—he's gone, thank heavens) was apparently embodied in the formula that as far as Legislators were concerned, that the thing to do was to catch them young, treat them rough and tell them nothing.

"At various times Pennsylvania's General Assembly has endeavored to equip itself for efficient action—but at the first sign of editorial or Executive disapproval the Legislators in the past, just scampered to their respective Legislative warrens like so many white rabbits.

"All of this brings us up to the present situation. Or at any rate, we hope it does.

"During the past Gubernatorial campaign, candidates at all governmental levels were all inclined to admit that the Commonwealth needed quite a lot of new money in addition to the in-

come from existing taxes. This need for more new money—obviously called for some sort of a tax program. David Lawrence, as soon as his election and calling became assured, decided to appoint a tax study commission. A bi-partisan commission of six Republicans and six Democrats. Members of the commission were all eminent persons, each in his own line. But there wasn't a recognized tax specialist in the lot. Every member of the commission was a very important person in a particular field. He knew something about taxes, at least how taxes would affect his particular sector of Pennsylvania's economy. And if a member of the commission didn't know how a particular tax would affect his particular economy he could always summon a battery of tax lawyers to inform him. There were no experienced Legislators who were members of the commission. No experienced Legislators would have framed a tax structure with a framework so rigid that it could not even be bent at any point. Or a tax structure that did not carry, at least, one compromise feature: something that could be traded.

"The members of the commission, quite properly, did not pretend that they were sucking a tax program out of their economic thumbs. They relied on tax writing specialists. Pennsylvania Economy League personnel wrote the Tax Commission's tax program. The Tax Commission did exactly the thing, in one respect, that a properly organized Legislative committee would be expected to do. The commission retained the services of recognized tax technicians. There is no evidence that the commission outlined a tax policy and then instructed its technicians to tailor a tax structure in line with that policy. The technicians outlined policy—just as they outlined procedure.

"The commission's report was, in due season, handed to the Governor. It was fashioned after the law of the Medes and Persians: statutes imutable, not subject to change. It was a bi-partisan tax proposal that carried with it no obligation as to bi-partisan support.

"And that was major mistake number one.

"In due season the bi-partisan effort was submitted to the General Assembly. It was submitted as a party measure. The Tax Commission report was framed without any member of the House having been consulted as to content or as to policy. The Democratic floor leader was not consulted. The Democratic Caucus chairman was not consulted. The Democratic chairman of the Appropriations Committee was not consulted. The Democratic chairman of the House Ways and Means Committee in which tax programs are supposed to originate, was not consulted. Perhaps Senators were consulted. We wouldn't know.

"In an effort to secure bi-partisan support for the Tax Commission's report there were conferences at the Executive level. There were no conferences at the Legislative level, however. If, when it had been introduced five Republican members of the House, secured as a result of conferences, were willing to vote for the Tax Commission's report the bill could have been referred to committee, reported the same day, passed on first reading, second reading, third reading and sent to the Senate in three days. The Executive branch of the government would have been in complete control of the situation—if it had followed such a course.

"So here was a situation. The tax bill was written by a commission which was not in any way responsible to the public. The Tax Commission report did not in any sense embody the Legislature's will. It was not submitted to the Democratic House caucus as something to be discussed and perchance, revised. It was submitted as something that must need be swallowed whole, without amendment, no i's were to be dotted and no t's were to be crossed.

"If that is the way legislation is to be enacted, there is no need for a Legislature. The Governor is the commander of his party—we agree. Perhaps the Generals in the Army are expendable. Perhaps the party army is expendable from the commander's point of view. But suppose the privates refuse to be expended?

"The tax bill that fell in the House actually had only 90 votes. Of those 90 votes there were probably 15 votes that were actually cast for the bill because the persons who cast them liked the bill. Votes cast by members who liked the bill—I repeat. And there were at least 75 votes for the Governor's bill cast for that bill out of personal regard for the Governor and not cast because of the merits of the bill.

"But we supported it, as we say, because it was the measure the Governor wanted passed. If we are to have legislation there must need be conferences at the Legislative level. If all of the conferences are held at the Executive level, then Legislative responsibility becomes a fantom.

"Now let's face the bitter truth. Pennsylvania's General Assembly was not equipped, not trained for the job a Legislature faces when a tax program must be devised. The House Ways and Means Committee, armed with a technical staff, should have begun work on a tax program the day the House was organized. We say it wouldn't have had the facts at its disposal. Exactly. And that's the rub. A properly organized Legislative machine would have the facts at its disposal. The Constitution says that tax bills should originate in the House of Representatives. We have a great respect for civilian commissions; although some commissions have a livelier sense of the desirable than they have of the possible.

"We can change our form of government, if that it what the people want. If we want it that way we can have the Governor refer legislative problems to commissions and then decree the commission's report as the law of the land. That's the procedure that the Pennsylvania people can have, if that is what the people of Pennsylvania want. It is not the sort of program that appeals to me.

"Hiram G. Andrews
"In Dispelling the Fog
"Radio Talk—3/21/59"

Mr. President, I want to make just one brief statement about Hiram Andrews' speech. He continues to talk about a bipartisan measure. As far as I am concerned, I do not see anything bipartisan about it. I had no part in naming any of those members of the commission, as they are called. They are not responsible to the people of Pennsylvania as this Legislature is. In my opinion, I think it is a screen behind which Dave Lawrence is hiding by going to the people of Pennsylvania and saying that it is a bipartisan measure.

I would like to bring out one more thing. If you will recall, back in 1955, when we had a very scant margin in the House,—I believe we had 107 Republicans at that time and we only needed 105 votes to pass the bill—Members of the House of Representatives, in two cases, were brought in on stretchers in order for them to vote for the bill. Incidentally, those two men have died since then as a result of heart attacks. Hi Andrews said, "We will not give you one single vote. It is your responsibility. The people voted you into office and it is your responsibility to pass that tax measure. We are not going to give you one single vote." He did not do it, and I hope

that the Members of the House stick to their guns and give not one vote for the measure as it has been proposed to the Legislature by Governor Lawrence.

Mr. WEINER. Mr. President, I am happy to see that the gentleman from Armstrong, Senator Pechan, has gotten himself a new speech writer. He may have a little difficulty reading some of those words, but we get the general trend and the general pitch.

I remember—and I believe Senator Pechan would want me to bring it to the attention of this Body—when the gentleman from Armstrong sat next to me at the Governor's Mansion at the time the work of the commission was presented to all of us. At that time, I did not hear him voice any objection to that commission's report. I have not heard him since that day, until this very moment, say that he was against the report.

I do not think there is anything wrong with the commission looking into these different matters. As a matter of fact, I think this Legislature has a Joint State Government Commission itself. I think if the truth were known, and I am sure that none of us object to it being known, many people who are experts in the field usually sit with the Members of the Legislature, as well as the staff of the Joint State Government Commission, and prepare and do a lot of work for the Members of the Legislature who serve on the committees of that Commission. Their report is then sent over to the Legislature and we then act on it as we see fit.

I believe Senator Pechan is also aware of the fact that we in this Senate tried to sit down and enact a program made up by this Body. We got absolutely nowhere. As a matter of fact, we spent seventeen months in Session trying to work out that type of problem.

I would very respectfully say to Senator Pechan that if he feels the commission is a bad commission or that the people on it are dishonest or in any way intellectually not the type of people we should listen to, I would suggest that he introduce his own bill and perhaps we will be able to get a bipartisan measure here. I also would suggest to Senator Pechan that he read the report of the commission very thoroughly. They are merely recommendations. They do not say that we must take this matter, do anything with it or in any way handle it.

I think Senator Pechan, himself, has claimed he has been a victim of having been misquoted in the newspapers several times. This article he just read from a newspaper might not be a direct quote of Mr. Andrews. It may very well be, althought, that it is a direct quote. It is Mr. Andrews' personal feeling about this matter and all of us are entitled to our own personal feelings.

However, when we are dealing with people who are mentally ill, when we are dealing with distressed areas, when we are dealing with highways, and when we are dealing with all the problems which face us in this Commonwealth, I do not think we can stand up here and blithely just go on our way and take undue credit or even take pride in authorship. If we have a problem presented to us and we have somebody else return to us, or in some way give us an answer to that problem which fits in with what we are trying to do, I think it ill behooves us to stand up and throw dirt or mud at the people who are trying to help out in this situation.

I would think that Senator Pechan would also tell this Body that the members serving on this commission are bipartisan. I believe the commission was evenly divided between Republicans and Democrats, and also between labor and industry. I would like to know from Senator Pechan the particular person, serving on this commission, whom he finds objectionable from the point of view of taking his advice.

I also believe that Senator Pechan has sat in on many, many conferences in this matter. At every conference, he was told, and it was stated publicly I believe, that the Democratic Party will take full responsibility for this tax program. I think that until the bill comes before us and we have an opportunity to look at it and study it and decide what we are going to do, I do not think Senator Pechan should give out gratuitously this advice and these comments as he has been doing. This is especially true, when they are read out of a newspaper and are actually comments attributed to someone else.

If Senator Pechan is against this bill and against this philosophy of taxing, I would like to call to his attention that he has voted for a sales tax, to my knowledge, in three separate Sessions of the Legislature. Just because the makeup of the Body has changed or the front office has changed, I cannot understand how Senator Pechan can now turn a back flip and go in a different direction than he went before. If he feels that the sales tax is an ill conceived and illogical tax in this situation, I would be very happy if he would tell me and tell this Body what he thinks is the best method to get us out of the present dilemma we are in. Until Senator Pechan does that, I think all the rest of this is merely political talk, and not the type of discussion to be taking up the time of this Senate.

Mr. PECHAN. Mr. President, Senator Weiner asked me to introduce a bill in the Senate. He knows very well that no tax raising measures can be initiated in the Senate.

Yes, I voted for the sales tax bill and I will vote for it again. However, I know I am not sure whether I am going to vote for a three and one-half per cent sales tax, which is as inclusive as the one that came over to us. I am not sure that we need $400,000,000 more. Why did the Governor not appoint a commission to study where we could cut the budget; where we could save some money; where we could take some fat out of the budget? If I am convinced that we need the $400,000,000, I promise you that I will be one of the first to vote for it. You are going to need four Republican votes and if I am convinced that Governor Lawrence needs this money, I will vote for it.

I also want to say to Senator Weiner that I was reading exactly what the Speaker of the House of Representatives said over the radio. He has not denied it. I know that many people have talked to him about it. I am not slinging any mud. I merely read what the Democratic Speaker of the House said over the radio on the 21st of March, the first day of Spring.

I want to say that none of those people who are on that commission are objectionable to me. However, they do not have any responsibility as far as raising the money is concerned. It is a responsibility of mine and I am going to have to be convinced that that is the amount of money needed. Until I am convinced, I am not going to think about voting for that measure. When the Governor appointed a nonpartisan commission to come up with a tax measure, he also should have apopinted a nonpartisan commission to study how to cut the budget.

Mr. WEINER. Mr. President, I do not know that the tax bill is before us. I do not think it is even over here. My last report was that it was in the House and had been defeated. That is the position it is in today and, therefore, we do not have that problem here. It may very well be that when the bill comes over here in its final form, I may have to agree with Senator Pechan. The reverse might be true, and he might have to agree with me and supply one of the four votes needed to pass the bill.

The budget is a separate problem, separate and apart from the tax bill. One problem is the ways and means by which you raise the needed revenue and the other is the purposes for which you are going to spend the revenue. I have been attending the meetings of the Appropriations Committee, which has been looking into these departments. I believe many of those members are intelligently asking questions of people who are coming over from different departments, trying to ascertain from them what their needs are and what it covers. I think if Senator Pechan were to attend some of those meetings and ask some questions, he might be of great help to this Senate in helping to ascertain where the fat is in the budget, if there is, in fact, fat.

I would also like to respectfully say to Senator Pechan that if the Commission Report did not appeal to him, I think his time to speak out is now. I think he should tell us where they erred and that we should not accept their report. He should tell us whose report we should accept, or what other method we can take to get into this matter. We are now going into the month of April. After being here all this time, I think it is a little bit late in the game to say that we have been doing this thing all wrong and that we should run a different way now with the ball. If that is his suggestion, I would be very happy to hear from him, as would other Democratic Members. Knowing Senator Pechan to be a man of great influence and affluence, I think he is well aware of the fact that he could talk to some of the House Members, who have some regard for him, and designate to them a method by which he would feel we could raise this money. I think his wise words would have great affect on the House Members and would cause them to introduce a bill that would lead to a proper conclusion, which he could follow later on when it came to the Senate.

I would also like to point out to Senator Pechan that during the last Session of the Legislature, there were forty-two Democratic Members who went along with the Republican Members and helped to pass a sales tax. I think if Senator Pechan is sincere in his desire to arrive at a proper result and not be bound by any commission or by anything anyone may tell him, I think he should get together with a number of his own Members and some of the Democratic Members,—I would be most happy to join them—and let us hear some of the proposals he would make in order to raise the needed revenue, even with the fat cut out of the budget.

Mr. SILVERT. Mr. President, Senator Pechan was here in 1955, during that struggle which lasted some seventeen months, when we were fighting for a tax program. He knows very well that the Leader Administration presented a classified income tax which was killed by the Republican Party. The Leader Administration presented a manufacturers' tax, which was killed by the Republican Party. The only tax which the Republican Party would go for was a sales tax. The sales tax is the only tax the Republicans will favor.

I think it is hypocrisy to say, "Let the Members of the House pass the bill and the vote must be of Democrats only." The Republicans say, "We do not want any responsibility for this sales tax." Yet, it is the only tax the Republicans have for solving the problems of this Commonwealth. I say it is hypocrisy to say, "We hope that the Republicans give no votes to this tax bill in the House." It is hypocrisy because, assuming that the unexpected happens and the Democrats are able to muster 106 votes and the bill finally comes over here, if every Democrat in the Senate votes for this bill we will have twenty-two votes. It must be passed with Republican votes. If it must go through with Republican votes in the Senate, it is no disgrace to the Republicans if they furnish some votes in the House.

In the meantime, Mr. President, I want to call Senator Pechan's attention to the fact that beginning with April 1, we will be losing $367,000 per day.

Mr. BARR. Mr. President, I agree with my Floor Leader. I do not think the bill is over here and, therefore, I do not think we should take too much of our time in discussing it. However, I just want to say, as I remember it, what the Governor had to say in his Budget Message. He said, "Here is the budget. Take it as it is; trim it or do with it what you might." I presume that is what is going to be done.

Secondly, I remember so well the Governor saying that the Democratic Party would take the responsibility of this tax program and he, as Governor, would take the responsibility. I do not think he could be any more plain than that.

The PRESIDING OFFICER. The Chair would like to remind the Members of the Senate that the tax bill is not in the hands of the Senate. Certainly, a lot of this discussion is out of order. I would hope that the Members would confine their remarks to that which is proper to be presented to the Senate.

Mr. PECHAN. Mr. President, I believe we are under Petitions and Remonstrances and I promise you that this is the last time I will get up to speak. I do not care whether they call me a hypocrite or what they call me.

I just want to answer Senator Silvert by saying that if we will be losing $367,000 a day, it is not the Republicans' fault. You have 108 Democratic votes in the House. If you get that bill over here, you will not be losing $367,000 a day. We are going to give you four votes eventually.

Mr. LANE. Mr. President and Members of the Senate, while sitting here and listening to the discourses, it brought to my mind a saying of Senator Walker's: "We are now at the point where we point with pride and view with alarm."

After listening to Senator Pechan's speech, or the reading of Hi Andrews' speech, I would like to quote to Senator Pechan the words of wisdom by old Ben Forbes. He said: "To make headway in the world, first consecrate yourself to your calling, then concentrate." I might say to Senator Pechan that reading Hi Andrews' radio speech is not to his calling. Senator Pechan is a very good dentist.

Mr. WEINER. I hope, Mr. President, that we are now through with taxes until next week, at least. I want to thank Senator Pechan for giving us one vote. We now only need three more.

Mr. President, I now want to take up a very serious problem which is affecting all of us. I know that all of us have been receiving a lot of mail concerning Senate Bill No. 412. As one of the sponsors, I think, in effect, that you owe me a vote of thanks because most of the people who live in your Districts now know who you are and what your address it. I understand that there is supposed to be some real money behind this bill.

I want to publicly say that the real money behind it is the Post Office Department. I think they receive a percentage of every stamp you put on the letters you mail back to the numerous constituents who have written to you.

I think if the lobbyists, who have been writing to all the people living in your areas, would read the bill and also read the remarks that I made when I introduced it, they would be fully aware of what the purpose of this bill is, what the purport of it is, and what is attempting to be done. When I introduced this bill, I cited to you an instance down in Philadelphia where a young boy of about fifteen or sixteen years old, with a gun in his hand, killed a man who was about fifty or fifty-two. The victim was a storekeeper and he left a widow and four children. You and I, as taxpayers in this Commonwealth, will have to take care of these people for the rest of their natural lives or until they are able to make some adjustments for themselves.

The District Attorneys in the State of Pennsylvania, and also the police in the State of Pennsylvania, have asked for this measure. It was with that view in mind that I introduced this bill. I stated publicly that this was an opportunity to give a look-see at this problem of guns being put into the hands of the wrong type of persons. This is not a measure to limit hunters. This is not a desire to prevent people from hunting for recreation, to cause them difficulty, to cost them any more money or to cause them any more problems. This bill has not passed yet, as some of the literature you have received would have you believe. It is merely in committee, which committee is headed by a very eminent gentleman of this Body, Senator Elliott. I am sure he will handle it intelligently. They may decide that it needs amendment or that this may not be the answer to the problem, or they may further decide to hold some hearings on it or may decide to do nothing on it. Whatever Senator Elliott's decision, that is his as the Chairman of the Committee. I am not here to influence him either way.

However, I wish you would write to your constituents and tell them that I am really not as bad a so-and-so as they think I am. Do not tell them the truth. In that way, I think you will be able to cut down on your letter writing and, perhaps, cut down on the people writing to you.

Mr. ELLIOTT. Mr. President and Members of the Senate, I do not want to presume upon the duties of the Secretary of the Senate, Senator Watson, who carries them out so well, but because of the generous attitude of one of the co-sponsors of Senate Bill No. 412,—and I do appreciate his remarks—and also because of requests of many of the Members of the Senate, I would like to announce for Senator Weiner's benefit, and for the benefit of those Members of the Committee on Law and Order, that there will be a meeting of the committee tomorrow morning, at 10:30 a.m., in the Committee Office, Room 535, on E Floor, for the express purpose of examining and taking another look at Senate Bill No. 412.

Mr. LANE. Mr. President, I am very happy to hear the remarks made by the Chairman of the Committee on Law and Order. To the Members of that committee, I would make the suggestion that when the bill comes up before you, I think someone should make a motion to postpone action until about 1989.

Mr. McMENAMIN. Mr. President, I would just like to say, briefly, that although I am not a member of the committee, but I hope that Senate Bill No. 412 is properly torpedoed and given a decent burial at that meeting.

ADJOURNMENT

Mr. PECHAN. Mr. President, I move that the Senate do now adjourn until Wednesday, April 1, 1959, at 11:00 o'clock, a. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:31 o'clock, p. m., Eastern Standard Time, until Wednesday, April 1, 1959, at 11:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, MARCH 31, 1959

The House met at 4:30 p. m.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Heavenly Father, we thank Thee for the privilege which is ours of pausing at the beginning of this solemn assembly to call upon Thy Name and give Thee thanks for all the blessings of life. We thank Thee for this day and the part we are privileged to play in it. Even though the Day of Resurrection is past, help us never to forget the glorious message of that day; and enable us to make that message live in the lives of our fellowmen. Keep within our hearts those great eternal truths of faith, hope, and love; and use us as well as our talents to make that truth a reality in the lives of all Thy children. Through Jesus Christ, Thy dear Son, our Lord, Who rose triumphant over death and the grave, and now abides at Thy right hand to make intercession for each one of us, we humbly pray. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday, March 16, Tuesday, March 17, Wednesday, March 18 and Thursday, March 19, 1959? If not, and without objection, the Journals are approved.

BILLS INTRODUCED AND REFERRED

By Mr. GOLDSTEIN. HOUSE BILL No. 962.

An Act amending the act of June 30, 1947 (P. L. 1161), "An act to provide for the prompt, peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric, gas, water and steam heat services to the public and their employes which cause or threaten to cause strikes, lockouts, slowdowns or similar work stoppages * * *," including public transportation by trolley or motor bus within the definition of public utility, restating the policy of the act and designating additional parties who may request a mediation.

Referred to the Committee on Labor Relations.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 963.

An Act amending the "Magistrates' Court Act, one thousand nine hundred twenty-seven," approved May 10, 1927 (P. L. 866), enlarging the powers of magistrates in Philadelphia.

Referred to the Committee on Cities—Counties First Class.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 964.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905), compelling the personal appearance of certain persons.

Referred to the Committee on Motor Vehicles.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 965.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743), eliminating the central police court; providing for central magistrates' courts and for the assignment of magistrates by the chief magistrate.

Referred to the Committee on Cities—Counties First Class.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 966.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) enlarging the jurisdiction of the Traffic Court of Philadelphia to include all offenses arising under the Vehicle Code.

Referred to the Committee on Cities—Counties First Class.

By Messrs. FRASCELLA, MULDOWNEY, A. M. LEE and STEWART. HOUSE BILL No. 967.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) changing compensation and allowances for magistrates.

Referred to the Committee on Cities—Counties First Class.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 968.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) creating the position of referee in the traffic court, prescribing their functions and fixing their salaries.

Referred to the Committee on Cities—Counties First Class.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 969.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) providing for the appointment of an acting chief magistrate.

Referred to the Committee on Cities—Counties First Class.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 970.

An Act amending the "1937 Magistrates' Court Act," approved May 9, 1949 (P. L. 1028), providing for stenographers or clerks in traffic courts and empowering stenographers and clerks in Magistrates Courts to take acknowledgments and administer oaths and affirmations in certain cases.

Referred to the Committee on Cities—Counties First Class.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 971.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) establishing an Alcoholic Court of Philadelphia and prescribing its powers and duties and jurisdiction and the magistrates assigned thereto.

Referred to the Committee on Judiciary.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 972.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743), creating the office of magistrates' solicitor, prescribing his powers and duties,

fixing his compensation and prescribing powers, duties and liabilities of magistrates.

Referred to the Committee on Cities—Counties First Class.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 973.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) clarifying the law with respect to magistrates in Traffic Courts of Philadelphia.

Referred to the Committee on Cities—Counties First Class.

By Messrs. FRASCELLA and MULDOWNEY.
HOUSE BILL No. 974.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743), providing for assignment of magistrates by the chief magistrate; and making the traffic court of Philadelphia a court of record.

Referred to the Committee on Cities—Counties First Class.

By Messrs. WALL and REIDENBACH.
HOUSE BILL No. 975.

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

Referred to the Committee on State Government.

By Messrs. NAUGLE, KORNS, FRANK and YATRON. HOUSE BILL No. 976.

An Act amending the "State Employes' Retirement Law" approved June 27, 1923 (P. L. 858) removing certain limitations on disability retirement benefits.

Referred to the Committee on State Government.

By Messrs. SNARE, RENWICK and SELTZER.
HOUSE BILL No. 977.

An Act amending the "State Employes' Retirement Law" approved June 27, 1923 (P. L. 858) permitting members of the retirement association to obtain credit for prior service as a State employe.

Referred to the Committee on State Government.

By Messrs. T. H. W. JONES and BRENNINGER.
HOUSE BILL No. 978.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) creating the Legalized Games of Chance Control Commission and prescribing its powers and duties.

Referred to the Committee on Rules.

By Mesrs. SCARCELLI, CAPITOLO and PARLANTE. HOUSE BILL No. 979.

An Act providing for a referendum * * * in regard to permitting licensed restaurants, * * * to sell liquor * * * until two o'clock ante meridian and after two o'clock post meridian on Sundays.

Referred to the Committee on Rules.

By Messrs. VERONA and SCHAAF.
HOUSE BILL No. 980.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing the provisions relating to teaching qualifications, certification of teachers and the registering and recording of certificates.

Referred to the Committee on Education.

By Messrs. SHUPNIK, CROSSIN and STROUP.
HOUSE BILL No. 981.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing the provisions relating to attending high schools in nonresident districts and to the payment of tuition.

Referred to the Committee on Education.

By Messrs. PRENDERGAST, SAKULSKY, and STROUP. HOUSE BILL No. 982.

An Act amending the "Local Tax Collection Law," approved May 25, 1945 (P. L. 1050) requiring tax collectors to include additional information when making statements for taxes collected.

Referred to the Committee on Municipal Corporations.

By Messrs. REIDENBACH and WYND.
HOUSE BILL No. 983.

An Act providing for and regulating the licensing and practicing of landscape architectural; fixing fees; creating and imposing powers and duties on the Department of Public Instruction and prescribing unlawful acts and penalties.

Referred to the Committee on Professional Licensure.

By Messrs. T. H. W. JONES and BRENNINGER.
HOUSE BILL No. 984.

An Act providing for the licensing of certain organizations to hold, operate and conduct games of chance commonly known as raffles; providing for the submission of this act to the voters of each city, borough, town or township for their approval or disapproval, providing for appeals to court and providing penalties.

Referred to the Committee on Rules.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 150.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" providing for the annexation of boroughs having a population of ten thousand or more inhabitants.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 43

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 19, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 43, Printer's No. 6,

entitled "An Act amending the act of December 5, 1936 (1937 P. L. 2897) entitled 'An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties' authorizing the obtaining of advances under Title XII of the Social Security Act and the disbursement of the same."

DAVID L. LAWRENCE.

COMMUNICATION

The SPEAKER laid before the House a communication from Mrs. Eliabeth Brauer requesting an investigation concerning irregularities in the enforcement of the Charter issued to the Lehigh Valley Cooperative Farmers' Dairy.

Refererd to the Committee on Agriculture and Dairy Industries.

SPECIAL ELECTION

The SPEAKER laid before the House a writ for a special election, on May 19, 1959, to fill the office of Representative of the Commonwealth of Pennsylvania for the Fifth Legislative District of Philadelphia caused by the death of Granville E. Jones.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. McCORMACK for today.
Mrs. Varallo for Mr. J. A. O'DONNELL for today.
Mr. Gibson for Mr. KNECHT for the week.
Mr. Gibson for Mr. STRAUSSER for today.
Mr. Gibson for Mr. THOMPSON for the week.

REPORTS FROM COMMITTEE

The SPEAKER. The Chair will pass over the order of business of reports from committee temporarily.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair notes the presence in the House of a distinguished jurist, a former Member of this House, a former Floor Leader, and an expert in the field of parliamentary differences regarding taxes, Judge Albert S. Readinger of Berks County.

With the permission of the House, the Chair requests Judge Readinger to come to the rostrum, and perhaps he may have a few comforting words drawn from the well of his experience to speak to us today.

ADDRESS BY JUDGE ALBERT S. READINGER

JUDGE READINGER. Members of the House, the Speaker will not let me off the hook without saying "Hello" to you from this point on.

I had hoped to be able to say "Hello" to each of you in person. I still hope to do so because I have been granted a leave of absence by my wife. She is letting me off until tomorrow afternoon. So I will be looking forward to saying "Hello" to each of you in person.

The SPEAKER. The Chair requests the gentleman from Bedford, Mr. Stroup, to preside temporarily.

Mr. STROUP IN THE CHAIR.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 336, entitled:

An Act requiring the approval of electorate prior to the construction erection or purchase of public housing projects in cities of the first class

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No 392, entitled:

An Act amnding "The Fish Law of 1925" approved May 2 1925 (P L 448) regulating fishing in waters impounded by the Commonwealth political subdivisions or authorities for water supply purposes

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 500, entitled:

An Act consolidating and revising the Vehicle Code the Tractor Code the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership possession and use of vehicles and tractors

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 705, entitled:

An Act amending the "Disease Prevention and Control Law of 1955' approved April 23 1956 (P L 1510) providing for the examination of recalcitrant persons suspected of being infected with veneral disease tuberculosis or any other communicable disease

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 706, entitled:

An Act amending the "Disease Prevention and Control Law of 1955" approved April 23 1956 (P L 1510) providing for the committing and treatment of recalcitrant persons suspected of being infected with venereal disease tuberculosis or any other communicable disease

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 740, entitled:

An Act amending "The Administrative Code of 1929" approved April 9 1929 (P L 177) prescribing powers and

duties of the Department of Health relating to radioactive materials

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 779, entitled:

An Act amending the "Public Assistance Law" approvedq June 24 1937 (P L 2051) defining "resident" and further regulating elibility for assistance

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. ROVANSEK asked and obtained permission for the Committee on Mines and Mineral Industries to meet during the session of the House.

Mr. POLEN asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

Mr. PETROSKY asked and obtained permission for the Committee on Public Utilities and Corporations to meet during the session of the House.

RECESS

The SPEAKER pro tempore. Without objection, the Chair will declare a brief recess until the return of the committees. The Chair hears none.

AFTER RECESS

The time of recess having expired, the House was called to order.

Mr. STROUP IN THE CHAIR.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. MUSTO asked and obtained unanimous consent to add additional sponsors to a bill to be reported by him.

REPORTS FROM COMMITTEE

Mr. MUSTO from the Committee on Rules, reported as amended, House Bill No. 114, entitled:

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90) authorizing issuance of special temporary permits for the retail sale of malt or brewed beverages at baseball parks under certain circumstances.

Mr. NEEDHAM from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 457, entitled:

An Act creating an Anthracite Mine Law Study Commission for the purpose of making a study and investigation of all laws relating to anthracite coal mines and the preparation of a modern code relating thereto; and making an appropriation.

Mr. STANK from the Committee on Appropriations, re-reported as committed, House Bill No. 610, entitled:

An Act amending "The Fiscal Code" approved April 9, 1929 (P. L. 343) providing for the Rehabilitation Center Fund and for disbursements therefrom repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

Mr. STANK from the Committee on Appropriations, re-reported as committed, House Bill No. 611, entitled:

An Act amending "The Vocational Rehabilitation Act of one thousand nine hundred forty-five" approved May 22, 1945 (P. L. 849) changing the definition of vocational rehabilitation expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

Mr. KORNICK from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 621, entitled:

An Act creating a Bituminous Mine Law Study Commission for the purpose of making a study and investigation of all laws relating to bituminous coal mines and the preparation of a modern code relating thereto, and making an appropriation.

Mr. SNIDER from the Committee on Appropriations, re-reported as amended, Senate Bill No. 309, entitled:

An Act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies fixing the salary of the Director of the Legislative Reference Bureau and making appropriation.

Mr. BRETH from the Committee on Appropriations, reported as committed, Senate Bill No. 338, entitled:

An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee.

Mr. BRETH from the Committee on Rules, reported as committed, House Resolution, (not printed).

BILLS RE-REFERRED

Mr. PETROSKY from the Committee on Public Utilities and Corporations, returned with the recommendation that it be re-referred to the Committee on Railroads and Railways, House Bill No. 433, entitled:

An Act requiring every railway car used for transportation of employes to have certain equipment; and providing penalties.

The SPEAKER. The bill is re-referred to the Committee on Railroads and Railways.

Mr. PETROSKY from the Committee on Public Utilities and Corporations, returned with the recommendation that it be re-referred to the Committee on Railroads and Railawys, House Bill No. 438, entitled:

An Act compelling common carriers by railroad to man locomotives, trains and other self-propelled engines or machines, with competent employes; providing for the minimum number and qualifications of men so employed and providing penalties.

The SPEAKER. The bill is re-referred to the Committee on Railroads and Railways.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 82, 177, 210, 218, 239, 320 and 326.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 105, entitled:

An Act making an appropriation to the Department of Public Welfare for the payment of certain moral claims against the Commonwealth.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 108, entitled:

An Act amening the act of May 1, 1907 (P. L. 135) entitled "An act relating to the appointment of stenographers to report proceedings in the several courts of common pleas and orphans' courts * * * as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers * * *" changing liability for payment of costs in furnishing copies of notes of testimony requested by defendants.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 233, entitled:

A Joint Resolution proposing an amendment to Article VIII Section 1 of the Constitution of the Commonwealth of Pennsylvania changing residence requirements.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 308, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) providing for the acquisition maintenance or enlargement by the borough of certain sewage collection or disposal systems.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 351, entitled:

An Act amending the "State Highway Law" of June 1, 1945 (P. L. 1242) providing for payment by the Commonwealth of damages occasioned by a change of widths lines or grades of streets designated as State highways in cities of the second class A and third class.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 361, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) changing provisions concerning protests to proposed change in zoning.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 492, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for estimated semiannual payments.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 494, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) further providing for the assignment of pupils.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 495, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions for discontinuing joint schools and departments.

And said bill having been read at length .the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 496, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing the reimbursement payments on account of instruction in certain cases.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 497, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) making the school at Cheyney at State Teachers' College in the First State Teachers' College District.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 498, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing reimbursement provisions for school districts in certain cases.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 540, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) further providing for the revision of territory upon abolition of an independent school district.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 542, entitled:

An Act to regulate and establish the fees to be received by the clerk of oyer and terminer and quarter sessions of the peace and the municipal court of Philadelphia in counties of the first class.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 583, entitled:

An Act amending "The Game Law" approved June 3 1937 (P L 1225) increasing the number of special dog training area permits which may be issued in any one county

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 601, entitled

An Act repealing Section 528 act of April 9 1929 (P L 177) entitled "The Administrative Code of 1929" eliminating the requirement that cotton fabrics used in State institutions be flameproofed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 602, entitled:

An Act amending the act of April 9 1929 (P L 177) entitled "The Administrative Code of 1929" abolishing the General Galusha Pennypacker Monument Commission

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 640, entitled:

An Act amending "The Borough Code" approved May 4 1927 (P L 519) further regulating bonds to be given for protection of labor and materialmen

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 644, entitled:

An Act amending "The Third Class City Code" approved June 23 1931 (P L 932) further regulating bonds to be given for protection of labor and materialmen

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 679, entitled:

An Act amending the act of March 26 1925 (P L 83) entitled "An act for the protection of Public Health by regulating the serving of milk for drinking purposes to patrons of hotels * * * and providing penalties" eliminating licenses and license fee requirements

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMIITED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 680, entitled:

An Act amending the "Milk Control Law" approved April 28 1937 (P L 417) changing provisions relating to weighing and measuring permits.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 692, entitled:

An Act amending "The County Code" approved August 9 1955 (P L 323) providing for payment to organizations of American Gold Star Mothers

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 704, entitled:

An Act amending "The County Code" approved August 9, 1955 (P L 323) authorizing temporary investment and deposits of county funds

The first section was read and agreed to.

On the question,

Will the House agree to the section?

Mr. ESHLEMAN offered the following amendment:

Amend Sec. 1 (Sec. 511), page 2, lines 7 to 14 by striking out "in" in line 7 all of lines 8 to 14, and inserting: to place such funds in savings accounts or share accounts of institutions insured by the Federal Deposit Insurance Corporation or the Federal Savings and Loan Insurance Corporation to the extent that such accounts are so insured.

It was agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and coneration of House Bill No. 718, entitled:

An Act amending the "Pennsylvania Election Code" approved June 3 1937 (P L 1333) providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill and providing for the selection and the term of the members of new boards

The first section was read and agreed to.

Mr. LIPPINCOTT offered the following amendment:

Amend Bill, page 4, by inserting after line 8:
Section 2. This act shall take effect immediately.

It was agreed to.

Ihe section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 729, entitled:

An Act amending "The Administrative Code of 1929" approved April 9 1929 (P L 177) further regulating the power of the Department of Forests and Waters to enter into contracts or leases for mining or removal of valuable of valuable minerals

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 764, entitled:

An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 843, entitled:

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation classes and schools for handicapped children

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and coneration of House Bill No. 844, entitled:

An Act making an appropriation to the Department of Public Welfare for administration of the Public Assistance Law and for making public assistance grants

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and coneration of House Bill No. 845, entitled:

An Act amending the act of July 19 1957 (Appropriation Acts page 60) entitled "An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1 1957 and for the payment of bills incurred and remainning unpaid at the close of the fiscal year ending May 31 1957" changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and coneration of Senate Bill No. 29, entitled:

An Act amending the act of May 4 1927 (P L 519) entitled "The Borough Code" authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid operators of fire apparatus shall take physical examinations

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and coneration of Senate Bill No. 261, entitled:

An Act amending the act of April 27 1927 (P L 465) entitled as amended "Fire Safety Building Regulation Law" providing exemptions for certain provisions of the act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON SECOND READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. RUDISILL.

The House resumed the consideration on second reading of House Bill No. 451, entitled:

An Act to assure and confirm the validity and effect of descriptions of real estate in certain documents by the incorporation by reference therein of a description of the real estate previously recorded in the county where such real estate lies

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. RUDISILL. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary.

The motion was agreed to.

THE SPEAKER (Hiram G. Andrews) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Bedford, Mr. Stroup, for presiding so ably and so continuously.

RECOSIDERATION OF VOTE HOUSE BILL No. 665

Mr. McCANN. Mr. Speaker, I move that the vote by which House Bill No. 665, Printer's No. 180, entitled:

"An ct amending the 'Selective Sales and Use Tax Act' approved March 6, 1956 (P L 1228) defining or redefining certain words, terms and phrases, increasing the rate of tax imposing tax on certain additional services, changing the bracket schedule and basis to reflect tax increases * * *"

was defeated on final passage Thursday, March 19, 1959, be reconsidered.

Mr. WHEELER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Greene, Mr. McCann vote on the final passage of this bill?

Mr. McCANN. Mr. Speaker, I voted with the previling side.

The SPEAKER. How did the gentleman from Fayette, Mr. Wheeler vote on the final passage of this bill?

Mr. WHEELER. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. McCANN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to .

On the question recurring,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. McCANN. Mr. Speaker, I move that this bill be placed on the third reading postponed calender.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 44, entitled as follows:

An Act amending the act of July 11 1917 (P L 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs * * *" clarifying the definition of "drug" to include heroin in any quantity

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Frascella,	McDonald,	Royer,
Anderson,	**Fulmer,**	McInroy,	Rudisill,
Arlene,	Gailey,	McKeever,	**Sakulsky,**
Auker,	**Gallagher,**	McLaughlin,	Scarcelli,
Balthaser,	Garlock,	Machmer,	Schaaf,
Barton,	Gelfand,	Magee,	Schuster,
Bell,	**George,**	Mahan,	Schwartz,
Blair,	Gibb,	Markley,	**Seltzer,**
Boies,	Gibson,	Maxwell,	**Sherman,**
Bonner,	Goldstein,	Meholchick,	Shupnik,
Boris,	Goodrich,	Merry,	**Silverman,**
Bowman,	**Guthrie,**	Mihm,	Snare,
Branca,	Hamilton,	Miller, B. Z.,	Snider,
Brenninger,	**Heavey,**	Miller, H. G.,	Stank,
Breth,	Heffner,	Mills,	**Steckel,**
Buchanan,	Helm,	Monroe,	Stevens,
Burns,	Henzel,	Moran,	**Stewart,**
Capano,	Hocker,	Muldowney,	**Stimmel,**
Capitolo,	Holliday,	Mullen,	Stone,
Cianfrani,	Holt,	Munley,	Stoner,
Cioffi,	Horst,	Murphy, A.J., Jr.,	Stroup,
Clarke,	Irvis,	Murphy, P. J.,	**Sullivan,**
Comer,	Isaacs,	Murray, H. P.	Taylor,
Crossin,	Jenkins,	**Murray, J. J.,**	Trusio,
Curwood,	Jim,	Musto,	Ujobai,
Davis,	Johnson, A. W.,	Needham,	Varallo,
Dengler,	Johnson, R.,	Nelson,	**Varner,**
Dennis,	Jones, T. H. W.,	O'Dell,	Verona,
Dennison,	Jump,	**O'Donnell, J. P.,**	Wall,
Devlin,	Kamyk,	Odorisio,	Walsh,
Donahue,	Kee,	Ogilvie,	Wargo,
Donaldson,	Keiser,	O'Neil,	Weidner,
Dougherty,	Kernaghan,	Parlante,	Welsh,
Down,	Kessler,	Pashley,	Wheeler,
Edwards,	Kooker,	Perry, H. H.,	**Whittaker,**
Eilberg,	Kornick,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Korns,	Petrosky,	Williams, E. S.,
Eshleman,	Kovolenko,	Polaski,	Willard,
Ewing,	Kubitsky,	Polen,	**Willaredt,**
Farabaugh,	Lamb,	Prendergast,	Wilt,
Fetterolf,	Lee, A. M.,	Price,	**Wood,**
Filo,	Lee, K. B.,	Pursley,	Worley,
Fineman,	**Leonard,**	Reibman,	Wynd,
Floyd,	Limper,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCann,	Rovansek,	**Speaker**

NAYS—7

Ashton,	Gramlich,	Lippincott,	**Tompkins,**
Brown,	Light,	McCandless,	

NOT VOTING—11

Bower,	**Knecht,**	Naugle,	Thompson,
Cooper,	McCormack,	**O'Donnell, J. A.,**	**Wescott,**
Haudenshield,	Murray, P. G.,	Strausser,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurence.

The SPEAKER. There are quite a number of bills to be referred to Committees.

The Chair is therefore asking the gentleman from Armstrong, the former Speaker to preside.

Mr. HELM IN THE CHAIR.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 218, entitled as follows:

An Act amending the act of December 20 1933 (1933-34 P. L. 89) entitled "An Act appropriating the moneys in The State Stores Fund" providing for additional kinds of insurance

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Frank,	Luigard,	Rovansek,
Anderson,	Frascella,	Lutty,	Royer,
Arlene,	Fulmer,	McCandless,	Rudisill,
Ashton,	Gailey,	McCann,	Sakulsky,
Auker,	Gallagher,	McDonald,	Scarcelli,
Balthaser,	Garlock,	McInroy,	Schaaf,
Barton,	Gelfand,	McKeever,	Schuster,
Bell,	George,	McLaughlin,	Schwartz,
Blair,	Gibb,	Machmer,	Seltzer,
Boies,	Gibson,	Magee,	Sherman,
Bonner,	Goldstein,	Mahan,	Shupnik,
Boris,	Goodrich,	Markley,	Silverman,
Bowman,	Gramlich,	Maxwell,	Snare,
Branca,	Guthrie,	Meholchick,	Snider,
Brenninger,	Hamilton,	Merry,	Stank,
Breth,	Heavey,	Mihm,	Steckel,
Brown,	Heffner,	Miller, B. Z.,	Stevens,
Buchanan,	Helm,	Miller, H. G.,	Stewart,
Burns,	Henzel,	Mills,	Stimmel,
Capano,	Hocker,	Monroe,	Stone,
Capitolo,	Holliday,	Moran,	Stoner,
Cianfrani,	Holt,	Muldowney,	Stroup,
Cioffi,	Horst,	Mullen,	Sullivan,
Clarke,	Irvis,	Munley,	Taylor,
Comer,	Isaacs,	Murphy, A.J., Jr.,	Tompkins,
Crossin,	Jenkins,	Murphy, P. J.,	Trusio,
Curwood,	Jim,	Murray, H. P.	Ujobai,
Davis,	Johnson, A. W.,	Murray, J. J.,	Varallo,
Dengler,	Johnson, R.,	Musto,	Varner,
Dennis,	Jones, T. H. W.,	Needham,	Verona,
Dennison,	Jump,	Nelson,	Wall,
Devlin,	Kamyk,	O'Dell,	Walsh,
Donahue,	Kee,	O'Donnell, J. P.,	Wargo,
Donaldson,	Keiser,	Odorisio,	Weidner,
Dougherty,	Kernaghan,	Ogilvie,	Welsh,
Down,	Kessler,	O'Neil,	Wescott,
Edwards,	Kooker,	Parlante,	Wheeler,
Eilberg,	Kornick,	Pashley,	Williams, A.D., Jr.,
Eshback,	Korns,	Perry, H. H.,	Williams, E. S.,
Eshleman,	Kovolenko,	Perry, P. E.,	Willard,
Ewing,	Kubitsky,	Petrosky,	Willaredt,
Farabaugh,	Lamb,	Polaski,	Wilt,
Fetterolf,	Lee, A. M.,	Polen,	Wood,
Filo,	Lee, K. B.,	Prendergast,	Worley,
Fineman,	Leonard,	Price,	Wynd,
Floyd,	Light,	Reibman,	Yatron,
Flynn,	Limper,	Reidenbach,	Yetter,
Foerster,	Lippincott,	Renwick,	Zimmerman,
Fox,	Lopresti,	Rigby,	Andrews,
		Riley,	Speaker

NAYS—2

Pursley,	Whittaker,

NOT VOTING—10

Bower,	Knecht,	Naugle,	Strausser,
Cooper,	McCormack,	O'Donnell, J. A.,	Thompson,
Haudenshield,	Murray, P. G.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No.221, Printer's No. 128

was passed over at the request of Mr. McCANN.

There being no objection

House Bill No. 266, Printer's No. 124 and

House Bill No. 274, Printer's No. 201

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 295, entitled as follows:

An Act amending the "State Tax Equalization Board Law" approved June 27, 1947 (P. L. 1046) further regulating the valuation of real property in school districts.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Frank,	Lutty,	Rovansek,
Anderson,	Frascella,	McCandless,	Royer,
Arlene,	Fulmer,	McCann,	Rudisill,
Ashton,	Gailey,	McDonald,	Sakulsky,
Auker,	Gallagher,	McInroy,	Scarcelli,
Balthaser,	Garlock,	McKeever,	Schaaf,
Barton,	Gelfand,	McLaughlin,	Schuster,
Bell,	George,	Machmer,	Schwartz,
Blair,	Gibb,	Magee,	Seltzer,
Bonner,	Gibson,	Mahan,	Sherman,
Boies,	Goodrich,	Markley,	Shupnik,
Boris,	Gramlich,	Maxwell,	Silverman,
Bowman	Guthrie,	Meholchick,	Snare,
Branca,	Hamilton,	Merry,	Snider,
Brenninger,	Heavey,	Mihm,	Stank,
Breth	Heffner,	Miller, B. Z.,	Steckel,
Brown,	Helm,	Miller, H. G.,	Stevens,
Buchanan,	Henzel,	Mills,	Stewart,
Burns,	Hocker,	Monroe,	Stimmel,
Capano,	Holliday,	Moran,	Stone,
Capitolo,	Holt,	Muldowney,	Stoner,
Cianfrani,	Horst,	Mullen,	Stroup,
Cioffi,	Irvis,	Munley,	Sullivan,
Clarke,	Isaacs,	Murphy, A.J., Jr.,	Taylor,
Comer,	Jenkins,	Murphy, P. J.,	Tompkins,
Crossin,	Jim,	Murray, H. P.	Trusio,
Curwood,	Johnson, A. W.,	Murray, J. J.,	Ujobai,
Davis,	Johnson, R.,	Musto,	Varallo,
Dengler,	Jones, T. H. W.,	Needham,	Varner,
Dennis,	Jump,	Nelson,	Verona,
Dennison,	Kamyk,	O'Dell,	Wall,
Devlin,	Kee,	O'Donnell, J. P.,	Wargo,
Donahue,	Keiser,	Odorisio,	Weidner,
Donaldson,	Kernaghan,	Ogilvie,	Welsh,
Dougherty,	Kessler,	O'Neil,	Wescott,
Down,	Kooker,	Parlante,	Wheeler,
Edwards,	Kornick,	Pashley,	Whittaker,
Eilberg,	Korns,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Leonard,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Kovolenko,	Polaski,	Willard,
Ewing,	Kubitsky,	Polen,	Willaredt,
Farabaugh,	Lamb,	Prendergast,	Wilt,
Fetterolf,	Lee, A. M.,	Price,	Wood,
Filo,	Lee, K. B.,	Pursley,	Worley,
Fineman,	Light,	Reibman,	Wynd,
Floyd,	Limper,	Reidenbach,	Yatron,
Flynn,	Lippincott,	Renwick,	Yetter,
Foerster,	Lopresti,	Rigby,	Zimmerman,
Fox,	Luigard,	Riley,	Andrews,
			Speaker

NAYS—3

Goldstein,	Petrosky,	Walsh,

NOT VOTING—10

Bower,	Knecht,	Naugle,	Strausser,
Cooper,	McCormack,	O'Donnell, J. A.,	Thompson,
Haudenshield,	Murray, P. G.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 338, entitled as follows:

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) changing provisions relating to compensation of special school police.

On the question,

Will the House agree to the bill on third reading?

Mr. FOX asked unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Sec. 1 (Sec. 599-A), page 2, line 14, by inserting after "police" "Their compensation shall be fixed and paid by the board of township supervisors."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 458, entitled as follows:

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051) prescribing penalties for persons who defraud or attempt to defraud the Commonwealth in certain cases.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. TAYLOR. Mr. Speaker, I move that this bill be recommitted to the Committee on Welfare.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 501, entitled as follows:

An Act amending the act of May 11, 1911 (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures * * *" requiring that inspectors appearing for the Commonwealth in prosecutions be furnished with a certified copy of the transcript or record.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LIPPINCOTT. Mr. Speaker, I desire to interrogate one of the sponsors of the bill.

The SPEAKER PRO TEMPORE. Will the gentleman from Lehigh, Mr. Frank, allow himself to be interrogated?

Mr. FRANK. I shall, Mr. Speaker.

Mr. LIPPINCOTT. Mr. Speaker, some of the Members on this side of the House have had some questions as to exactly what is intended by this bill. I wonder if the gentleman would be good enough to explain what the bill does.

Mr. FRANK. The intent of the bill is that heretofore whenever there was a violation the department had no actual record of it. That is the purpose of this bill.

Mr. LIPPINCOTT. Does the transcript that is required to be furnished under the bill include notes of testimony taken at a hearing?

Mr. FRANK. Will you repeat the question?

Mr. LIPPINCOTT. I would like to know if the transcript which is required to be furnished, and which is classed as part of the costs in the case, includes notes of testimony taken at a hearing?

Mr. FRANK. I believe not.

Mr. LIPPINCOTT. Would the gentleman look at the bill and state whether he believes the word "complaint" appearing on line 11 on page 2 of the bill should not be "complainant"?

Mr. FRANK. What was the question?

Mr. LIPPINCOTT. On page 2, line 11, of the bill the word "complaint" appears. Is that word correct, or—?

Mr. FRANK. If it is printed, it must be correct.

Mr. LIPPINCOTT. Will the gentleman look at the bill and state whether he thinks that word is correct or if it should not be "complainant"?

Mr. FRANK. Well, you got me.

Mr. LIPPINCOTT. Would the gentleman have any objection to having this bill passed over so that it could be studied a little more closely?

Mr. McCANN. I believe we can answer the gentleman's question regarding the word if he will permit us to do so.

The SPEAKER pro tempore. Will the gentleman from Lehigh yield to the gentleman from Greene, Mr. McCann?

Mr. FRANK. I sure will.

The SPEAKER pro tempore. Does the gentleman from Delaware, Mr. Lippincott, desire to interrogate the Majority Leader?

Mr. LIPPINCOTT. I do.

Mr. McCANN. Will the gentleman restate the question?

Mr. LIPPINCOTT. I asked at this point if the word "complaint" which appears on line 11, page 2, of the bill should not be "complainant" since there is no such animal as "complaint" as being a person in the criminal law.

Mr. McCANN. Mr. Speaker, the same word was discussed when we first checked the bill and in checking the wording of the bill. It is the address of the complaint and the word, according to the Legislative Reference Bureau, is correct as inserted on line 11, page 2. My source of authority lies with them.

Mr. LIPPINCOTT. Can the gentleman state whether the transcript is intended to include notes of testimony?

Mr. McCANN. No, Mr. Speaker, I do not—I believe the answer to be, "no".

Mr. LIPPINCOTT. What court would this hearing be held before?

Mr. McCANN. To whatever court would have jurisdiction of the complaint in the Commonwealth when it was filed. For example, I assume, let us say, the Dauphin County Court.

Mr. LIPPINCOTT. Would the gentleman have any objections to this bill's going over until tomorrow so that we have a chance to check it a little further?

Mr. McCANN. I have no objection to its going over until tomorrow, if the gentleman thinks he can get the answers to his questions and then act on the bill tomorrow. Or does he want it passed over for the balance of the week so we can plan our calendar?

The SPEAKER pro tempore. The Chair would inform the gentlemen that the bill is beyond the point of passing it over. The Chair would advise the gentlemen to place the bill on the final passage postponed calendar.

Mr. LIPPINCOTT. I would make such a motion if the Majority Leader would not oppose it.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. LIPPINCOTT. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 603, entitled as follows:

An Act limiting actions accruing outside the Commonwealth of Pennsylvania.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. SCHWARTZ. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary for the purpose of further study.

The motion was agreed to.

BILL PASSED OVER

There being no objection

House Bill No. 666, Printer's No. 113,

was passed over at the request of the Speaker pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 31, entitled as follows:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" increasing the amount commissioners may spend in contracts without advertising.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	**Frank,**	Lutty,	Rovansek,
Anderson,	Frascella,	McCandless,	Royer,
Arlene,	**Fulmer,**	McCann,	**Rudisill,**
Ashton,	Gailey,	McDonald,	**Sakulsky,**
Auker,	**Gallagher,**	McInroy,	**Scarcelli,**
Balthaser,	Garlock,	McKeever,	Schaaf,
Barton,	**Gelfand,**	McLaughlin,	Schuster,
Bell,	**George,**	Machmer,	Schwartz,
Blair,	Gibb,	Magee,	**Seltzer,**
Boles,	Gibson,	Mahan,	Sherman,
Bonner,	**Goldstein,**	Markley,	**Shupnik,**
Boris,	Goodrich,	Maxwell,	**Silverman,**
Bowman,	**Gramlich,**	Meholchick,	Snare,
Branca,	Guthrie,	Merry,	Snider,
Brenninger,	Hamilton,	Mihm,	Stank,
Breth,	**Heavey,**	Miller, B. Z.,	**Steckel,**
Brown,	**Heffner,**	Miller, H. G.,	Stevens,
Buchanan,	Helm,	Mills,	Stewart,
Burns,	Henzel,	Monroe,	**Stimmel,**
Capano,	Hocker,	Moran,	Stone,
Capitolo,	Holliday,	Muldowney,	Stoner,
Cianfrani,	**Holt,**	Mullen,	Stroup,
Cioffi,	Horst,	**Munley,**	Sullivan,
Clarke,	Irvis,	**Murphy, A.J., Jr.,**	Taylor,
Comer,	Isaacs,	Murphy, P. J.,	**Tompkins,**
Crossin,	Jenkins,	Murray, H. P.	Trusio,
Curwood,	Jim,	**Murray, J. J.,**	Ujobai,
Davis,	Johnson, A. W.,	Musto,	Varallo,
Dengler,	Johnson, R.,	Needham,	Varner,
Dennis,	Jones, T. H. W.,	Nelson,	Verona,
Dennison,	Jump,	O'Dell,	Wall,
Devlin,	Kamyk,	**O'Donnell, J. P.,**	Walsh,
Donahue,	Kee,	Odorisio,	Wargo,
Donaldson,	Keiser,	Ogilvie,	Weidner,
Dougherty,	Kernaghan,	O'Neil,	Welsh,
Down,	Kessler,	**Parlante,**	Wescott,
Edwards,	Kooker,	Pashley,	Wheeler,
Eilberg,	Kornick,	Perry, H. H.,	Whittaker,
Eshback,	Korns,	Perry, P. E.,	**Williams,A.D.,Jr.,**
Eshleman,	Kovolenko,	**Petrosky,**	**Williams, E. S.,**
Ewing,	Kubitsky,	Polaski,	Willard,
Farabaugh,	Lamb,	**Polen,**	Willaredt,
Fetterolf,	Lee, A. M.,	Prendergast,	Wilt,
Filo,	Lee, K. B.,	Price,	Wood,
Fineman,	Leonard,	**Pursley,**	Wynd,
Floyd,	Light,	**Reibman,**	Yatron,
Flynn,	Limper,	Reidenbach,	Yetter,
Foerster,	Lippincott,	Renwick,	Zimmerman,
Fox,	Lopresti,	Rigby,	Andrews,
	Luigard,	Riley,	**Speaker**

NAYS—1

Worley,

NOT VOTING—10

Bower,	Knecht,	Naugle,	Strausser,
Cooper,	McCormack,	**O'Donnell, J. A.,**	Thompson,
Haudenshield,	Murray, P. G.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair has been informed that we have in the Hall of the House a former Member of this House in 1933, the gentleman from Cambria, now the Controller of Cambria County, Mr. Michael Chervanak.

REPORTS FROM COMMITTEE

Mr. DEVLIN from the Committee on Rules, reported as amended, House Bill No. 90, entitled:

An Act permitting the completion of baseball games in

cities of the first or second class notwithstanding provisions to the contrary.

Mr. DEVLIN from the Committee on Rules, reported as amended, House Resolution No. 43.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILLS

Mr. SHERMAN asked and obtained unanimous consent to extend the time five days on House Bill No. 135, Printer's No. 48, on page 12 of today's calendar, bills on final passage postponed.

Mr. McCANN asked and obtained unanimous consent to extend the time five days on House Bill No. 310, Printer's No. 66, on page 12 of today's calendar, bills on final passage postponed.

HOUSE RESOLUTION (Not Printed)

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 24, 1959.

During the month of May, 1959, the Society for the Promotion of Kalmyk Culture will celebrate their fifth anniversary as a non-profit organization devoted to the study of the history and culture of the Kalmyk people and of the kindred Oirats. This is an organization of Russian-Mongolians of the Buddhist faith who came to the United States in 1952 and 1953, under the Displaced Persons Act and the majority of which located in Philadelphia where they quickly adjusted themselves to their new homeland.

The main functions of the society are the maintenance of a library, publication of scholarly and literary materials and the organization of activities in the field of Kalmyk studies, the promotion of Kalmyk language and religious schools for children and the sponsorship of a scholarship fund for Kalmyk students in institutions of higher learning.

The Kalmyks originally inhabited the present province of Sinkiang in western China, north of Tibet, and are one of the few remaining representatives of the western branch of the Mongolian race. After the Russian Revolution, they became victims of the totalitarian regime and they were expelled from their native land after resisting attempts to collectivize their entire existence.

The society and its members should be congratulated for their dedication to the principles of liberty, truth and justice in social relations and their nobleness and consciousness in personal conduct and unrestricted mercy in the treatment of all living creatures. Praise should also ring out for their ideals of moral self perfection and their steady aspiration toward the affirmation of spiritual and moral values; the idea of brotherhood among people and the peaceful cooperation of nations and states.

Congratulations should also be given for a job well done to the Friends Neighborhood Guild, the Immigration Service of the Church World Guild and the many other organizations who supplied generous help and moral support and who worked so untiringly and selflessly to bring these people to the United States where they are free to enjoy their religious and intellectual freedom; therefore be it

Resolved, That the members of the House of Representatives of the General Assembly extend their heartfelt congratulations to the Society for the Promotion of Kalmyk Culture on their fifth anniversary; and be it further

Resolved, that copies of this resolution be sent to the society and its chairman, George Zagadinov at 1539 N. Sixth Street, Philadelphia, to Elizabeth Campbell, Executive Director, International Institute, 645 N. Fifteenth Street, Philadelphia, to Francis Bosworth, Director, Friends Neighborhood Guild, 703 N. Eighth Street, Philadelphia and Pearl Buck, Bucks County, Pennsylvania.

RESOLUTION

Mr. WILLARD offered a resolution which was filed with the Clerk.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, to answer many inquiries that have been presented on both sides of the aisle regarding this week's Sessions and our plans for tomorrow. There will be a Session tomorrow at 12:00 noon. If necessary, the caucuses will be called from the floor of the House after the House starts its Session tomorrow.

The following week the tentative plan is for Sessions on Monday, Tuesday and Wednesday, April 6, 7, and 8.

COMMITTEE MEETINGS

CITIES—COUNTIES, SECOND AND SECOND CLASS A, Mr. Mihm, Chairman, Room 149-B, Wednesday, April 1 at 11:15 a. m.

CITIES—THIRD CLASS, Mr. Walsh, Chairman, Room 145, Wednesday, April 1, 10:30 a. m.

COUNTIES, Mr. Cioffi, Chairman, Room 140, Wednesday, April 1, 11:00 a. m.

HIGHWAYS, Mr. Comer, Chairman, Room 331, Wednesday, April 1, 11:30 a. m.

JUDICIARY, Mr. Rudisill, Chairman, Room 145, Wednesday, April 1, 10:00 a. m.

LABOR RELATIONS, Mr. Wargo, Chairman, Room 140, Wednesday, April 1, 11:45 a. m.

LAW AND ORDER, Mr. Mills, Chairman, Room 522, Wednesday, April 1, 11:00 a. m.

MILITARY AFFAIRS, Mr. Needham, Chairman, Room 521, Wednesday, April 1, 10:45 a. m.

MUNICIPAL CORPORATIONS, Mr. Polaski, Chairman, Room 522, Wednesday, April 1, 11:15 a. m.

PUBLIC HEALTH AND SANITATION, Mr. Maxwell, Chairman, Room 522, Wednesday, April 1, 10:30 a. m.

WELFARE, Mr. Kamyk, Chairman, Room 522, Wednesday, April 1, 10:45 a. m.

ADJOURNMENT

Mr. H. H. PERRY. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 1, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 6:25 p. m.) the House adjourned.

HOUSE SUPPLEMENT

STANDING COMMITTEES

AGRICULTURE AND DAIRY INDUSTRIES

Snider, Chairman, Farabaugh, Vice Chairman, Burns, Devlin, Garlock, Luigard, Machmer, Murphy, A. J., Nelson, Perry, H. H., Reibman, Shupnik, Yetter, Ashton, Korns, Light, Stoner, Stroup, Wescott, Worley.

APPROPRIATIONS

Polen, Chairman, Stank, Vice Chairman, Boies, Breth, Dougherty, Hamilton, McCormack, Mihm, Munley, Musto, Reidenbach, Snider, Wheeler, Bower, Brown, Cooper, Helm, Hocker, Tompkins, Wood.

BANKING AND BUILDING AND LOAN ASSOCIATIONS

Muldowney, Chairman, Clarke, Vice Chairman, Comer, Frascella, Gelfand, Holt, Jenkins, Lutty, Mills, Murray, John J., O'Donnell, James A., Petrosky, Sherman, Buchanan, Cooper, Gibson, Lee, Austin M., Murray, Harvey P., Murray, Paul G., Seltzer.

BOROUGHS

Filo, Chairman, Moran, Vice Chairman, Balthaser, Burns, Farabaugh, Jenkins, Kovolenko, Meholchick, Murphy, A. J., Reibman, Rudisill, Verona, Wargo, Agnew, Fox, Fulmer, Kernaghan, Kubitsky, Williams, E. S., Zimmerman.

CITIES—COUNTIES, FIRST CLASS

Limper, Chairman, Eilberg, Vice Chairman, Branca, Comer, Frascella, Heavey, Mullen, McCormack, Muldowney, Parlante, Pashley, Schwartz, Sullivan, Boris, Johnson, Robert P., Kee, Lee, Austin M., Miller, B. Z., Mrs., Stewart, Williams, Alan D., Jr.

CITIES—COUNTIES, SECOND CLASS AND SECOND CLASS A

Mihm, Chairman, Devlin, Vice Chairman, Clarke, Foerster, Irvis, Jenkins, Kamyk, Lamb, Leonard, McLaughlin, Needham, Schuster, Walsh, Donaldson, Gibb, Goldstein, Jump, Kessler, O'Dell, Rigby.

CITIES—THIRD CLASS

Walsh, Chairman, Yatron, Vice Chairman, Boies, Cioffi, Frank, Gailey, Luigard, McDonald, Polaski, Sakulsky, Schaaf, Stone, Trusio, Jump, Magee, Mahan, Miller, Harold G., Murphy, Peter J., Murray, Paul G., Ogilvie.

COUNTIES

Cioffi, Chairman, Flynn, Vice Chairman, Farabaugh, Kovolenko, McDonald, Meholchick, O'Neil, Prendergast, Renwick, Rudisill, Sakulsky, Stank, Wheeler, Barton, Down, Heffner, Light, Mahan, Pursley, Wynd.

EDUCATION

Reibman, Chairman, Anderson, Vice Chairman, Capano, Floyd, Gailey, Haimton, Irvis, Musto, Polen, Reidenbach, Rovansek, Sherman, Yatron, Dengler, Eshleman, Goldstein, Helm, Stroup, Henzel, Wescott.

ELECTIONS AND APPORTIONMENT

Stone, Chairman, Lopresti, Vice Chairman, Capano, Devlin, Garlock, Polen, Prendergast, Rudisill, Wargo, Wheeler, Bower, Jones, T. H. W., Royer, Tompkins, Williams, A. D., Jr.

FISHERIES

Curwood, Chairman, Yetter, Vice Chairman, Arlene, Breth, Crossin, Foerster, Frank, Jim, O'Donnell, James A., Perry, H. H., Riley, Shaaf, Trusio, Donahue, Edwards, Gramlich, Stimmel, Stoner Willard Zimmerman.

GAME AND CONSERVATION

Breth, Chairman, Frank, Vice Chairman, Burns, Filo, Gallagher, Jim, Lamb, Machmer, Meholchick, Nelson, Renwick, Riley, Yetter, Ashton, Goodrich, Kessler, Lee, Kenneth B., McInroy, Merry, Snare.

HIGHWAYS

Comer, Chairman, Garlock, Vice Chairman, Cioffi, Curwood, Filo, Heavey, Kornick, Murray, John J., Munley, Stank, Stone, Yatron, Yetter, Davis, Down, Hocker, Jump, Murray, Harvey P., Strausser Thompson.

INSURANCE

Hamilton, Chairman, Floyd, Vice Chairman, Crossin, Jones, C. E., Fineman, Floyd, Gelfand, Kornick, Nelson, Prendergast, Sakulsky, Schwartz, Silverman, Brown, Horst, Murray, Paul G., Naugle, Pursley, Stimmel, Willaredt.

JUDICARY

Rudisill, Chairman, Fineman, Vice Chairman, Devlin, Elberg, Gailey, Gelfand, Irvis, Lamb, Mihm, Reibman, Schwartz, Sherman, Stone, Agnew Auker Isaacs, Jone, Thomas H. W., Steckel, Tompkins, Wilt.

JUDICIARY—SPECIAL

Leonard, Chairman, McCormack, Vice Chairman, Clarke, Dennis, Devlin, Foerster, Heavey, Holt, Muldowney, Walsh, Bell, Bower, Bowman, Donaldson, Weidner.

LABOR RELATIONS

Wargo, Chairman, Welsh, Vice Chairman, Bonner, Branca, Flynn, Leonard, Limper, McKeever, McLaughlin, Moran, Parlante, Polaski, Rovansek, Eshback, Eshleman, George, Gramlich, Kee, Kubitsky, Stevens.

LAW AND ORDER

Mills, Chairman, Gailey, Vice Chairman, Curwood, Monroe, Munley, Murray, John J., O'Neil, Scarcelli Welsh, Yatron, Gibb, Johnson, Robert P., Knecht, Naugle, Ujobai.

LIQUOR CONTROL

Reidenbach, Chairman, Scarcelli, Vice Chairman, Boies, Curwood, Doughetry, Flynn, Maxwell, Mills, Pashley, Petrosky, Schuster, Taylor, Wargo, Barton Boris, Brenninger, Eshback, Merry, Murphy, Peter J., Weidner.

MILITARY AFFAIRS

Needham, Chairman, Monroe, Vice Chairman, Anderson, Balthaser, Capitolo, Crossin, Kamyk, Kovolenko, McKeever, Mullen, Perry, Peter E., Scarcelli, Trusio, Bell, Fulmer, George, Ogilvie, Seltzer Snare, Stevens.

MINES AND MINERAL INDUSTRIES

Rovansek, Chairman, Bonner, Vice Chairman, Kornick, McDonald, Meholchick, Murphy, A. J., Needham, Prendergast, Stank, Verona, Buchanan, Dennison, Ewing, Knecht, Varner.

MOTOR VEHICLES

Dougherty, Chairman, McLaughlin, Vice Chairman, Branca, Cianfrani, Ellberg, Filo, Frascella, O'Neil, Parlante, Renwick, Sherman, Stone, Taylor, Brenninger, Dengler, Dennison, Ewing, Guthrie, Lippincott, Markley.

MUNICIPAL CORPORATIONS

Polaski, Chairman, Trusio, Vice Chairman, Arlene, Capitolo, Cianfrani, Holt, Jim, Mullen, O'Donnell, J. P., Pery, P. E., Riley, Schuster Sullivan Auker, Blair, Bowman, Fetterolf, Isaacs, Keiser, Lippincott.

PROFESSIONAL LICENSURE

Boies, Chairman, Jones, Granville E., Vice Chairman, Dennis, Dougherty, Eilberg, Fineman, Holt, Maxwell, McCormack, Schaaf, Parlante, Silverman, Shupnik, Kooker, McCandless, Miller, Beatrice Z., Odorisio, Rigby, Stewart, Whittaker.

PUBLIC HEALTH AND SANITATION

Maxwell, Chairman, Pashley, Vice Chairman, Anderson, Breth, Dennis, Jones, Granville E., Monroe, O'Donnell, J. P., O'Neil, Silverman, Fox, Guthrie, Henzel, Kernaghan, Kooker.

PUBLIC UTILITIES AND CORPORATIONS

Petrosky, Chairman, Cianfrani, Vice Chairman, Breth, Floyd, Heavey, Lutty, Maxwell, Mills, Morgan, Muldowney, Mullen, Silverman, Taylor, Gibson, Heffner, Holliday, Magee, Steckel, Thompson, Wall.

RAILROADS AND RAILWAYS

Taylor, Chairman, Schuster, Vice Chairman, Arlene, Capitolo, Gallagher, Limper, Luigard, O'Donnell, James P., Perry, Peter E., Welsh, McInroy, Miller, Harold G., O'Dell, Wall, Worley.

STATE GOVERNMENT

Schwartz, Chairman, Renwick, Vice Chairman, Comer, Fineman, Hamilton, Jones, Granville E., Lutty, Garlock, Polaski, Polean, Reidenbach, Rudisill, Snider, Haudenshield, Jones, Thomas H. W., Price, Royer, Strausser, Wilt, Wood.

TOWNSHIPS

Kornick, Chairman, Jim, Vice Chairman, Balthaser, Farabaugh, Flynn, Garlock, Jenkins, Machmer, O'Donnell, James A., Perry, H. H., Shupnik, Verona, Wheeler, Edwards, Goodrich, Horst, Korns, Lee, Kenneth B., Odorisio, Willaredt.

WAYS AND MEANS

Wheeler, Chairman, Frascella, Vice Chairman, Capano, Cioffi, Petrosky, Kamyk, Limper, McLaughlin, Musto, Polen, Snider, Walsh, Wargo, Blair, Davis, Ewing, Gibson, Price, Royer, Varner.

WELFARE

Kamyk, Chairman, Munley, Vice Chairman, Anderson, Bonner, Capano, Dennis, Frank, Leonard, Monroe, Musto, Murray, John J., Needham, Pashley, Donahue, Haudenshield, Weidner, Markley, McCandless, Ujobai, Whittaker.

WORKMEN'S COMPENSATION

Capano, Chairman, Lutty, Vice Chairman, Bonner, Branca, Cianfrani, Gallagher, Gelfand, McKeever, Moran, Rovansek, Scarcelli, Sullivan, Welsh, Fetterolf, Holliday, Keiser, Wescott, Willard, Wililams, Evan S., Wynd.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., WEDNESDAY, APRIL 1, 1959. No. 28.

SENATE

WEDNESDAY, April 1, 1959.

The Senate met at 11:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. PAUL S. MONTGOMERY, Pastor of the United Church of Aspinwall, Presbyterian, Aspinwall, offered the following prayer:

Eternal God, our Father, we thank Thee for this day and the beauty of it; for work to do and the desire to accomplish it. We thank Thee that as our wisdom increases, our sense of dependence upon Thee increasse.

We beseech Thee, our God, for Thy blessing upon all in positions of delegated authority and leadership, the President of our Land and all those associated with him; our Governor and all Legislators assembled here this day. May Thy courageous Spirit be their source of wisdom and guidance in all their deliberations. May the solutions of their varied problems grow clearer as they are held up before Thee.

Displace, we pray Thee, any dismay with encouragement, and any fears with faith.

We confess we do not always know the way we ought to choose; guide us. We do not always know how we ought to behave; show us. We do not always do what we should do; admonish and then forgive us.

Sprinkle the minds and hearts of all with the breath of Thy wisdom and Thy goodness, and so establish the fruits of their actions here today, that their sum total may prove a blessing to the people of this Commonwealth and, above all, redound to Thy Name's honor and glory.

We beseech Thee, O God of all comfort, to draw especially near this day to Mrs. Keller in the sudden passing of her son, Gary. Cause them, and us all, to know that Thy thoughts are not always our thoughts, nor Thy ways our ways, because they are higher than ours. In the midst of their deep sorrow, may they feel the undergirding of Thine everlasting arms of love. Grant us always the grace to trust where we cannot trace the wisdom of Thy providence.

Hear us then, our God, as we commend all before Thee, knowing that Thou art able to do for us exceeding abundance, above all which we ask or think, through Jesus Christ, our Lord. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. WAGNER, further reading was dispensed with, and the Journael was approved.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 44, entitled:

An Act amending the act of July 11, 1917 (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, * * *," clarifying the definition of "drugs" to include heroin in any quantity.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 218, entitled:

An Act amending the act of December 21, 1933 (1933-34 P. L. 89), entitled "An act appropriating the moneys in the State Store Fund," providing for additional kinds of insurance.

Which was committed to the Committee on State Government.

House Bill No. 295, entitled:

An Act amending the "State Tax Equalization Board Law," approved June 27, 1947 (P. L. 1046), further regulating the valuation of real property in school districts.

Which was committed to the Committee on Education.

HOUSE CONCURS IN SENATE BILL No. 31

He also returned to the Senate, Senate Bill No. 31, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," increasing the amount commissioners may spend in contracts without advertising.

with the information that the House has passed the same without amendments.

REPORTS FROM COMMITTEES

Mr. KELLER, from the Committee on Education, reported as committed, House Bill No. 163, entitled:

An Act amending the "Public Utility Law," approved May 28, 1937 (P. L. 1053) excluding buses owned by, or under contract with, school districts, private or parochial schools for the transportation of school children and chaperons from the definition of common carrier by motor vehicle and contract by motor vehicle in certain cases.

He also, from the Committee on Education reported as committed, House Bill No. 191, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing that out-of-state physicians may certify that applicants for teachers' certificates are not mentally or physically disabled.

He also from the Committee on Education, reported as committed, Senate Bill No. 208, entitled:

An Act amending the act of March 10, 1949 (P. L.), entitled "Public School Code of 1949," permitting secretaries of school boards to be nonresidents of the school district for which elected.

He also from the Committee on Education, reported as committed, Senate Bill No. 212, entitled:

An Act amending the act of March 10, 1949 (P. L.), entitled "Public School Code of 1949," making certain money available to school districts prior to June 30, 1959.

He also from the Committee on Education, reported as committed, Senate Bill No. 236, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," prohibiting the granting of teachers certificates to persons with communicable diseases or mental disorders; and providing for their granting to certain persons with major physical disabilities.

He also from the Committee on Education, reported as committed, House Bill No. 490, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), requiring that children be vaccinated before being admitted to kindergarten.

He also from the Committee on Education, reported as committed, House Bill No. 491, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L.), providing for advance payments to enable schools to remain open.

He also from the Committee on Education, reported as committed, House Bill No. 493, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

He also from the Committee on Education, reported as committed, House Bill No. 567, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30) authorizing submission of question of formation of union or merged districts at primary elections.

Mr. STEVENSON, from the Committee on Local Government as committed, Senate Bill No. 146, entitled:

An Act amending the act of June 25, 1947 (P. L. 1145), entitled, as amended, "Local Tax Enabling Law," further regulating taxes on the transfer of real property, and imposing penalties for the recording of taxed documents without the proper stamp affixed thereto.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 160, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing the improvement of streets by the borough without petition, and the assessment and collection of costs from abutting property owners.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 191, entitled:

An Act amending the act of May 25, 1945 (P. L. 1050), entitled "Local Tax Collection Law," further regulating the collection of taxes and settlement of tax duplicates.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 304, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," providing for the creation of capital reserve funds for capital expenditures.

He also from the Committee on Local Government, reported as committed, House Bill No. 306, entitled:

An Act amending the act of June 21, 1939 (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; * * *" requiring that tax exempt property be listed and valued.

He also from the Committee on Local Government, reported as committed, House Bill No. 307, entitled:

An Act amending the "Third Class County Board Assessment Law," approved June 26, 1931 (P. L. 1379), requiring that tax exempt be listed and valued.

He also from the Committee on Local Government, reported as committed, House Bill No. 349, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), increasing the mileage allowance for county officers to meetings of their state associations.

He also from the Committee on Local Government, reported as committed, House Bill No. 350, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 387, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing that no person holding the office of justice of the peace shall act as secretary or secretary-treasurer of the board of township supervisors.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 388, entitled:

An Act amending the act of May 1, 1933 (P.L. 103), entitled "The Second Class Township Code," requiring landowners to maintain and keep in repair sidewalks or sidewalks and curbs abutting on their property.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 389, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing the purchase or condemnation of unobstructed views at curves and intersections.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 422, entitled:

An Act amending the act of August 5, 1941 (P. L. 803) entitled, as amended "An act providing for the creation, maintenance and operation of the county employes' re-

tirement system in counties of the fifth, sixth, seventh and eighth class; * * * ," limiting the exemption on execution.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 423, entitled:

An Act amending the act of July 8, 1941 (P. L. 298), entitled "Fourth Class County Retirement Law," limiting the exemption on execution and other legal processes.

He also from the Committee on Local Government, reported as committed, Senate Bill No. 433, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing for the consolidation of two townships in certain cases by the court of quarter sessions without submitting to a vote of the electors.

He also from the Committee on Local Government, reported as committed, House Bill No. 545, entitled:

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), further regulating contracts and purchases.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert R. Pechan, 903 Fifth Avenue, Ford City, Armstrong County, for reappointment as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1965, and until his succesor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF CALIFORNIA STATE TEACHERS COLLEGE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the reappointment of the following as members of the Board of Trustees of California State Teachers' College, until the third Tuesday of January 1965, and until their successors are appointed and qualified.

Peter T. Dumbauld, Somerset, Somerset County.

Dr. Joseph M. Dudas, Sr., 422 Sixth Street, Monessen, Westmoreland County.

DAVID L. LAWRENCE.

MEMBER OF THE LEHIGH COUNTY BOARD OF ASSISTANCE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Edith M. Graul, Allentown, for appointment as a member of the Lehigh County Board of Assistance, from January 1, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Earl R. Handler, 255 North Third Street, Indiana, Indiana County, for appointment as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1965, and until his successor is appointed and qualified, vice Charles E. Kinsey, Armagh, deceased.

DAVID L. LAWRENCE.

BILLS INTRODUCED AND REFERRED

Messrs. PECHAN and McCREESH read in place and presented to the Chair Senate Bill No. 529, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "State Employes' Retirement Law," further providing for disability retirement allowances.

Which was committed to the Committe on State Government.

Mr. WAGNER read in his place and presented to the Chair Senate Bill No. 530, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing the Superintendent of Public Instruction to withhold appropriations from school districts and arrange payments to lending agencies in certain cases.

Which was committed to the Committee on Education.

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 531, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," including the chief of police and other officers within the civil service provisions.

Which was committed to the Committee on Local Government.

Messrs. ELLIOTT and SEYLER read in place and presented to the Chair Senate Bill No. 532, entitled:

An Act amending the act of May 13, 1925 (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, human, and patriotic purposes," exempting nonprofit unincorporated organizations and associations from the provisions of the act; and making an editorial change.

Which was committed to the Committee on Law and Order.

Messrs. MAHADY, MULLIN and KALMAN read in place and presented to the Chair Senate Bill No. 533, entitled:

An Act amending the act of May 5, 1933 (P. L. 364), entitled "Business Corporation Law," providing for service of process upon foreign corporations in certain cases.

Which was committed to the Committee on Corporations.

Messrs. MAHADY, RIPP, MULLIN and KALMAN read in place and presented to the Chair Senate Bill No. 534, entitled:

An Act requiring employers to pay for medical exami-

nations and records where such examinations or records are a condition for employment, and providing penalties.

Which was committed to the Committee on Labor and Industry.

Mr. McGINNIS read in his place and presented to the Chair Senate Bill No. 535, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," changing tax levy provisions when land and buildings are taxed separately.

Which was committed to the Committee on Local Government.

RECESS

Mr. PECHAN. Mr. President, I request a ten minute recess of the Senate for the purpose of holding a meeting of the Joint Committee to Investigate the Recent Mine Disaster at the Knox Mine. The meeting will be held in the Committee Room at the rear of the Senate.

The PRESIDENT. Are there any objections? The Chair hears no objection, and declares a ten minute recess.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

LATIN AMERICAN EDUCATORS PRESENTED TO SENATE

Mr. HAYS. Mr. President and Members of the Senate, I wish to call your attention to the fact that we have distinguished visitors in the Senate Chamber this afternoon. They are neighbors to the south of us. These men and women, to the rear of me, are visiting educators from countries south of us.

I would like to read a couple sentences regarding the reasons for their being here:

> "The Pennsylvania State University is one of the universities which operates a bi-lingual program for Latin American educators in the field of school administration and supervision. the educators are selected by the Chief of the International Cooperation Administration Educational Mission with the help of the Minister of Education in each country. Participants are assigned to the proper training center by the ICA staff in Washington, D. C. Educators who come to Pennsylvania State University are sent for a twelve-month program in the field of school supervision which is conducted for them in Spanish.
>
> "The Latin American Education Project at Pennsylvania State University is now in its third year. During the two preceding years, 41 Latin American Educators completed their program, and are presently working to improve educational practices in their respective countries.
>
> "The 1958-59 group includes 8 Ecuadorians, 3 Peruvians, 2 Paraguayans, 2 Nicaraguans, and one each from Bolivia and Colombia."

They are here today under the sponsorship of their leader and his wife, Doctor and Mrs. Renner, of the Pennsylvania State University faculty.

The PRESIDENT. Would you please stand up?

We are, indeed, very happy to have you with us in the Senate of Pennsylvania. We do hope you will find that our countries are very friendly, indeed.

BILLS INTRODUCED AND REFERRED

Mr. WHALLEY read in his place and presented to the Chair Senate Bill No. 536, entitled:

An Act making an appropriation to the Department of Public Welfare for the maintenance of the Somerset Community Hospital.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 537, entitled:

An Act making an appropriation to the Department of Public Welfare for the maintenance of the Memorial Hospital of Bedford County.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 538, entitled:

An Act making an appropriation to the Department of Public Welfare for the maintenance of the Fulton County Medical Center.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 539, entitled:

An Act making an appropriation to the Department of Public Welfare for the maintenance of the Meyersdale Community Hospital.

Which was committed to the Committee on Appropriations.

PERMISSION TO ADDRESS SENATE

Mr. SEYLER asked and obtained unanimous consent to address the Senate.

Mr. SEYLER. Mr. President, I am submitting three bills, the first two of which are sponsored by my colleagues, Senator Miller, Senator Hays and myself.

The third bill, Mr. President, is a bill dealing with the end of discrimination in admission to institutions of higher education. I believe this is the first time that this bill has ever had nonpartisan sponsorship. It contains the names of eighteen Senators from both sides of the aisle.

BILLS INTRODUCED AND REFERRED

Messrs. SEYLER and MILLER read in place and presented to the Chair Senate Bill No. 540, entitled:

An Act amending the act of August 5, 1941 (P. L. 752), entitled "Civil Service Act," extending the provisions of said act to include all offices and positions in the Department of Welfare and the Department of Health.

Which was committed to the Committee on State Government.

Messrs. SEYLER, MILLER and HAYS read in place and presented to the Chair Senate Bill No. 541, entitled:

An Act amending the act of June 29, 1937 (P. L. 2423), entitled as amended, "An act establishing a Pennsylvania State Police Retirement System; . . . ," extending the act

to employes of certain State penal and correctional institutions.

Which was committed to the Committee on State Government.

Mesrs. SEYLER, CAMIEL, SCOTT, WEINER, FLACK, BLASS, WADE, EHRGOOD, KROPRIVER, JR., CONFAIR, KROMER, MURRAY, SHAFER, SILVERT, KALMAN, MULLIN, MILLER and RUTH read in place and presented to the Chair Senate Bill No. 542, entitled:

An Act declaring the policy of the Commonwealth with regard to discriminatory practices in educational institutions based upon race, religion, color, ancestry or national origin; prohibiting such discriminatory practices; creating the Pennsylvania Fair Educational Opportunities Commission in the Department of Public Instruction; and defining its functions, powers and duties.

Which was committed to the Committee on Education.

Messrs. WEINER, FLACK, BLASS, EHRGOOD and MAHADY read in place and presented to the Chair Senate Bill No. 543, entitled:

An Act providing for injunctions against persons to prohibit and restrain the unauthorized practice of the law, authorizing the investigation thereof, and prescribing the procedure therefor.

Which was committed to the Committee on Judiciary General.

Messrs. VAN SANT and HAYS read in place and presented to the Chair Senate Bill No. 544, entitled:

An Act amending the act of August 5, 1941 (P. L. 752), entitled "Civil Service Act," redefining the term "director;" further extending the scope of unclassified services; extending the provisions regarding appointment and removal of the director; further extending the merit provisions of the act; increasing the duties and obligations of the commission and of the director; providing for systematic and meritorious salary increments; clarifying salary provisions of employment; changing examination requirements, according regular status to employes with required periods of service; making definite provisions covering sick leave and vacation leave; and strengthening the provisions covering furlough and reemployment.

Which was committed to the Committee on State Government.

Mr. VAN SANT read in his place and presented to the Chair Senate Bill No. 545, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission to aid in the construction of a shrine to house the replica of the Liberty Bell.

Which was committed to the Committee on Appropriations.

Messrs. MULLIN, MILLER, MURRAY and KALMAN read in place and presented to the Chair Senate Bill No. 546, entitled:

An Act regulating the creation and termination of agencies and powers of agency in time of atomic emergency.

Which was committed to the Committee on State Government.

They also read in place and presented to the Chair Senate Bill No. 547, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," penalizing the sale of unassembled toys in unmarked packages.

Which was committed to the Committee on Judiciary General.

Messrs. MULLIN, CAMIEL, STIEFEL and SILVERT read in place and presented to the Chair Senate Bill No. 548, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "Public Assistance Law," redefining "aged persons" and "disabled persons;" making eligible for assistance certain aged, disabled and other persons who are inmates of public institutions.

Which was committed to the Committee on Public Health and Welfare.

Messrs. ROONEY and VAN SANT read in place and presented to the Chair Senate Bill No. 549, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," providing for the filing of applications for renewal at any time within two years from the expiration date.

Which was committed to the Committee on Law and Order.

PERMISSION TO ADDRESS SENATE

Mr. KALMAN asked and obtained unanimous consent to address the Senate.

Mr. KALMAN. Mr. President and Members of the Legis-Senate, in the late twenties, the Members of the Legislature saw fit to pass the Public Utility Law which, in 1937, was amended and is now the basis of our present Public Utility Law. In 1945, the Members of the Legislature passed the Municipality Authorities Act, and the regulation of rates were the exclusive confines of the Common Pleas Courts in the respective counties.

We now have situations throughout the Commonwealth where many of the water authorities have grown in leaps and bounds. The people who have been aggrieved through the rate structure set up by the members of these authorities or by their consulting engineers, have only had recourse through the Courts of Common Pleas. Unfortunately, many of these authorities cross county lines and the recourse for these aggrieved people has not been too satisfactory. As a matter of fact, we can say that justice has not triumphed as far as they are concerned.

Mr. President, I believe it is my duty and obligation, at this time, to introduce two bills, the first of which amends the Municipality Authorities Act to include the water authorities under the Public Utility Commission for rate structure purposes. In amending the Municipality Authorities Act, it is also necessary to amend the Public Utility Law of 1937 to include these water authorities under the Public Utility Commission.

BILLS INTRODUCED AND REFERRED

Messrs. KALMAN, MULLIN and KESSLER read in place and presented to the Chair Senate Bill No. 550, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945," providing for the fixing of rates by municipal water authorities.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Sensate Bill No. 551, entitled:

An Act amending the act of May 28, 1937 (P. L. 1053), entitled "Public Utility Law," including municipal water authorities within the provisions relating to rates.

Which was committed to the Committee on Corporations.

REPUBLICAN WOMEN FROM CHESTER COUNTY PRESENTED TO SENATE

Mr. HARNEY. Mr. President, it is mypleasure to introduce a group of Republican women from Chester County, who represent the Republican Club of Chester County. They are sitting on the right of the Senate Chamber.

The PRESIDENT. Will the ladies please rise? We are very glad to welcome you, on behalf of the Senate.

SENATE RESOLUTION

CONGRATULATING THE TAMAQUA HIGH SCHOOL BASKETBALL TEAM, SCHOOL OFFICIALS AND RESIDENTS OF TAMAQUA UPON THEIR HIGHLY SUCCESSFUL BASKETBALL SEASON

Mr. WAGNER offered the following resolution which was read as follows:

In the Senate, April 1, 1959.

During the recently completed basketball season, the "finest basketball team in the history of Tamaqua High School" brought to that community new honors by winning the Black Diamond League Championship for the third successive season and by competing in and winning its way to the Eastern finals of the P.I.A.A. play-offs.

Tamaqua High School's basketball team set new school records for most consecutive victories, fifteen, and most victories in one season, twenty-four.

Coach Eli Purnell's team, with the unprecedented support and enthusiasm of the Tamaqua High student body and the citizens of that fine community, battled their way to the P.I.A.A. District 11 Championship. The school spirit displayed and the community's pride in their basketball team was most commendable; therefore be it

RESOLVED, That the Members of the State Senate congratulate the Tamaqua High School Basketball Team, Coach Eli Purnell, Principal H. Roaden Walker, Superintendent of Schools, Alfred C. Stine and the Tamaqua High School Students, upon their most highly successful basketball season and on their great victories and grand record; and be it further

RESOLVED, That the residents and citizens of the fine community of Tamaqua, who showed their tremendous approval by unprecedented encouragement and attendance at the home games of Tamaqua High School and during the four P.I.A.A. play-off games, also are to be congratulated by the Members of the Senate; and be it further

RESOLVED, That the Chief Clerk of this Senate send a copy of this resolution to Coach Eli Purnell of Tamaqua High School.

On the question,

Will the Senate agree to the resolution?

Mr. RUTH. Mr. President, I would like to say that we, in Berks County, are very happy to congratulate Tamaqua.

I would also like to say that in Berks County we have two basketball teams. One of them won the State Championship in the "B" Class and the other team won the State Championship in the "C" Class. I would just like to have the record show that we also play basketball in Berks County.

The PRESIDENT. We are also very proud of those Berks County teams.

And the question recurring,

Will the Senate agree to the resolution?

It was agreed to.

SENATE CONCURRENT RESOLUTION

MEMORIALIZING CONGRESS TO INCREASE THE FEDERAL MINIMUM WAGE TO $1.25

Mr. SEYLER offered the following resolution (Serial No. 108), which was read and referred to the Committee on Labor and Industry:

In the Senate, April 1, 1959.

The economic well being of the people of this Commonwealth depends upon the retention and increase of its industrial strength and the provision of adequate employment for its citizens.

In recent years certain industries, especially the "soft-goods" industries, have been enticed to move to other States by the prospect of cheap labor, with a resulting loss in employment for Pennsylvania workers in these industries.

It is in the interest of this Commonwealth to sustain the standard of living of its citizens, protect its industries and workers, and combat unemployment in every possible manner.

An increased Federal minimum wage is the only means by which the unfair competition of cheap labor can be equalized; therefore be it

RESOLVED (the House concurring), That the General Assembly of the Commonwealth of Pennsylvania memorializes the Congress of the United States and calls upon it to increase the Federal minimum wage to $1.25; and be it further

RESOLVED, That copies of this resolution be transmitted to the Speaker of the House of Representatives, and the President of the Senate of the Congress of the United States of America, and to the President of the United States.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked an obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. PROPERT.

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nomination of Hon. Albert R. Pechan for reappointment as a member of the Board of Trustees of Indiana State Teachers' College was read by the Clerk as follows:

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert R. Pechan, 903 Fifth Avenue, Ford City, Armstrong County, for reappointment as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1965, and until his successor is appointed and qualified.

DAVID L. LAWRENCE.

A motion was made by Mr. FLEMING and Mr. STEVENSON,

That the Senate do advise and consent to said nomination.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	McMenamin,	Silvert,
Berger,	Kalman,	Miller,	Stevenson,
Blass,	Keller,	Mullin,	Stiefel,
Camiel,	Kessler	Murray,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,			

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. FLEMING. Mr. President, I now request that the additional nominations reported at today's Session be read by the Clerk.

The nominations were read by the Clerk as follows:

MEMBERS OF THE BOARD OF TRUSTEES OF CALIFORNIA STATE TEACHERS COLLEGE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the reappointment of the following as members of the Board of Trustees of California State Teachers' College, until the third Tuesday of January 1965, and until their successors are appointed and qualified.

Peter T. Dumbauld, Somerset, Somerset County.

Dr. Joseph M. Dudas, Sr., 422 Sixth Street, Monessen, Westmoreland County.

DAVID L. LAWRENCE.

MEMBER OF THE LEHIGH COUNTY BOARD OF ASSISTANCE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Edith M. Graul, Allentown, for appointment as a member of the Lehigh County Board of Assistance, from January 1, 1958, until December 31, 1960, and until her successor is duly appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Earl R. Handler, 255 North Third Street, Indiana, Indiana County, for appointment as a member of the Board of Trustees of Indiana State Teachers' College, until the third Tuesday of January 1965, and until his successor is appointed and qualified, vice Charles E. Kinsey, Armagh, deceased.

DAVID L. LAWRENCE.

A motion was made by Mr. FLEMING and Mr. STEVENSON,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Shafer,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Silvert,	Wolfe,
Harney,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. STEVENSON. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 130, Printer's No. 139; and

Senate Bill No. 141, Printer's No. 408.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 165, entitled:

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 222, Printer's No. 239; and

Senate Bill No. 223, Printer's No. 240.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILLS ON SECOND READING CALENDAR OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that all bills on today's Second Reading Calendar go over in their order.

The bills were as follows:

Senate Bill No. 44, Printer's No. 406;

Senate Bill No. 45, Printer's No. 407;

Senate Bill No. 116, Printer's No. 125;

Senate Bill No. 117, Printer's No. 126;

Senate Bill No. 216, Printer's No. 230; and

Senate Bill No. 221, Printer's No. 238.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON FIRST READING

Mr. PECHAN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. PROPERT. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 146, entitled:

An Act amending the act of June 25, 1947 (P. L. 1145), entitled, as amended, "Local Tax Enabling Law," further regulating taxes on the transfer of real property, and imposing penalties for the recording of taxed documents without the proper stamps affixed thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 160, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing the improvement of streets by the borough without petition, and the assessment and collection of costs from abutting property owners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 163, entitled:

An Act amending the "Public Utility Law," approved May 28, 1937 (P. L. 1053) excluding buses owned by, or under contract with, school districts, private or parochial schools for the transportation of school children and chaperons from the definition of common carrier by motor vehicle and contract by motor vehicle in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 191, entitled:

An Act amending the act of May 25, 1945 (P. L. 1050), entitled "Local Tax Collection Law," further regulating the collection of taxes and settlement of tax duplicates.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 193, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing that out-of-state physicians may certify that applicants for teachers' certificates are not mentally or physically disabled.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 208, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," permitting secretaries of school boards to be nonresidents of the school district for which elected.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 212, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," making certain money available to school districts prior to June 30, 1959.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 236, entitled:

An Act amending the act of March 10, 1949 (P. L. 30),

entitled "Public School Code of 1949," prohibiting the granting of teachers certificates to persons with communicable diseases or mental disorders; and providing for their granting to certain persons with major physical disabilities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 304, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," providing for the creation of capital reserve funds for capital expenditures.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 306, entitled:

An Act amending the act of June 21, 1939 (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; * * *" requiring that tax exempt property be listed and valued.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 307, entitled:

An Act amending the "Third Class County Board Assessment Law," approved June 26, 1931 (P. L. 1379), requiring that tax exempt be listed and valued.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 349, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), increasing the mileage allowance for county officers to meetings of their state associations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 350, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 387, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing that no person holding the office of justice of the peace shall act as secretary or secretary-treasurer of the board of township supervisors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 388, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," requiring landowners to maintain and keep in repair sidewalks or sidewalks and curbs abutting on their property.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 389, entitled:

An Act amending the act of May 4, 1927 (P. L. 519, entitled "The Borough Code," authorizing the purchase or condemnation of unobstructed views at curves and intersections.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 422, entitled:

An Act amending the act of August 5, 1941 (P. L. 803), entitled, as amended "An act providing for the creation, maintenance and operation of a county employes' retirement system in counties of the fifth, sixth, seventh and eighth class; * * *," limiting the exemption on execution.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 423, entitled:

An Act amending the act of July 8, 1941 (P. L. 298), entitled "Fourth Class County Retirement Law," limiting the exemption on execution and other legal processes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 433, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," providing for the consoldiation of two townships in certain cases by the court of quarter sessions without submitting to a vote of the electors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 490, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," requiring that children be vaccinated before being admitted to kindergartens.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 491, entitled:

An Act amending the "Public School Code of 1949,"

approved March 10, 1949 (P. L. 30), providing for advance payments to enable schools to remain open.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 493, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 545, entitled:

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), further regulating contracts and purchases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 567, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30) authorizing submission of question of formation of union or merged districts at primary elections.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Mr. PECHAN. Mr. President, may we be at ease a few moments, awaiting communications from the House?

THE PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

The PRESIDING OFFICER (Thomas A. Ehrgood) in the Chair.

HOUSE MESSAGE

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bill of the House, as follows:

House Bill No. 764, entitled:

An Act making an appropriation to the joint committee appointed by the House of Represeneatives and the Senate to study and investigate the recent mine disaster.

Which was committed to the Committee on Appropriations.

RECESS

Mr. FLEMING. Mr. President, I request a five minute recess of the Senate for the purpose of holding a meeting of the Committee on Appropriations.

The PRESIDING OFFICER. Are there any objections? The Chair hears no objection, and declares a five minute recess of the Senate.

AFTER RECESS

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

DELEGATES FROM SOUTHEASTERN REPUBLICAN WOMEN'S COUNCIL, LANCASTER, PRESENTED TO SENATE

Mr. EHRGOOD. Incidentally, Mr. President, in your absence I was in the Chair, presiding. I have been quickly demoted.

Mr. President, it is a great pleasure today, as we look around the halls of the Senate, to see the large number of attractive ladies. I know they are all Republican ladies because, obviously, no one else could be that pretty. I have been receiving asides that I am only supposed to take care of my own group, and that is what I propose to do. I know Senator Watkins can do the job for his group very well.

Mr. President, from Lancaster County, there are four young ladies representing the Southeastern Republican Women's Council with us today. I know they are very happy to see all the Members of the Senate in their seats, this being April Fool's Day.

The PRESIDENT. Would the gentleman from Lebanon, Mr. Ehrgood, permit a question from the Chair?

Mr. EHRGOOD. Yes sir.

The PRESIDENT. I was wondering whether your statement that they were all Republicans was the reason why they were sort of blocking my passage as I came in.

Mr. EHRGOOD. That could be, sir. Probably they wanted me to remain in the Chair.

The PRESIDENT. Would the ladies please rise in order for the Members of the Senate to greet you?

REPUBLICAN WOMEN FROM DELAWARE COUNTY PRESENTED TO SENATE

Mr. WATKINS. Mr. President, before our young, good looking Senator from Lebanon introduced his four ladies from Lancaster, I heard Senator Diehm say to Senator Ehrgood, "You better not miss these girls today." Senator Ehrgood did a very good job.

Mr. President, I have the great pleasure and distinction of introducing what are supposed to be 108 ladies from Delaware County. However, I do not think they are all in the Senate. I can say, this, without any reservation whatsoever, that they are all Republicans. They are all regular Republicans. They have all voted for me and I would like to tell them that I am on the ticket again. I hope they will look me over real good. I will try to be good and do a worthy job. I am not campaigning, Mr. President.

I certainly consider it a great pleasure because in our county, our Republican women are the backbone of the Republican Party. I also like the men, but there are no men here, and I am sure the ladies will not say anything about it when they go home. Really, if it were not for the ladies in Delaware County, our Republican Party would never be voted in with a 60,000 or 70,000 majority. They are wonderful ladies and it is a great pleasure to introduce them to you.

I hope, Mr. President, you will give them one of your beautiful speeches and welcome them to the Senate of Pennsylvania. I ask that they all rise and stand for two minutes.

The PRESIDENT. Will the ladies from Delaware County rise?

We are very glad that you came today. You come from a beautiful county, one very close to my home in Philadelphia.

We also are very happy that you have the very good sense to vote for Senator Watkins.

Mr. McGINNIS. Mr. President, I learned something today. I never knew until today that there were so many good looking Republican women in Pennsylvania.

The PRESIDENT. That was a tribute from a Democrat from Allegheny County, ladies.

REPUBLICAN WOMEN FROM BERKS COUNTY PRESENTED TO SENATE

Mr. RUTH. Mr. President, I rose awhile ago and told about the fine basketball teams we have in Berks County. We also have some good looking Republican women in Berks County. They are here with us today, and I would like for them to stand.

The PRESIDENT. I would like them to stand, too.

I have a special interest in the ladies from Berks County, having lived there a great portion of my life. You are, indeed, welcome.

Mr. WEINER. Mr. President, there is really nothing that I can add to what has already been said. However, I think I should state, as an observation here, that it just proves that the gentlemen in this august Body are not that august that when spring comes, their fancies do not turn.

BILLS SIGNED

The President (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

Senate Bill No. 31, Printer's No. 31; and

House Bill No. 165, Printer's No. 31.

REPORT FROM COMMITTEE

Mr. FLEMING. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING, from the Committee on Appropriations, reported as amended, House Bill No. 764, entitled:

An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster.

BILL ON FIRST READING

Mr. PECHAN. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. PROPERT. Mr. President, I second the motion.

The motion was agreed to.

BILL ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 764, entitled:

An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. PECHAN. Mr. President, I move that the Senate do now adjourn until Monday, April 6, 1959, at 3:00 o'clock, p. m., Eastern Standard Time.

Mr. PROPERT. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:24 o'clock, p. m., Eastern Standard Time, until Monday, April 6, 1959, at 3:00 o'clock, p. m. Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 1, 1959

The House met at 12:00 o'clock noon.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Gracious God, our Father, Thou Who provides for the needs of each one of us, we come to Thee in this day with the spirit of thanksgiving in our hearts. We thank Thee for the bounties of this day; we are deeply grateful for the fellowship of this hour; and we pray that the moments which lie ahead may be filled with a search for the greater truths of life itself. Bless this General Assembly we humbly pray, and grant to each one of us the courage to stand and strive for the truth, as well as the understanding to know and search for the same. Keep us within Thy gracious care, fill us with the knowledge of Thy way, and use us to Thy honor and glory. Through Jesus Christ, our Lord, we pray. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, March 31, 1959 will be postponed until printed.

The Chair hears none.

CHOIR OF EASTERN NAZARENE COLLEGE WELCOMED

Mr. FILO. I am sure the Members will be very gratified to hear a choral group from the Eastern Nazarene College of Massachusetts. They have a wonderful choir and are here under the direction of Mr. Creig Larkin. The Pastor is James H. Blocks. I am sure the group will render some very beautiful numbers. I would like the group to present themselves in the well of the House.

The SPEAKER. The Chair welcomes to the Hall of the House the Acappella Choir of Eastern Nazarene College, Wallaston Park, Boston, Massachusetts. under the direction of Mr. Creig Larkin. They are the guests of the gentleman from Allegheny, Mr. Filo.

RECESS

The SPEAKER. If there are no objections the Chair will declare a brief recess and the choir will present itself in the well of the House. The Chair hears none.

(During the recess the Choir rendered several numbers.)

The SPEAKER. Must they leave so soon?

That was magnificent—a very, very pleasing interlude in the midst of this peaceful Session.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

STUDENTS OF PALMER TOWNSHIP SCHOOL WELCOMED

The SPEAKER. The Chair notes the presence in the gallery of 150 sixth-grade students of Palmer Township School, Northampton County. They are here as the guests of the lady from Northampton, Mrs. Reibman, and the gentlemen from Northampton, Messrs. Prendergast and Verona and O'Donnell.

BILLS INTRODUCED AND REFERRED

By Mr. AUKER. HOUSE BILL No. 985.

An Act amending the act of March 10, 1949 (P. L. 30), further regulating the election of county superintendents and authorizing supplemental reimbursements to certain school districts of the first class A and second class.

Referred to the Committee on Education.

By Messrs. KOVOLENKO, KORNICK, BONNER and GALLAGHER. HOUSE BILL No. 986.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the maximum number of officers and men in the aggregate in the Pennsylvania State Police, and making editorial changes.

Referred to the Committee on State Government.

By Messrs. HAMILTON, KORNICK and STIMMEL. HOUSE BILL No. 987.

An Act amending "The Insurance Department Act of 1921," approved May 17, 1921 (P. L. 789), by continuing the provisions of section 211.1 in effect for a further period.

Referred to the Committee on Insurance.

By Messrs. J. P. O'DONNELL, BRANCA and EILBERG. HOUSE BILL No. 988.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) authorizing councils in cities of the first class to regulate the speed of motor vehicles using certain streets and highways within such cities.

Referred to the Committee on Motor Vehicles.

By Messrs. EILBERG, FLOYD, ARLENE and BRANCA. HOUSE BILL No. 989.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) further regulating the issuance of registration plates by requiring that all registration plates be mailed to the applicants.

Referred to the Committee on Motor Vehicles.

By Mr. EILBERG, Mrs. ANDERSON, Mr. SILVERMAN and Mrs. MONROE. HOUSE BILL No. 990.

An Act amending the "Sunday Baseball and Football Law" approved April 25, 1933 (P. L. 74) vesting councils in cities of the first class, in certain cases, with authority to establish by ordinance the hours during which baseball and football games may be conducted, staged, or played on Sunday.

Referred to the Committee on Cities—Counties First Class.

By Messrs. SILVERMAN, SHERMAN and ARLENE. HOUSE BILL No. 991.

An Act amending the act of June 8, 1907 (P. L. 496), entitled "An act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries; * * * and making an appropriation therefor, authorizing cities of the first class to remove wharves, piers, bulkheads, pilings or other harbor structures which have not been used for three years and which are no

longer capable of being used for the purpose for which they are constructed, under certain terms and conditions.

Referred to the Committee on Cities—Counties First Class.

By Messrs. SILVERMAN, ARLENE and Mrs. MONROE. HOUSE BILL No. 992.

An Act amending the "Public Assistance Law," approved June 24, 1937 (P. L. 2051), redefining "aged persons" and "disabled persons;" making eligible for assistance certain aged, disabled and other persons who are inmates of public institutions.

Referred to the Committee on Welfare.

By Mr. RILEY. HOUSE BILL No. 993.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) providing that operators' license cards be mailed directly to applicants.

Referred to the Committee on Motor Vehicles.

By Mr. DENNISON. HOUSE BILL No. 994.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), changing provisions relating to transportation of pupils.

Referred to the Committee on Education.

By Messrs. J. J. MURRAY, DOWN, VARNER and JENKINS. HOUSE BILL No. 995.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing payment of salaries of professional and other employes.

Referred to the Committee on Education.

By Messrs. J. J. MURRAY, WILT and JENKINS. HOUSE BILL No. 996.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing the provisions relating to change of classification of school districts.

Referred to the Committee on Education.

By Messrs. BONNER, BRETH, GOODRICH and DAVIS. HOUSE BILL No. 997.

An Act designating the whitetail deer as the official State animal.

Referred to the Committee on Game and Conservation.

By Mr. ANDREWS, Mrs. REIBMAN, Mr. ESHLEMAN and Mrs. MARKLEY. HOUSE BILL No. 998.

An Act amending the "Public School Code of 1949 approved March 10, 1949 defining distressed school districts; * * * defining the powers and duties of the Superintendent of Public Instruction.

Referred to the Committee on Education.

By Mr. DOWN. HOUSE BILL No. 999.

An Act amending the "Municipality Authorities Act of 1945," approved May 2, 1945 (P. L. 382), requiring that the purpose for which an Authority is formed be indicated in the name of the Authority and be set forth in the articles of incorporation.

Referred to the Committee on Municipal Corporations.

By Mr. DOWN. HOUSE BILL No. 1000.

An Act amending the "Municipality Authorities Act of 1945," approved May 2, 1945 (P. L. 382) authorizing the Commonwealth to dissolve any Authority which fails to issue bonds within three years after incorporation.

Referred to the Committee on Municipal Corporations.

By Mr. AGNEW. HOUSE BILL No. 1001.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), prohibiting any person from stopping motor vehicles to solicit for donations, purchase of benefit tickets, or other similar purposes.

Referred to the Committee on Law and Order.

By Messrs. GALLAGHER, ISAACS and ODORISIO. HOUSE BILL No. 1002.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), providing additional enforcement procedures on traffic violations in boroughs, towns and townships.

Referred to the Committee on Motor Vehicles.

By Mr. ISAACS. HOUSE BILL No. 1003.

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872), prohibiting the manufacture, sale, offering for sale or possession of air guns as defined in the amendment and prescribing penalties.

Referred to the Committee on Law and Order.

By Messrs. GOODRICH, DAVIS, BRETH and K. B. LEE. HOUSE BILL No. 1004.

An Act placing a limitation on the combined acreage to be acquired by the Department of Forests and Waters, the Pennsylvania Game Commission, and the Pennsylvania Fish Commission in any one county.

Referred to the Committee on State Government.

By Messrs. MAGEE, STROUP and KORNS. HOUSE BILL No. 1005.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) authorizing supplemental payments to certain districts of the second class.

Referred to the Committee on Education.

By Messrs. MAGEE, STROUP and KORNS. HOUSE BILL No. 1006.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," authorizing reimbursements on account of pupil transportation to certain second class school districts.

Referred to the Committee on Education.

By Messrs. FRANK and BELL. HOUSE BILL No. 1007.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30) providing for an aviation-education program.

Referred to the Committee on Education.

By Messrs. FRANK and BELL. HOUSE BILL No. 1008.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing that quali-

fications for a teacher's certificate include a basic knowledge of aeronautics.

Referred to the Committee on Education.

By Messrs. TOMPKINS, BRETH, DAVIS and RENWICK. HOUSE BILL No. 1009.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), further providing for reimbursement by the Pennsylvania Game Commission to counties for maintenance of prisoners.

Referred to the Committee on State Government.

By Messrs. TOMPKINS, BRETH, DAVIS and RENWICK. HOUSE BILL No. 1010.

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448), further providing for reimbursement by the Pennsylvania Fish Commission to counties for maintenance of prisoners.

Referred to the Committee on State Government.

By Mr. A. J. MURPHY. HOUSE BILL No. 1011.

An Act providing for the deduction of the rent due under a lease from the amount paid to a person receiving assistance.

Referred to the Committee on Welfare.

By Mr. A. J. MURPHY. HOUSE BILL No. 1012.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), authorizing the Department of Health to provide for the collection of blood for treatment of casualties in disasters.

Referred to the Committee on Public Health and Sanitation.

By Mr. A. J. MURPHY. HOUSE BILL No. 1013.

An Act prohibiting political subdivisions from levying, assessing or collecting head, occupation or per capita taxes in certain cases.

Referred to the Committee on Municipal Corporations

By Mr. A. J. MURPHY. HOUSE BILL No. 1014.

An Act amending the "Barbers' License Law," approved June 19, 1931 (P. L. 589), prescribing the qualifications for inspectors of barber shops and schools.

Referred to the Committee on Professional Licensure.

By Messrs. ROVANSEK, YATRON, SAKULSKY and BUCHANAN. HOUSE BILL No. 1015.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872) prohibiting the use of fire extinguishers containing carbon tetrachloride in school buildings and school buses, and providing penalties.

Referred to the Committee on Education.

By Mr. DOUGHERTY. HOUSE BILL No. 1016.

An Act appropriation five thousand dollars ($5000) to the Chief Clerk of the House of Representatives to be used for the purpose of paying the salaries of deceased members to the wife, husband or legal representative of such deceased member.

Referred to the Committee on Appropriations.

By Messrs. POLASKI and SCHAAF. HOUSE BILL No. 1017.

An Act amending the act of May 23, 1945 (P. L. 903), entitled "An Act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," providing for a pension to widows of retired employes and providing for an increase in contributions into the retirement fund.

Referred to the Committee on Cities—Third Class.

By Messrs. PARLANTE and P. E. PERRY. HOUSE BILL No. 1018.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905), enlarging the power of cities to levy a fee or tax upon certain motor buses and motor omnibuses transporting passengers for pay or hire from points within such cities to points without such cities, and from points without such cities to points within such cities.

Referred to the Committee on Municipal Corporations.

By Messrs. HORST and LIGHT. HOUSE BILL No. 1019.

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343), changing certain provisions as to the granting of refunds.

Referred to the Committee on State Government.

By Messrs. WHITTAKER, H. G. MILLER, NELSON and STECKEL. HOUSE BILL No. 1020.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing that area technical schools for vocational education may be established and operated by boards of directors of second class school districts acting jointly with the board of one or more districts of the third or fourth class; . . . .

Referred to the Committee on Education.

By Mr. T. H. W. JONES. HOUSE BILL No. 1021.

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897), bringing commercial nursery employers and employes within the provisions of the act.

Referred to the Committee on Labor Relations.

By Messrs. BRETH, TRUSIO, UJOBAI and DAVIS. HOUSE BILL No. 1022.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing the public notice provisions relating to auditors' reports.

Referred to the Committee on Education.

By Messrs. BRETH, TRUSIO, UJOBAI and DAVIS. HOUSE BILL No. 1023.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323) changing the publication provisions relating to auditors' reports.

Referred to the Committee on Counties.

By Messrs. BRETH, TRUSIO, UJOBAI and DAVIS. HOUSE BILL No. 1024.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103) changing the public notice provisions relating to auditors' reports in certain townships.

Referred to the Committee on Townships.

By Mr. HEAVEY. HOUSE BILL No. 1025.

An Act amending "The Dry Cleaning and Dyeing Law,"

approved May 14, 1949 (P. L. 1342), by amending the construction requirements for walls of dry cleaning, dyeing, tumbler or drying rooms; repealing section 8 (b) of the act and substituting a new subsection in its place.

Referred to the Committee on Public Health and Sanitation.

By Mrs. MUNLEY, Mr. LOPRESTI, Mrs. PASHLEY and Mrs. MARKLEY. HOUSE BILL No. 1026.

An Act amending the act of May 15, 1915 (P. L. 534), entitled "An act relating to motion-picture films reels, or stereopticon views or slides: . . ." authorizing the disapproval of any reel, film or view which is obscene or incites to crimes of violence, prohibiting viewing . . . , imposing penalties and repealing certain sections of the act.

Referred to the Committee on Law and Order.

By Messrs. DEVLIN, MIHM, DONALDSON and WILT. HOUSE BILL No. 1027.

An Act to provide for four additional law judges of the court of common pleas in the fifth judicial district.

Referred to the Committee on Judiciary.

By Mrs. HENZEL, Messrs. STROUP and GAILEY and Mrs. REIBMAN. HOUSE BILL No. 1028.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), increasing the debt limit of school districts when the State Constitution is amended to permit such increase.

Referred to the Committee on Education.

By Mrs. HENZEL, Messrs. STROUP and GAILEY and Mrs. REIBMAN. HOUSE BILL No. 1029.

An Act amending the "Municipal Borrowing Law," approved June 25, 1941 (P. L. 159), increasing the debt limit of school districts when the State Constitution is amended to permit such increase.

Referred to the Committee on Education.

By Messrs. SCHWARTZ, HAMILTON, BROWN and GELFAND. HOUSE BILL No. 1030.

An Act amending "The Insurance Unfair Practices Act," approved June 5, 1947 (P. L. 445), prohibiting untrue, deceptive or misleading advertising of insurance business on television.

Referred to the Committee on Insurance.

By Messrs. SCHWARTZ, HAMILTON, BROWN and GELFAND. HOUSE BILL No. 1031.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting the unlawful advertising of insurance business through television broadcasting and prescribing penalties.

Referred to the Committee on Insurance.

By Mesrs. HELM and McCANN. HOUSE BILL No. 1032.

An Act amending the "State Employes' Retirement Law," approved June 27, 1923 (P. L. 858), eliminating certain limitations on State annuities.

Referred to the Committee on State Government.

By Mesrs. HEAVEY and GALLAGHER. HOUSE BILL No. 1033.

An Act amending the act of May 27, 1937 (P. L. 926), entitled "An act relating to the manufacture, repair, renovating, cleansing, sterilizing, and disinfecting of mattresses, pillows, bolsters, feather beds, and other filled bedding, cushions and upholstered furniture intended for sale or lease, and to the sale or lease thereof; . . . ," by extending the coverage to stuffed toys.

Referred to the Committee on Public Health and Sanitation.

By Messrs. DONALDSON, FILO, AGNEW and MORAN. HOUSE BILL No. 1034.

An Act to provide for payment by the State Treasurer for the two percentum (2%) tax on premiums paid by foreign life and foreign health insurance companies, to the treasurers of participating municipalities to be used to establish and maintain pension or retirement funds or to purchase retirement annuities for certain employes of such municipalities.

Referred to the Committee on State Government.

By Messrs. DONALDSON, FILO, AGNEW and MORAN. HOUSE BILL No. 1035.

An Act amending "The Borough Code," aprpoved May 4, 1927 (P. L. 519), providing that the civil service provisions that the civil service provisions of the act shall not apply to the retirement of police and fireman.

Referred to the Committee on Boroughs.

By Messrs. DONALDSON and FILO. HOUSE BILL No. 1036.

An Act relating to junk dealers and second hand dealers.

Referred to the Committee on Law and Order.

By Messrs. GOLDSTEIN, SNIDER and RIGBY. HOUSE BILL No. 1037.

An Act amending the "Public School Employes Retirement Law," approved July 18, 1917 (P. L. 1043), giving credit toward retirement for employment during summer school sessions.

Referred to the Committee on Education.

By Mr. McLAUGHLIN (By Request). HOUSE BILL No. 1038.

An Act adopting the song "Onward Pennsylvania," written and composed by David Lincoln Cershel, as the official song of the Commonwealth of Pennsylvania.

Referred to the Committee on Rules.

By Messrs. DONALDSON and WILT. HOUSE BILL No. 1039.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), allowing the board to grant or refuse a new license or transfer of an existing license to a place in a predominantly residential area.

Referred to the Committee on Liquor Control.

By Hessrs. ROVANSEK, FRANK, DOWN and TOMPKINS. HOUSE BILL No. 1040.

An Act creating a commission to study and investigate budgetary matters and report to the Governor and General Assembly concerning expenditures of moneys to be made by the Commonwealth; and making an appropriation.

Referred to the Committee on State Government.

By Messrs. ROVANSEK, FRANK, DOWN and TOMPKINS. HOUSE BILL No. 1041.

An Act creating a commission to study and investigate State taxation and report to the Governor and General Assembly; and making an appropriation.

Referred to the Committee on State Government.

By Messrs. McCANDLESS, MAGEE and SNIDER. HOUSE BILL No. 1042.

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L. 448), increasing issuing agents' fees.

Referred to the Committee on Fisheries.

By Messrs. McCANDLESS, MAGEE and SNIDER. HOUSE BILL No. 1043.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225) increasing issuing agents' fees.

Referred to the Committee on Game and Conservation.

By Messrs. McCANDLESS, MAGEE and SNIDER. HOUSE BILL No. 1044.

An Act amending the "Dog Law of 1921," approved May 11, 1921 (P. L. 522), increasing the additional fee.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. TRUSIO, DAVIS and UJOBAI. HOUSE BILL No. 1045.

An Act regulating service by publication in actions of divorce or annulment of marriage.

Referred to the Committee on Judiciary.

By Messrs. EILBERG and McKEEVER. HOUSE BILL No. 1046.

An Act providing for the enforcement of the laws relating to the sale of gift, possession, dispensation, delivery, distribution and traffic in drugs and narcotics; creating the Pennsylvania Narcotic Commission as an independent administrative agency; . . . transferring powers and duties on the Department of Health relating to drugs and narcotics and preserving pending actions and proceedings.

Referred to the Committee on Public Health and Sanitation.

By Messrs. EILBERG and McKEEVER. HOUSE BILL No. 1047.

An Act amending the act of July 11, 1917 (P. L. 758) entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, . . . and use of certain drugs, and keeping records thereof; . . . ," transferring enforcement from the Deaprtment of Health to the Pennsylvania Narcotics Commission.

Referred to the Committee on Public Health and Sanitation.

By Messrs. BOWMAN and OGILVIE. HOUSE BILL No. 1048.

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571), taxing real estate owned by the Commonwealth or any of its commissions and authorities.

Referred to the Committee on State Government.

By Messrs. BOWMAN and OGILVIE. HOUSE BILL No. 1049.

An Act authorizing local taxing authorities in certain cases and to a limited extent to levy, assess and collect a tax upon real estate owned by the Commonwealth or by any of its agencies, boards, commissions or authorities created by it and providing for the payment of the same.

Referred to the Committee on State Government.

By Messrs. BOWMAN and OGILVIE. HOUSE BILL No. 1050.

An Act making an appropriation to the City of Harrisburg in lieu of taxes on property acquired for State purposes.

Referred to the Committee on State Government.

By Mr. NEEDHAM. HOUSE BILL No. 1051.

An Act regulating the mining of anthracite coal; prescribing duties for certain municipal officers; and imposing penalties.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. POLASKI and SCHAAF. HOUSE BILL No. 1052.

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), providing for payments to widows of retired policemen, firemen and employes; and providing for an increase in contributions into the retirement fund.

Referred to the Committee on Cities—Third Class.

By Mr. DAVIS. HOUSE BILL No. 1053.

A Joint Resolution proposing an amendment to article eight, section twelve of the Constitution of the Commonwealth of Pennsylvania changing provisions relating to the election of county superintendents of public schools.

Referred to the Committee on Education.

By Messrs. MUSTO, MEHOLCHICK, KUBITSKY and JUMP. HOUSE BILL No. 1054.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), regulating membership and compensation of the State Board of Barber Examiners and imposing duties on the board.

Referred to the Committee on Education.

By Messrs. MUSTO, JUMP, MEHOLCHICK and KUBITSKY. HOUSE BILL No. 1055.

An Act amending the "Barbers' License Law" approved June 19, 1931 (P. L. 589) altering the requirements for licensure, increasing penalties for unlicensed barbering or teaching, ...

Referred to the Committee on Education.

By Messrs. CURWOOD, CROSSIN and SHUPNIK. HOUSE BILL No. 1056.

An Act authorizing the Department of Property and Supplies, with the approval of the Secretary of Public Welfare and the Governor, to assign to the use of the Pennsylvania Game Commission, 533.8 acres of land in Union and Hunlock Townships, Luzerne County.

Referred to the Committee on State Government.

By Messrs. PARLANTE and P. E. PERRY.
HOUSE BILL No. 1057.

An Act amending the act of May 2, 1929 (P. L. 1513), entitled as amended, "An act regulating the construction, equipment, maintenance, operation and inspection of boilers ad unfired pressure vessels; . . . ," clarifying certain provisions; deleting certain definitions and expanding certain exemptions from the act.

Referred to the Committee on State Government.

By Messrs. MAXWELL, DOUGHERTY, AGNEW and HELM. HOUSE BILL No. 1058.

An Act relating to plumbing, providing for the regulation of persons engaged in plumbing, prescribing the powers and duties of the Department of Health and those of local governments with respect thereto.

Referred to the Committee on State Government.

By Messrs. MAXWELL, DOUGHERTY, AGNEW and HELM. HOUSE BILL No. 1059.

An Act relating to licensing of persons engaged in plumbing; creating a State Plumbing Board in the Department of Public Instruction; prescribing its powers and duties and those of local governments with respect thereto.

Referred to the Committee on State Government.

By Messrs. PETROSKY, BOIES, HOCKER and A. W. JOHNSON. HOUSE BILL No. 1060.

An Act amending the act of May 10, 1951 (P. L. 279) entitled "An act to improve and extend by reciprocal legislation the enforcement of duties of support and to make uniform the law with respect thereto," changing and clarifying provisions relating to fees, procedures and enforcement; permitting intrastate use of the act; providing for the registration and enforcement of foreign support orders; . . . .

Referred to the Committee on Judiciary.

By Messrs. HAMILTON, MUSTO, GOLDSTEIN and KUBITSKY. HOUSE BILL No. 1061.

An Act amending the "Public School Code of 1949" approved March 10, 1949 providing for the payment of minimum salaries and increments of county and district superintendents, assistant county and district superintendents, principals, supervising principles, teachers and other employes.

Referred to the Committee on Education.

By Messrs. DEVLIN, LAMB, GIBB and DONALDSON. HOUSE BILL No. 1062.

An Act amending the "Pennsylvania Eelection Code," approved June 3, 1937 (P. L. 1333), increasing the terms of office of judges and inspectors of elections.

Referred to the Committee on Elections and Appointment.

By Messrs. GIBSON and TOMPKINS.
HOUSE BILL No. 1063.

An Act amending the "Chiropody Act of 1956," approved March 2, 1956 (P. L. 1206), providing for licensure of and practice of chiropody by certain persons previously entitled to practice chiropody.

Referred to the Committee on Professional Licensure.

By Messrs. GOODRICH, HAMILTON, BLAIR and GUTHRIE HOUSE BILL No. 1064.

An act amending the act of June 18, 1941 (P. L. 137), entitled "An act providing for the appointment, powers and control of members of volunteer fire companies as special fire police, and conferring powers on them at fires attended by their fire companies in any city, borough, town and township," providing for the nomination of a captain of special fire police, and defining his duties.

Referred to the Committee on Municipal Corporations.

By Messrs. STONE and STANK
HOUSE BILL No. 1065.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), further regulating the issuance of club liquor licenses and catering licenses.

Referred to the Committee on Liquor Control.

By Messrs. PETROSKY, BOIES, TOMPKINS and A. W. JOHNSON HOUSE BILL No. 1066.

An Act authorizing an interstate compact concerning detainers and for related purposes.

Referred to the Committee on Judiciary.

By Messrs. POLEN, LOPRESTI, TOMPKINS and GIBSON HOUSE BILL No. 1067.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), authorizing departments, boards, and commissions to train personnel.

Referred to the Committee on State Government.

By Messrs. SILVERMAN and FINEMAN
HOUSE BILL No. 1068.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), providing for proof of service and failure to appeal prior to certain suspensions.

Referred to the Committee on Motor Vehicles.

By Messrs. STROUP, STONER and SNIDER
HOUSE BILL No. 1069.

An Act amending the act of July 25, 1917 (P. L. 1195), entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions; * *," changing the amount of aid to agricultural associations and counties and transferring powers and duties to the Department of Agriculture.

Referred to the Committee on State Government.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 82

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949" authorizing payments by the Superintendent of Public Instruction to certain designated depositories.

Referred to the Committee on Education.

SENATE BILL No. 177

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prescribing penalties for disturbing the privacy of others by use of telephone.

Referred to the Committee on Judiciary.

SENATE BILL No. 210

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for the employment of a certified public accountant by joint boards and merged school districts.

Referred to the Committee on Education.

SENATE BILL No. 218

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," increasing maximum limits on per capita taxes with certain limitations.

Referred to the Committee on Education.

SENATE BILL No. 239

An Act amending the act of December 27, 1951 (P. L. 1742), entitled as amended "The Realty Transfer Tax Act," by redefining the term "value" to limit the tax liability on certain transfers of property acquired by an execution creditor at sheriff's sale.

Referred to the Committee on Judiciary.

SENATE BILL No. 320

An Act amending the act of March 31, 1860 (P. L. 427), entitled "Criminal Procedure Act of 1860," broadening the power of magistrates, justices of the peace and aldermen to take bail.

Referred to the Committee on Judiciary.

SENATE BILL No. 326

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," providing that applicants for the position of policeman or fireman need not be residents of the borough.

Referred to the Committee on Boroughs.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. WORLEY. (Concurrent) RESOLUTION No. 48.

In the House of Representatives, March 31, 1959.

Toll collectors on the Pennsylvania Turnpike are, in many instances, the first citizens of Pennsylvania with whom persons entering or touring through our Commonwealth come in contact. These toll collectors are thus in a position to either create a good impression of our citizenry by being courteous, neat and efficient, or to create an unfavorable impression by improper conduct and appearance.

Recent occurrences would seem to indicate that impressions created by certain toll collectors have been far from favorable.

It is disgraceful to think that a uniformed employe of the Pennsylvania Turnpike Commission would unleash a brutal attack upon a patron of the turnpike for no just cause, yet such an episode was personally witnessed by a member of the Legislature. The conduct of this particular toll collector, which was witnessed by numerous travelers, was so violent, both verbally and physically, that it is difficult to understand why a person of such demeanor would be permitted to represent our Commonwealth; therefore be it

Resolved (the Senate concurring), That a special committee be appointed, composed of three members of the House of Representatives, appointed by the Speaker thereof, and three members of the Senate, appointed by the President Pro Tempore, to investigate the personnel administration policies of the Pennsylvania Turnpike Commission and to determine whether the uniformed employes of the Commission are being properly selected, instructed and supervised, and whether or not the type of persons being employed are a credit to our Commonwealth; and be it further

Resolved, That the committee shall report its findings to the General Assembly as soon as possible.

Referred to the Committee on Rules.

By Messrs. WORLEY and MORAN.

(Concurrent) RESOLUTION No. 49.

In the House of Representatives, March 31, 1959.

The lack of a uniform standard of time throughout the United States leads to a great deal of confusion and inconvenience.

Furthermore, the adoption of any time other than Standard Time is deterimental to the economy of numerous endeavors; therefore be it

Resolved (The Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to enact legislation providing that the Standard Time, established under the Standard Time Act of March 19, 1918, shall be the measure of time for all purposes in the respective time zones of this nation; and be it further

Resolved, That copies of this resolution be transmitted to the Presiding Officer of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

By Messrs. WILLARD, DOWN and P. J. MURPHY.

RESOLUTION (Not Printed)

In the House of Representatives, March 31, 1959.

Saturday, March 21, 1959 was another great day for Farrell High School Steelers Basketball team, and coach Eddie McCluskey when the Farrell team won another class PIAA championship for the State of Pennsylvania, by defeating Chester, the winner of the Eastern crown, 76-66 for their fourth state title out of five attempts. This is a great tribute to coach Eddie McCluskey who has compiled a record of 248 victories against 50 defeats during the period of 1948 to 1959, while head basketball coach at Farrell High School.

The people of Farrell were full of admiration for their team as more than one thousand fans gave the team a resounding hero's welcome at the airport when the boys arrived back home. Hundreds more joined the students of the school when the five trophies which were won by the Steelers in their march to the championship were presented to the school.

The spectacular teamwork, excellent sportsmanship and fine spirit which the team displayed throughout the season culminated in this hard earned victory. Such teamwork, spirit and sportsmanship reflects credit on the team, the administration under John Hetra, superintendent of Farrell Schools, Edward McCluskey, coach and his able staff, and Ralph Dresch, Athletic Director, whose help and able assistance made this victory possible, the students and the faculty.

In earning this honor Farrell had to compete against and defeat some of the strongest high school teams in the State. Chester High was certainly one of those as they displayed their high quality and fine ability in losing to a team which justly deserves the highest honor a high school basketball team can achieve, that is, winning the State championship; therefor be it

Resolved, That the House of Representatives extend to the coaches and players of Farrell High School basketball team its sincere and hearty congratulations on their magnificent victory in the PIAA class A basketball championship playoff game, and be it further

Resolved, That a copy of this resolution be sent to Farrell High School and Chester High School.

Referred to the Committee on Rules.

By Mr. WALL RESOLUTION (Not Printed)

In the House of Representatives, March 31, 1959

General Lyman L. Lemnitzer will become Army Chief of Staff on July first of this year when he succeeds General Maxwell D. Taylor.

This very wise choice of President Eisenhower is applauded throughout the nation, and here in Pennsylvania we are particularly happy for General Lemnitzer is one of our own. He was born at Honesdale, Pennsylvania and is married to a hometown girl, the former Katherine Tryon. He is the father of Captain William L. Lemnitzer, a West Point instructor and of Mrs. Henry B. Simpson, Jr. who lives at Fort Sill, Oklahoma.

General Lemnitzer has had a long and distinguished career in the Army serving in command, staff and diplomatic posts. In World War II he joined with General Mark Clark in the secret submarine mission which led to the African landings in 1942. During the remainder of the war he performed outstanding service in command and staff duties and in surrender negotiations with the Italian and German high commands. At the age of 51 he completed the airborne course and became a paratrooper, winning command of the 11th Airborne Division. In 1951 he commanded the 7th Infantry Division in Korea.

After tours of duty as Deputy Chief of Staff and U. S. Far East Commander, he was named Vice Chief of Staff in April of 1957. His new post will be difficult and demanding, but he has many times demonstrated the tremendous ability required to fill it.

Recognition of his service has come in the form of the Distinguished Service Medal, the European-African-Middle East Ribbon with six battle stars, the Silver Star for gallantry in action in Korea and several awards from foreign countries; therefore be it

Resolved, That the Members of the House of Representatives extend our congratulations to General Lyman L. Lemnitzer on his new promotion, and express our gratitude to him for his years of outstanding service to our nation. We wish him the greatest measure of success in his new duties and we are confident he will achieve it; and be it further

Resolved, That the chief clerk be instructed to forward a copy of this Resolution to General Lyman L. Lemnitzer.

Referred to the Committee on Rules.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 31

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" increasing the amount commissioners may spend in contracts without advertising

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Gibson for Mr. BOWER for today.

REPORTS FROM COMMITTEE

Mrs. MUNLEY from the Committee on Law and Order, reported as amended, House Bill No. 3, entitled:

An Act providing for a referendum to determine the will of the electorate in regard to horse racing with legal wagering within the State, with the moneys derived therefrom by the Commonwealth of Pennsylvania to be deposited in the General Fund.

Mr. CIOFFI from the Committee on Highways, reported as amended, House Bill No. 60, entitled:

An Act amending the act of May 29, 1945 (P. L. 1108), entitled "An act authorizing the establishment, construction and maintenance of limited access highways and local service highways; * * *." requiring that areas under elevated portions of limited access highways in urban areas be lighted, and regulating parking under elevated portions of limited accesss State highways.

Mr. LAMB from the Committee on Judiciary, reported as committed House Bill No. 582, entitled:

An Act amending the "Minor Judiciary Fee Bill," approved January 7, 1952 (P. L. 1841) changing fees in civil cases.

Mr. PARLANTE from the Committee on Labor Relations, reported as committed, House Bilil No. 584, entitled:

An Act amending the act of May 18, 1937 (P. L. 654), entitled as amended "An act to provide for the safety and to protect the health and morals of persons while employed; * * *," increasing penalties.

Mr. YATRON from the Committee on Highways, reported as committed House Bill No. 615, entitled:

An Act amending the "State Highway Law," approved June 1, 1945 (P. L. 1242), requiring that notice be given to property owners affected when plans are approved by the Governor, and requiring that lists of such property owners be furnished to the recorder of deeds for indexing purposes.

Mrs. ANDERSON from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 639, entitled:

An Act amending the act of May 21, 1943 (P. L. 322), entitled "An act providing for the issuance of certified copies of death, birth and marriage certificates, * * * to disabled war veterans and their dependents, * * *" extending its provisions to all honorably discharged veterans of wars and armed conflicts regardless of disability.

Mr. MAHAN from the Committee on Counties, reported as committed, House Bill No. 716, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), allowing contracts for personal or professional services to be made without advertising or bids.

Mr. KESSLER from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 743, entitled:

An Act amending the act of June 27, 1939 (P. L. 1207), entitled "An act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employes (except chief, deputy chiefs, and chief clerks) in bureaus of fire, and fire alarm operators and fire box inspectors in bureaus of electricity, in cities of the second class; * * *," further regulating physical examinations required for applicants for original appointment.

Mr. KAMYK from the Committee on Cities—Counties Second and Second Class A, reported as committed House Bill No. 758, entitled:

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," adding additional means of security and further regulating the deposits of city funds with depositories.

Mr. DEVLIN from the Committee on Judiciary, reported as committed House Bill No. 863, entitled:

An Act amending the act of Feburary 9, 1901 (P. L. 3), entitled "An act to provide for increasing the capital stock and indebtedness of corporations," deleting certain requirements of corporate officers.

Mr. LAMB from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 865, entitled:

An Act amending the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," providing for additional payments to certain pensioned or retired employes.

Mr. IRVIS from the Committee on Cities—Counties Second and Second Class A, reported as amended, House Bill No. 882, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; * * *," further providing for pension payments to members of the pension fund becoming disabled.

Mr. RIGBY from the Committee on Cities—Counties Second and Second Class A, reported as amended, House Bill No. 883, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law," approved May 22, 1935 (P. L. 233), further providing for the payment of pensions upon disability.

Mr. DONALDSON from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 945, entitled:

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," further regulating contracts relating to city affairs.

Mr. PURSLEY from the Committee on Counties, reported as committed, Senate Bill No. 71, entitled:

An Act amending the act of August 9 1955 (P L 323) entitled "The County Code" regulating the rate of taxation for any occupation tax levied by the county.

Mr. O'DELL from the Committee on Cities—Counties Second and Second Class A, reported as committed, Senate Bill No. 255, entitled:

An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public.

Mr. O'DELL from the Committee on Cities—Counties Second and Second Class A, reported as committed, Senate Bill No. 256, entitled:

An Act amending the act of July 28 1953 (P L 723) entitled "Second Class County Code" authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public.

Mr. CAPANO from the Committee on Welfare, reported as committed, Senate Bill No. 335, entitled:

An Act amending the act of July 29 1953 (P L 1435) entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents * * *" authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons

Mr. O'DELL from the Committee on Cities—Counties Second Class and Second Class A, reported as committed, Senate Bill No. 339, entitled:

An Act amending the act of May 28 1915 (P L 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" extending the time for authority employes to join or refuse to join the pension fund

BILLS RE-REFERRED

Mr. WARGO from the Committee on Labor Relations, returned with the recommendation that it be re-referred to the Committee on Workmen's Compensation, House Bill No. 30, entitled:

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736), requring employers to supply prosthetic devices and repairs thereto during the lifetime of employes who suffer amputations.

The SPEAKER. The bill is re-referred to the Committee on Workmen's Compensation.

Mr. WARGO from the Committee on Labor Relations, returned with the recommendation that it be re-referred to the Committee on Workmen's Compensation, House Bill No. 104, entitled:

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897) providing for the expiration of certain liens unless renewed within five years and for the filing of renewal certificates.

The SPEAKER. The bill is re-referred to the Committee on Workmen's Compensation.

Mr. WARGO from the Committee on Labor Relations, returned with the recommendation that it be re-referred to the Committee on Workmen's Compensation, House Bill No. 145, entitled:

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937, P. L. 2897), authorizing compensation for employes whose employment has been terminated pursuant to a collective bargaining agreement.

The SPEAKER. The bill is re-referred to the Committee on Workmen's Compensation.

Mr. WARGO from the Committee on Labor Relations, returned with the recommendation that it be re-referred to the Committee on Workmen's Compensation, House Bill No. 416, entitled:

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937, P. L. 2897) increasing the amount of benefits and providing additional compensation because of dependents.

The SPEAKER. The bill is re-referred to the Committee on Workmen's Compensation.

Mr. WARGO from the Committee on Labor Relations, returned with the recommendation that it be re-referred

to the Committee on Workmen's Compensation, House Bill No. 462, entitled:

An Act repealing clause (e) of section 401 of the "Unemployment Compensation Law" approved December 5, 1936 (1937 P. L. 2897) relating to the waiting period required to secure compensation.

The SPEAKER. The bill is re-referred to the Committee on Workmen's Compensation.

Mr. WARGO from the Committee on Labor Relations, returned with the recommendation that it be re-referred to the Committee on Workmen's Compensation, House Bill No. 630, entitled:

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897), eliminating the one-week waiting period for unemployment compensation payments.

The SPEAKER. The bill is re-referred to the Committee on Workmen's Compensation.

HOUSE BILL NO. 764 MADE A SPECIAL ORDER

Mr. McCANN. Mr. Speaker, I move that House Bill No. 764 Printer's No. 191, on page 12 of today's calendar, bills on third reading be made a special order of business for third reading and final passage, immediately upon the adoption of this motion.

The motion was agreed to.

The SPEAKER. The Chair lays before the House the special order of business fixed for this time, being House Bill No. 764, Printer's No. 191, for third reading and final passage.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 764, entitled as follows:

An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McCANN. Mr. Speaker, very briefly some of the Members of the House may not have had an opportunity yesterday to caucus on this bill.

House Bill No. 764, Printer's No. 191, is the $50,000 appropriation bill to the Joint Committee of the House and Senate investigating the recent disaster in the Luzerne County area. I am asking at this time that we pass this bill immediately and send it over to the Senate for the necessary action.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Galley,	McDonald,	Royer,
Anderson,	Gallagher,	McInroy,	Rudisill,
Arlene,	Garlock,	McKeever,	Sakulsky,
Ashton,	Gelfand,	McLaughlin,	Scarcelli,
Auker,	Gibb,	Machmer,	Schaaf,
Balthaser,	Gibson,	Magee,	Schuster,
Barton,	Goldstein,	Mahan,	Schwartz,
Bell,	Goodrich,	Markley,	Seltzer,
Blair,	Gramlich,	Maxwell,	Sherman,
Boris,	Guthrie,	Meholchick,	Shupnik,
Bonner,	Hamilton,	Merry,	Silverman,
Boles,	Heavey,	Mihm,	Snare,
Bowman,	Heffner,	Miller, B. Z.,	Snider,
Brenninger,	Helm,	Miller, H. G.,	Stank,
Breth,	Henzel,	Mills,	Steckel,
Brown,	Hocker,	Moran,	Stevens,
Buchanan,	Holliday,	Monroe,	Stewart,
Burns,	Holt,	Muldowney,	Stimmel,
Capano,	Horst,	Mullen,	Stone,
Capitolo,	Irvis,	Munley,	Stoner,
Cianfrani,	Isaacs,	Murphy, A. J., Jr.,	Strausser,
Cioffi,	Jenkins,	Murphy, P. J.,	Stroup,
Clarke,	Jim,	Murray, H. P.,	Sullivan,
Comer,	Johnson, A. W.,	Murray, J. J.,	Taylor,
Crossin,	Johnson, R.,	Musto,	Tompkins,
Curwood,	Jones, T. H. W.,	Naugle,	Trusio,
Davis,	Jump,	Needham,	Ujobai,
Dengler,	Kamyk,	Nelson,	Varallo,
Dennis,	Kee,	O'Dell,	Varner,
Dennison,	Keiser,	O'Donnell, J. A.,	Verona,
Devlin,	Kernaghan,	Odorisio,	Wall,
Donahue,	Kessler,	Ogilvie,	Walsh,
Donaldson,	Kooker,	O'Neil,	Wargo,
Dougherty,	Kornick,	Parlante,	Weidner,
Down,	Korns,	Pashley,	Welsh,
Edwards,	Kovolenko,	Perry, H. H.,	Wheeler,
Eilberg,	Kubitsky,	Perry, P. E.,	Whittaker,
Eshback,	Lamb,	Petrosky,	Williams, A. D., Jr.,
Eshleman,	Lee, A. M.,	Polaski,	Williams, E. S.,
Ewing,	Lee, K. B.,	Polen,	Willard,
Farabaugh,	Leonard,	Prendergast,	Willaredt,
Fetterolf,	Light,	Price,	Wilt,
Filo,	Limper,	Pursley,	Wood,
Fineman,	Lippincott,	Reibman,	Worley,
Floyd,	Lopresti,	Reidenbach,	Wynd,
Flynn,	Luigard,	Renwick,	Yatron,
Foerster,	Lutty,	Rigby,	Yetter,
Fox,	McCandless,	Riley,	Zimmerman,
Frank,	McCann,	Rovansek,	Andrews,
Fulmer,			Speaker

NAYS—0

NOT VOTING—12

Bower,	Frascella,	Knecht,	O'Donnell, J. P.,
Branca,	George,	McCormack,	Thompson,
Cooper,	Haudenshield,	Murray, P. G.,	Wescott,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 165

A Joint Resolution proposing an amendment to article two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

With the information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 165

A Joint Resolution proposing an amendment to article

two section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

Whereupn,

The SPEAKER, in the presence of the House, signed the same.

DEMOCRATIC CAUCUS

Mr. McCANN. Mr. Speaker, I desire to ask for a recess of the House for one hour for the purpose of holding caucuses of the two respective parties - - - from the hour of 1:00 p.m. to 2:00 p.m.

REPUBLICAN CAUCUS

Mr. A. W. JOHNSON. Mr. Speaker, I would like to also announce a Republican caucus immediately during the same time, 1:00 to 2:00 p.m.

RECESS

The SPEAKER. Without objection, the Chair will declare a recess for one hour.

The Chair hears none and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

NORTH PENN COUNCIL OF REPUBLICAN WOMEN WELCOMED

The SPEAKER. The Chair has been informed that a delegation of Republican Women from Bucks County and the North Penn Council of Republican Women is now in the Hall of the House. They are the guests of the lady from Bucks, Mrs. Kooker, and the gentleman from Bucks, Mr. A. D. Williams.

REPUBLICAN WOMEN'S CLUBS FROM DELAWARE COUNTY WELCOMED

The SPEAKER. There is also present with us in the Hall of the House a delegation of Women's Republican Clubs of Delaware County. They are the guests of the gentlemen from Delaware County, Messrs. Bell and Isaacs.

BERKS COUNTY REPUBLICAN WOMEN WELCOMED

The SPEAKER. The Chair has also been informed there are present in the Hall of the House thirty-six members of the Berks County Council of Republican Women, who are the guests of the gentleman from Berks, Mr. Weidner.

WOMEN'S REPUBLICAN CLUB OF CHESTER COUNTY WELCOMED

The SPEAKER. The Chair is also informed that there is present in the Hall of the House the Women's Republican Club of Chester County. They are the guests of Messrs. Ashton, Ujobai and Brown of Chester County.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 90, entitled:

An Act permitting the completion of baseball games in cities of the first or second class notwithstanding provisions to the contrary.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 114, entitled:

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), authorizing issuance of special temporary permits for the retail sale of malt or brewed beverages at baseball parks under certain circumstances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 457, entitled:

An Act creating an Anthracite Mine Law Study Commission for the purpose of making a study and investigation of all law relating to anthracite coal mines and the preparation of a modern code relating thereto and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 621, entitled:

An Act creating a Bituminous Mine Law Study Commission for the purpose of making a study and investigation of all laws relating to bituminous coal mines and the preparation of a modern code relating thereto and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 338, entitled:

An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 392, entitled:

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448), regulating fishing in waters impounded by the Commonwealth political subdivisions or authorities for water supply purposes.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 500, entitled:

An Act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Respon-

sibilty Act, and other acts relating to the ownership possession and use of vehicles and tractors.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 578, entitled:

An Act amending the "Beauty Culture Law," approved May 3, 1933 (P. L. 242), changing eligibility requirements for examination.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. MAXWELL. Mr. Speaker, I move that this bill be recommitted to the Committee on Professional Licensure for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 610, entitled:

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343), providing for the Rehabilitation Center Fund and for disbursements therefrom repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 611, entitled:

An Act amending "The Vocational Rehabilitation Act of one thousand, nine hundred forty-five," approved May 22, 1945 (P. L. 849), changing the definition of vocational rehabilitation expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 728, entitled:

An Act to encourage and permit the prospecting for and development of certain valuable minerals on State forest land and providing for the waiver of competitive bidding requirements therefor.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 740, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), prescribing powers and duties of the Department of Health relating to radioactive materials.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mrs. VARALLO. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 779, entitled:

An Act amending the "Public Assistance Law" approved June 24 1937 (P L 2051) defining "resident" and further regulating eligibility for assistance

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 309 Printer's No. 564

was passed over at the request of the SPEAKER.

BILL ON SECOND READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. P. E. PERRY.

The House resumed the consideration on second reading of House Bill No. 377, entitled:

An Act amending the "Pennsylvania Turnpike Delaware River Extension Act" approved May 23 1951 (P L 335) increasing the compensation of viewers

The first section was read.

On the question,

Will the House agree to the section?

Mr. P. E. PERRY offered the following amendment:

Amend Sec. 1 (Sec. 9), page 6, line 8, by striking out "fifty" and inserting: twenty-five

It was agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

ANNOUNCEMENT

Ihe SPEAKER. The Chair has a matter of interest for a considerable number of Members of the Souse.

At the time the picture of the House was taken quite a number of Members were not present. The Chair has been requested to announce that another panoramic picture will be taken of the House in session next Tuesday, April 7, at 1:00 p.m. That is for the reason that many of the Members were not in their chairs when the first picture was taken. This is a proposal generously made by the photographer who took the first picture.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 338, entitled:

An Act amending "The Second Class Township Code" approved May 1 1933 (P L 103) changing provisions relating to compensation of special school police

On the question,

Shall the biss pass finally?

Mr. McCANN. Mr. Speaker, on House Bill No. 338 could we momentarily ask the sponsor to answer a few questions regarding the bill?

The SPEAKER. If there are no objections the gentleman may ask his questions. However, there would be nothing in order but the calling of the roll.

The gentleman from Greene will proceed.

Mr. McCANN. Mr. Speaker, would the gentleman from Lawrence County, Mr. Fox, tell us exactly what the proposed change in the Second Class Township Code will do regarding the school police, very briefly, as the bill is now amended?

Mr. FOX. Mr. Speaker, as the bill is now amended the cost of hiring special school police to patrol the busy crossings where school children must cross the highway will be taken from the school boards and placed upon the townships.

Mr. McCANN. Mr. Speaker, would the gentleman tell us who pays the bill now for school police under the present law?

Mr. FOX. Under the present law, the township supervisors, upon request from the school board, hire the police. However, the cost is placed upon the school district according to the present law. The need for this bill, however, arose when there appeared to be some dispute in my area, and in other areas, as to whether the school directors could legally pay this, and the need for clarification was felt.

Mr. McCANN. Mr. Speaker, would the gentleman inform us whether the school police have not been in operation in Pennsylvania for quite a period of time according to the needs as the school district felt they should be in their respective area?

Mr. FOX. There have been school police employed for a considerable length of time in townships, boroughs, cities and all other areas and they are hired and paid in different manners. Only the Second Class Township Code provides that the school board shall pay them; everywhere else the township, borough or city pays them.

Mr. McCANN. Would the gentleman also inform us that if we pass this into law could we not get into a reverse hassle regarding school police, in which the school district who now has the right to employ them and does employ the school police, the township would be the one that would be employing the school police and would be paying the school police as this law provides?

Mr. FOX. There is no change, Mr. Speaker, in who would employ the police. The township presently employs them when the school district requests it. The school district would still request it; the township would still employ them. The only change is that the payment of their salaries would come from the township fund rather than the school district fund.

Mr. McCANN. Could I ask the gentleman this: if I were a township supervisor and was in dispute with the school board, under your proposed law, and you as a school district said, we would like to have X number of school policemen to handle our grade crossings in our township and I said to you," That is fine, but we do not believe that we will hire them." Is there anything that would require us to do so under your proposed bill?

Mr. FOX. There is nothing either in the present law or the proposed law that would require them to be hired.

Mr. McCANN. I believe that you will find in the present law that the school district does the hiring of the school or special police for crossings and the township then has the right and they do pay. In this case you are saying that the school board shall ask the township, or they shall tell the township supervisors that they will hire these school police as needed. Which are you saying in this bill?

Mr. FOX. Well, actually, Mr. Speaker, that part of the bill is not changed at all under the present law. When the school board sees the need for it they request the township supervisors to hire the people, and the township supervisors then may hire them. That much is not changed. The only change is where the bill goes, whether the township supervisors pay the bill or whether the school board pays the bill. That is the change.

Mr. McCANN. Well, the change, of course, is that the school district now pays the bill and your bill says that the township may hire and shall pay the bill?

Mr. FOX. My bill does not change the fact that the township may hire them. That "may" provision is in the present law. The only change, as I said, is that the township people who hire the police would pay the people that they hire, rather than the cost going upon the school districts.

Mr. McCANN. Well, could I ask the gentleman this then: we have covered the points very carefully, as the law exists at the present time in our Second Class Township Code. In relation to the school district problem of special police, has it not operated extremely well, or are we getting into another hassle of township supervisors versus school district officials or, rather, school directors, shall I say, by making this change? Will this improve the situation, in your opinion, where it has operated well in all of our other areas?

Mr. FOX. It will improve the situation, in my opinion, in my district, because there it has not operated well.

The need for this legislation came about when there was a need for police to be hired. The township was willing to hire them, but the solicitor for the school board told the school board members they might be surcharged if they paid them, so there was a conflict as to who would pay the bill. A committee was set up to study the problem and they found that this condition existed not only in their township, but in numerous townships in the western part of the state, and not only did the condition exist but there were various means being employed, such as, putting janitors out there, in some cases, and in one case the P.T.A. was underwriting the expense. It was just a sort of hit-and-miss arrangement, because of this apparent conflict as to who was going to pay the bill.

I am attempting to resolve that conflict and to place the cost of hiring police upon the people who have the to hire police as part of their police powers.

Mr. McCANN. Well, in your opinion then you are stating that you believe this will improve the situation.

We question very much whether it will improve it. We question sincerely if this will not result in more hassle of these school police, who, we feel, are very important. The school district determines what they need; the township pays. Now you are saying that the school district are not the people who should make this decision and, by your solicitor's opinion, in your case, they could be subject to surcharge. Could not a validity act solve the situation, rather than this type of bill?

Mr. FOX. I do not know about that, but I do feel that hiring police is a part of the police power of the township supervisors. I also know that the Supervisors' Association is not opposed to this bill. I talked to the men when they met in county convention in our county and told them of the problem. The report of that talk was in the paper, and an individual school board down in Allegheny County read it, wrote to me. They have the same problem down there.

As I say, the township supervisors are not opposed to it. They feel that while it is perhaps going to add a little cost to their budget, that is where the duty and responsibility for police power logically is. Therefore, it is an obligation they should accept.

The school directors also favor it because as Mr. Van Ness said in a letter that I received, "We have many problems without policing the streets as well. So, I feel that if the township supervisors and the school boards, both of whom are affected here, both being in favor of it, that we are approaching the problem in the right manner. Furthermore, when you have all the other areas, first clas stownships, boroughs and cities, where the cost is not put on the school district, you have a mix-up here sometimes, and you have joint districts that have perhaps a couple of boroughs and a first-class township and a second-class township all in one jointure. In the case of a second-class township, the school board would have to pay for the police, and in all the other cases, they would not. And you have conflict there.

I believe by placing the cost of police power where the responsibility should lie that we will improve the situation. The only chance I see for the situation to deteriorate would be where certain members of individual township boards might be inclined not to go along with something like this and we certainly cannot legislate against that. We have to assume that they are public-spirited citizens who are going to be interested in protecting the children of their township. If there are some who are not, we certainly cannot, by this or any other legislation, eliminate that.

Mr. McCANN. I thank the gentleman very kindly, Mr. Speaker.

Mr. BELL. Mr. Speaker, would the Majority Leader consent to be interrogated?

Mr. McCANN. Mr. Speaker, I gladly shall.

Mr. BELL. Mr. Speaker, is the Majority Leader able to tell in the case of first-class townships who pays the school police?

Mr. McCANN. That is right, Mr. Bell, but this is a Second-Class Township Code of which we are speaking, pertaining only to the second-class townships of Pennsylvania.

Mr. BELL. Mr. Speaker, would the Majority Leader be able to tell us who pays the school police in third-class cities?

Mr. McCANN. I think I can answer your question—all the others do. If you start with the city first-, second-class, second-class A, third-class cities and first-class townships, period, it is paid by them.

Mr. BELL. Thank you, Mr. Speaker.

Mr. BELL. Mr. Speaker, what is good for these other municipalities should be good for the second-class townships.

Mr. LOPRESTI. Mr. Speaker, I rise to oppose the bill, and I want to preface my remarks by saying that my first consideration in this particular type of legislation is the safety of the children involved. In other words, our legislation should be written in such a manner as to insure police at all places where they are needed. Therefore, I think it is perfectly proper that the school board should request the police, because they are in a position to know perhaps better than the township supervisors as to whether or not police protection is needed.

Since we have the school requesting the police and they make their request to the township supervisors, in many instances the second-class township supervisors many times find themselves short of money, especially when they have experienced a hard winter removing snow and one thing and another. They are hard-pressed for money and do not actually have the cash, and I believe there would be a temptation in many instances on the part of the supervisors to say, there is one place where we can cut a little bit of expense since we do not have the money. Then we would be placing our children in jeopardy.

Now then, look at it from a second angle. What difference does it make to the taxpayer of a particular township whether his dollar is being paid to a policeman from the township funds or from school funds? They are coming out of the same pocket. The thing we want to do is to put it some place where we are more sure, or more certain, to have the police protection. I say to you that as long as the school board is paying for the cost of the police, and if there is any question about their ability to pay or their liability therefor, let us amend the law and make it definite that they are able and allowed to pay without surcharge. Let us make it so that the township supervisors will in no case be able to say, "We will not appoint policemen because we do not have the money." That should be our first consideration, the welfare of these children, I say to you there is a greater chance of police being appointed by township supervisors if the bill is going to be paid by the school officials.

We have another problem which has not been given consideration, and that is, with our consolidation movement, we may have schools in one particular township but the pupils may be coming from three or four townships. Therefore the school board having access to the funds of all of those townships would be the proper one to pay for the expense of policing the school, and not the township in which the building happens to be erected.

I believe this particular bill is a step in the wrong direction, and that if we are to have any legislation at all it should be legislation to the effect that when the school board requests township policemen they must be appointed by the supervisors and paid for by the school board without question. I think this is a step in the wrong direction. We should be going the other way and providing that protection where it is needed.

Mr. FOX. Mr. Speaker, my main interest in this bill is

just as the gentleman from Cambria said his was, to provide safety for school children. We know now, and I have pointed out, that in many cases adequate protection is not being provided because the present law is not adequate.

Mr. Lopresti made an eloquent plea in behalf of provisions to require that these police be hired. That is not a part of this bill at all. If he desires to introduce such legislation we can consider that later. We are not debating at all whether they would be required to hire these police or not.

The consideration is whether the cost shall go upon the township or the school district. If township supervisors in any particular township will not hire police when requested by the school board for the safety of the children in that township, either because they are unwilling, indifferent or do not have the money, it is the duty of the citizens, the parents, in that township to rise up in arms and see that same appropriate action is taken.

We cannot legislate here to meet every circumstance where there might be public officials on the township level who will not meet their obligations to their people. I believe that township budgets will not run short of money any oftener or even as often as school district budgets do. I do not believe that is a valid argument against this bill.

As I said before and as Mr. Lopresti pointed out, the money is going to come from these taxpayers regardless of whose hands it goes through, but it is a logical police function of the township supervisors. The township supervisors themselves are in favor of assuming that obligation. The school boards are in favor of having them assume it, and I feel that every Member in this House interested in improving the safety of children who must cross any highway should vote for this bill.

Furthermore, as was pointed out, there are many districts that have combinations of townships, combinations of township and boroughs, but most of these cases where these pupils are hauled in to one building they come in by bus and do not have to cross busy highways. The buses unload at the building. At least, in my district that is the way they do. The crossing problem is involved where the children are walking to school and in that case, in nearly all cases at least, it is in the township in which they live where they are crossing the streets.

I also have a joint district in my area which has one large borough in it. They are hiring a number of school police; that is, the borough is. The same joint district has a small borough. They are hiring one. The same joint district has two second-class townships in it. If it is necessary for crossing guards, then the joint school district would have to pay for the guards in these townships, but not in the boroughs where the large numbers are hired. It is a confused situation at present. It should be clarified and I think it can be by passing this bill and making provision for paying the special school police uniform in second-class townships, as it is in the other townships, boroughs and cities.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—95

Agnew,	Gibb,	Lee, K. B.,	Steckel,
Ashton,	Gibson,	Light,	Stevens,
Auker,	Goldstein,	Lippincott,	Stewart,
Barton,	Goodrich,	McCandless,	Stimmel,
Bell,	Gramlich,	McInroy,	Stoner,
Blair,	Guthrie,	Mahan,	Strausser,
Boris,	Heffner,	Markley,	Stroup,
Bowman,	Helm,	Merry,	Tompkins,
Brenninger,	Henzel,	Miller, B. Z.,	Ujobai,
Brown,	Hocker,	Miller, H. G.,	Varner,
Buchanan,	Holliday,	Murphy, P. J.,	Walsh,
Davis,	Horst,	Murray, H. P.	Weidner,
Dengler,	Isaacs,	Naugle,	Wescott,
Dennison,	Johnson, A. W.,	O'Dell,	Wheeler,
Donahue,	Johnson, R.,	Odorisio,	Whittaker,
Donaldson,	Jones, T. H. W.,	Ogilvie,	Williams, A.D., Jr.,
Down,	Jump,	Price,	Williams, E. S.,
Edwards,	Kee,	Pursley,	Willard,
Eshback,	Keiser,	Royer,	Willaredt,
Eshleman,	Kessler,	Schaaf,	Wilt,
Ewing,	Kooker,	Schuster,	Wood,
Fetterolf,	Korns,	Shupnik,	Worley,
Fulmer,	Kubitsky,	Snare,	Wynd,
Gailey,	Lee, A. M.,	Snider,	Zimmerman,

NAYS—100

Anderson,	Foerster,	McLaughlin,	Prendergast,
Arlene,	Fox,	Machmer,	Reibman,
Balthaser,	Frank,	Maxwell,	Reidenbach,
Boies,	Frascella,	Meholchick,	Renwick,
Bonner,	Gallagher,	Mihm,	Riley,
Branca,	Garlock,	Mills,	Rovansek,
Breth,	Gelfand,	Monroe,	Rudisill,
Burns,	George,	Moran,	Sakulsky,
Capano,	Hamilton,	Muldowney,	Scarcelli,
Capitolo,	Heavey,	Mullen,	Seltzer,
Cianfrani,	Holt,	Munley,	Sherman,
Cioffi,	Irvis,	Murphy, A.J., Jr.,	Silverman,
Clarke,	Jim,	Musto,	Stank,
Comer,	Kamyk,	Needham,	Stone,
Crossin,	Kernaghan,	Nelson,	Sullivan,
Curwood,	Kornick,	O'Donnell, J. A.,	Taylor,
Dennis,	Kovolenko,	O'Donnell, J. P.,	Trusio,
Devlin,	Lamb,	O'Neil,	Varallo,
Dougherty,	Limper,	Parlante,	Verona,
Eilberg,	Lopresti,	Pashley,	Wargo,
Farabaugh,	Luigard,	Perry, H. H.,	Welsh,
Filo,	Lutty,	Perry, P. E.,	Yatron,
Fineman,	McCann,	Petrosky,	Yetter,
Floyd,	McDonald,	Polaski,	Andrews,
Flynn,	McKeever,	Polen,	Speaker

NOT VOTING—14

Bower,	Knecht,	Murray, J. J.,	Schwartz,
Cooper,	Leonard,	Murray, P. G.,	Thompson,
Haudenshield,	McCormack,	Rigby,	Wall,
Jenkins,	Magee,		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

REPUBLICAN WOMEN OF DELAWARE COUNTY WELCOMED

The SPEAKER. There is in the Hall of the House a delegation of Republican Women of Haverford Township, Delaware County. They are the guests of Messrs. Lippincott, Bell, Isaacs, and Odorisio of Delaware County.

REPUBLICAN WOMEN OF MONTGOMERY COUNTY WELCOMED

The SPEAKER. The Chair has been informed there is a delegation of the town and county, Norristown Councils of Republican Women of Montgomery County. They are the guests of the lady from Montgomery, Mrs. Henzel and Messrs. T. H. W. Jones, Willaredt, Brenninger, and R. Johnson.

DELAWARE COUNTY COUNCIL OF REPUBLICAN WOMEN WELCOMED

The SPEAKER. The Chair also welcomes another group. Ladies from the Delaware County Council of Republican Women who are the guests of the same sponsors. They are the guests of Mrs. Kernaghan and Messrs. P. J. Murphy, Dengler, Bell, Isaacs, Lippincott and Odorisio. All of the visitors from Delaware County who have not been noticed by the Chair in these notices sent to the Chair will please rise. The Chair thanks the visitors for being so patient with the Chair.

BILL ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILL

Mrs. VARALLO asked and obtained unanimous consent to extend the time five days on House Bill No. 141, Printer's No. 123, on page 7 of today's calendar, bills on final passage postponed.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 105, entitled as follows:

An Act amking an appropriation to the Department of Public Welfare for the payment of certain moral claims against the Commonwealth.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boles,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown.	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 108, Printer's No. 188 and

House Bill No. 221, Printer's No. 128,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 233, entitled as follows:

A Joint Resolution proposing an amendment to Article VIII Section 1 of the Constitution of the Commonwealth of Pennsylvania changing residence requirements

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boles,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,

Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A. D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 266 Printer's No. 124

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceede to the third reading and consideration of House Bill No. 274, entitled as follows:

An Act providing leaves of absence with pay for certain employes of the Commonwealth and of political subdivisions for purpose of attending conventions

On the question,

Will the House agree to the bill on third reading?

Mr. CURWOOD. Asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendmentas will be read by the Clerk for information.

Amend Sec. 1, page 2, line 2, by inserting after "organization" of policemen or firemen

Amend Sec. 3, page 2, line 12, by inserting after "ANY" such

Amend Sec. 3, page 2, line 13, by inserting after "ANY" such

The SPEAKER. Will the Hous give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 308, entitled as follows:

An Act amending "The Borough Code" approved May 4 1927 (P. L. 519) providing for the acquisition maintenance or enlargement by the borough of certain sewage collection or disposal systems

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Frascella,	McCann,	Royer,
Anderson,	Fulmer,	McDonald,	Rudisill,
Arlene,	Gailey,	McInroy,	Sakulsky,
Ashton,	Gallagher,	McKeever,	Scarcelli,
Auker,	Garlock,	McLaughlin,	Schaaf,
Balthaser,	Gelfand,	Machmer,	Schuster,
Barton,	George,	Magee,	Seltzer,
Bell,	Gibb,	Mahan,	Sherman,
Blair,	Gibson,	Markley,	Shupnik,
Boies,	Goodrich,	Maxwell,	Silverman,
Bonner,	Gramlich,	Meholchick,	Snare,
Boris,	Guthrie,	Merry,	Snider,
Bowman,	Hamilton,	Mihm,	Stank,
Branca,	Heavey,	Miller, B. Z.,	Steckel,
Brenninger,	Heffner,	Miller, H. G.,	Stevens,
Breth,	Helm,	Mills,	Stewart,
Brown,	Henzel,	Monroe,	Stimmel,
Buchanan,	Hocker,	Moran,	Stone,
Burns,	Holliday,	Muldowney,	Stoner,
Capano,	Holt,	Mullen,	Strausser,
Capitolo,	Horst,	Munley,	Stroup,
Cianfrani,	Irvis,	Murphy, A. J., Jr.,	Sullivan,
Cioffi,	Isaacs,	Murphy, P. J.,	Taylor,
Clarke,	Jenkins,	Murray, H. P.	Tompkins,
Comer,	Jim,	Murray, J. J.,	Trusio,
Crossin,	Johnson, A. W.,	Musto,	Ujobai,
Curwood,	Johnson, R.,	Naugle,	Varallo,
Davis,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennis,	Kamyk,	O'Dell,	Wall,
Dennison,	Kee,	O'Donnell, J. A.,	Walsh,
Devlin,	Keiser,	O'Donnell, J. P.,	Wargo,
Donahue,	Kernaghan,	Odorisio,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Kornick,	Parlante,	Wheeler,
Edwards,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A. D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker

NAYS—2

Goldstein,	Rigby,

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 361, entitled as follows:

An Act amending "The Borough Code" approved May 4 1927 (P. L. 519) changing provisions concerning protests to proposed change in zoning

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Gailey,	McInroy,	Rudisill,
Anderson,	Gallagher,	McKeever,	Sakulsky,
Arlene,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Markley,	Sherman,
Boies,	Goldstein,	Maxwell,	Shupnik,
Bonner,	Goodrich,	Meholchick,	Silverman,
Boris,	Gramlich,	Merry,	Snare,
Bowman,	Guthrie,	Mihm,	Snider,
Branca,	Hamilton,	Miller, B. Z.,	Stank,
Brenninger,	Heavey,	Miller, H. G.,	Steckel,
Breth,	Heffner,	Mills,	Stevens,
Buchanan,	Helm,	Monroe,	Stewart,
Burns,	Henzel,	Moran,	Stimmel,
Capano,	Hocker,	Muldowney,	Stone,
Capitolo,	Holliday,	Mullen,	Stoner,
Cianfrani,	Holt,	Munley,	Strausser,
Cioffi,	Horst,	Murphy, A.J., Jr.,	Stroup,
Clarke,	Irvis,	Murphy, P. J.,	Sullivan,
Comer,	Jenkins,	Murray, H. P.	Taylor,
Crossin,	Jim,	Murray, J. J.,	Tompkins,
Curwood,	Johnson, A. W.,	Musto,	Trusio,
Davis,	Johnson, R.,	Naugle,	Ujobai,
Dengler,	Jones, T. H. W.,	Needham,	Varallo,
Dennis,	Jump,	Nelson,	Varner,
Dennison,	Kamyk,	O'Dell,	Verona,
Devlin,	Kee,	O'Donnell, J. A.,	Wall,
Donahue,	Keiser,	O'Donnell, J. P.,	Walsh,
Donaldson,	Kessler,	Ogilvie,	Wargo,
Dougherty,	Kooker,	O'Neil,	Weidner,
Down,	Kornick,	Parlante,	Welsh,
Edwards,	Korns,	Pashley,	Wescott,
Eilberg,	Kovolenko,	Perry, H. H.,	Wheeler,
Eshback,	Kubitsky,	Perry, P. E.,	Whittaker,
Eshleman,	Lamb,	Petrosky,	Williams, A.D., Jr.,
Ewing,	Lee, A. M.,	Polaski,	Williams, E. S.,
Farabaugh,	Lee, K. B.,	Polen,	Willard,
Fetterolf,	Leonard,	Prendergast,	Willaredt,
Filo,	Light,	Price,	Wilt,
Fineman,	Limper,	Pursley,	Wood,
Floyd,	Lippincott,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Wynd,
Foerster,	Luigard,	Renwick,	Yatron,
Fox,	Lutty,	Rigby,	Yetter,
Frank,	McCandless,	Riley,	Zimmerman,
Frascella,	McCann,	Rovansek,	Andrews,
Fulmer,	McDonald,	Royer,	Speaker

NAYS—6

Ashton,	Brown,	Kernaghan,	Odorisio,
Bell,	Isaacs,		

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 492, entitled as follows:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for estimated semiannual payments.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 494, entitled as follows:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) further providing for the assignment of pupils

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 495, Printer's No. 165

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 497, entitled as follows:

An Act amending the "Public School Cole of 1949" approved March 10 1949 (P L 30) making the school at Cheyney at State Teachers' College in the First State Ieachers' College District

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 540, entitled as follows:

An Act amending the "Public School Code of 1949" approved March 10 1949 (P L 30) further providing for the revision of territory upon abolition of an independent school district

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Brenninger,	Hamilton,	Miller, B. Z.,	Stank,
Breth,	Heavey,	Miller, H. G.,	Steckel,
Bowman,	Heffner,	Mills,	Stevens,
Branca,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Zimmerman,
Foerster,	Luigard,	Rigby,	Yetter,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 542, Printer's No. 190,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 583, entitled as follows:

An Act amending "The Game Law" approved June 3 1937 (P L 1225) increasing the number of special dog training area permits which may be issued in any one county

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Stroup,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Strausser,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 601, entitled as follows:

An Act repealing Section 528, act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," eliminating the requirement that cotton fabrics used in State institutions be flameproofed.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Agnew,	Frank,	McCann,	Riley,
Anderson,	Frascella,	McDonald,	Rovansek,
Arlene,	Gailey,	McInroy,	Royer,
Auker,	Gallagher,	McKeever,	Rudisill,
Balthaser,	Garlock,	McLaughlin,	Sakulsky,
Barton,	Gelfand,	Machmer,	Scarcelli,
Bell,	George,	Magee,	Schaaf,
Blair,	Gibb,	Mahan,	Schuster,
Boies,	Gibson,	Markley,	Seltzer,
Bonner,	Goodrich,	Maxwell,	Sherman,
Boris,	Gramlich,	Meholchick,	Shupnik,
Bowman,	Guthrie,	Merry,	Silverman,
Branca,	Hamilton,	Mihm,	Snare,
Brenninger,	Heavey,	Miller, H. G.,	Snider,
Breth,	Heffner,	Mills,	Stank,
Buchanan,	Helm,	Monroe,	Steckel,
Burns,	Henzel,	Moran,	Stimmel,
Capano,	Hocker,	Muldowney,	Stone,
Capitolo,	Holliday,	Mullen,	Stoner,
Cianfrani,	Holt,	Munley,	Strausser,
Cioffi,	Horst,	Murphy, A.J., Jr.,	Stroup,
Clarke,	Irvis,	Murphy, P. J.,	Sullivan,
Comer,	Isaacs,	Murray, H. P.	Taylor,
Crossin,	Jenkins,	Murray, J. J.,	Tompkins,
Curwood,	Jim,	Musto,	Trusio,
Davis,	Johnson, A. W.,	Naugle,	Ujobai,
Dengler,	Johnson, R.,	Needham,	Varallo,
Dennis,	Jones, T. H. W.,	Nelson,	Varner,
Dennison,	Jump,	O'Donnell, J. A.,	Verona,
Devlin,	Kamyk,	O'Donnell, J. P.,	Wall,
Donahue,	Keiser,	Odorisio,	Walsh,
Donaldson,	Kernaghan,	Ogilvie,	Wargo,
Dougherty,	Kornick,	O'Neil,	Weidner,
Down,	Korns,	Parlante,	Welsh,
Eilberg,	Kovolenko,	Pashley,	Wescott,
Eshback,	Lamb,	Perry, H. H.,	Wheeler,
Eshleman,	Lee, A. M.,	Perry, P. E.,	Williams, E. S.,
Ewing,	Lee, K. B.,	Petrosky,	Willard,
Farabaugh,	Leonard,	Polaski,	Willaredt,
Fetterolf,	Light,	Polen,	Wilt,
Filo,	Limper,	Prendergast,	Wood,
Fineman,	Lippincott,	Price,	Wynd,
Floyd,	Lopresti,	Reibman,	Yatron,
Flynn,	Luigard,	Reidenbach,	Yetter,
Foerster,	Lutty,	Renwick,	Andrews,
Fox,	McCandless,	Rigby,	Speaker

NAYS—18

Ashton,	Kee,	O'Dell,	Whittaker,
Brown,	Kessler,	Pursley,	Williams,A.D.,Jr.,
Edwards,	Kooker,	Stevens,	Worley,
Fulmer,	Kubitsky,	Stewart,	Zimmerman,
Goldstein,	Miller, B. Z.,		

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 602, entitled as follows:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," abolishing the General Galusha Pennypacker Monument Commission.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 640, Printer's No. 174
House Bill No. 644, Printer's No. 148
House Bill No. 666, Printer's No. 113 and
House Bill No. 680, Printer's No. 176

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 692, entitled as follows:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willaredt,
Ewing,	Lee, A. M.,	Polen,	Willard,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 704, entitled as follows:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing temporary investment and deposits of county funds.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 718, entitled as follows:

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill and providing for the selection and the term of the members of new boards.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 729, entitled as follows:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), further regulating the power of the Department of Forests and Waters to enter into contracts or leases for mining or removal of valuable minerals.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Verona,
Dengler,	Jump,	O'Dell,	Wall,
Dennis,	Kamyk,	O'Donnell, J. A.,	Walsh,
Dennison,	Kee,	O'Donnell, J. P.,	Wargo,
Devlin,	Keiser,	Odorisio,	Weidner,
Donahue,	Kernaghan,	Ogilvie,	Varner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 843, entitled as follows:

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation classes and schools for handicapped children.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 844, entitled as follows:

An Act making an appropriation to the Department of Public Welfare for administration of the Public Assistance Law and for making public assistance grants.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Dougherty,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 845, entitled as follows:

An Act amending the act of July 19, 1957 (Appropriation Acts, page 60), entitled "An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Dougherty,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 29, entitled as follows:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid operators of fire apparatus shall take physical examinations.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 261, entitled as follows:

An Act amending the act of April 27, 1927 (P. L. 465), entitled as amended "Fire Safety Building Regulation Law," providing exemptions from certain provisions of the act.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Ashton,	Garlock,	McLaughlin,	Scarcelli,
Auker,	Gelfand,	Machmer,	Schaaf,
Balthaser,	George,	Magee,	Schuster,
Barton,	Gibb,	Mahan,	Seltzer,
Bell,	Gibson,	Markley,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boles,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,
Brown,	Henzel,	Moran,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Trusio,
Crossin,	Johnson, A. W.,	Naugle,	Ujobai,
Curwood,	Johnson, R.,	Needham,	Varallo,
Davis,	Jones, T. H. W.,	Nelson,	Varner,
Dengler,	Jump,	O'Dell,	Verona,
Dennis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Kornick,	Pashley,	Wheeler,
Edwards,	Korns,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wilt,
Fetterolf,	Leonard,	Price,	Wood,
Filo,	Light,	Pursley,	Worley,
Fineman,	Limper,	Reibman,	Wynd,
Floyd,	Lippincott,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Renwick,	Yetter,
Foerster,	Luigard,	Rigby,	Zimmerman,
Fox,	Lutty,	Riley,	Andrews,
Frank,	McCandless,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Bower,	Haudenshield,	McCormack,	Schwartz,
Cooper,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

HOUSE RESOLUTION No. 43

Mr. McCANN. Mr. Speaker, I call up on page 14 of today's calendar, House Resolution No. 43.

The resolution was read, considered and adopted as follows:

In the House of Representatives, March 17, 1959.

The public press has repeatedly called attention to the heavy incidence of juvenile crime and many murders and crimes of great violence being committed by juvenile criminals.

The public press carries repeated stories of an attitude prevalent among certain juvenile criminals of complete disregard for punitive provisions of the criminal laws of this Commonwealth.

A continued disregard for the peace and safety of the citizens of the Commonwealth by such juvenile criminals creates a criminal cancer threatening the peace and good order of the Commonwealth of Pennsylvania.

It is imperative that remedial steps be taken of a positive nature to stamp out this philosophy of juvenile criminals and the causes thereof, therefore be it

Resolved (the Senate concurring), That the Joint State Government Commission be authorized and directed to make an immediate study of all factors causing the attitude in juvenile criminals of disregard for law and order, a study of the corrective and remedial action of any nature, whatsoever, required to correct such juvenile criminal philosophy and a further study of the steps necessary to rehabilitate those addicted to such moral juvenile criminal thinking and acting, and be it further

Resolved, That the commission be charged with inviting to testify before it persons such as educators, clergymen, penal authorities, members of the judiciary law enforcement, officials, newspaper reporters, social workers, and other citizens who are in contact with such juvenile criminals in order to ascretain the causes for such thinking and the possible remedies, therefor, and be it further

Resolved, That the Joint State Government Commission be authorized in its discretion to transcribe such part or parts of the testimony and statements taken before it, and be it further

Resolved, That the Joint State Government Commission shall have the power to issue subpoenas under its hand and seal, requesting and commanding any person or persons to appear before it and answer questions touching matters properly being inquired into and to produce such books, papers, records and documents as the commission may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the Courts of this Commonwealth. The commission shall have the power to administer oaths and affirmations to witnesses appearing before it. Any person who shall wilfully neglect or refuse to testify before the commission or to produce any books, papers, records or documents, shall be subject to the penalties provided by the laws of the Commonwealth in such cases, and be it further

Resolved, That the Joint State Government Commission shall make a report of its findings and recommendations to the next regular session of the General Assembly.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

CONGRATULATIONS

Mrs. KOOKER offered a resolution which was read as follows:

In the House of Representatives, April 1, 1959.

Old Father Time can't be fooled on April Fool's Day because another year has passed in the life of one of our esteemed members of the House even though we're sure she would like to deny it. Today marks the birthday of Beatrice Z. Miller. The number of the birthday is a secret but we're sure it's not more than thirty-six.

It seems that Mrs. Miller is noted for her many achievements in the world of politics and government but one achievement she is noted for above all is her ability to wear those large hats with the grace only a woman such as Beatrice can possess. We're sure that if she didn't come into our presence wearing a large and beautiful hat we wouldn't recognize the lady from Philadelphia.

Mrs. Miller was elected to the House in 1956 and again this past year. She is the proud mother of two boys, Harry and John, and the wife of Harry B. Miller, the man who "foots" the bills for the hats; therefore be it

Resolved, That all of us join in wishing Beatrice Z. Miller a happy birthday and may she enjoy as many more in the years to come.

On the question,

Will the House adopt the resolution?

The SPEAKER. Where is the Melody Man from Delaware County? There should be a choral tribute to this Resolution. We should sing Happy Birthday at least.

Mr. DENGLER. Mr. Speaker, I think we should sing Happy Birthday in a very special key.

The SPEAKER. The Resolution is unanimously and harmoniously adopted.

For what purpose does the gentleman from Philadelphia, Mr. Stewart, rise?

Mr. STEWART. I rise on this Resolution, Mr. Speaker. As Mrs. Miller's running mate I have only known her for the last year, but in this year I have come to know Bea I think better than any other man in her life, politically.

The SPEAKER. The Chair claims priority.

Mr. STEWART. During this past year, Mr. Speaker, I have observed Mrs. Miller, and noted her devotion to her constituents, her loyalty and her faithfulness, and I must confess that I have grown to love Bea.

The SPEAKER. The Chair recognizes the lady of the hour, Mrs. Miller.

Mrs. B. Z. MILLER. I would like to answer these perfectly wonderful tributes; I know I do not deserve them.

I thank the girls from the bottom of my heart. I want to say that the most wonderful experience in my life is serving with all you wonderful people. Thank you.

The SPEAKER. I trust the Chair has not lost his place in the lady's affection.

Mrs. MILLER. You are number one in my affection.

PHILADELPHIA CONGRESS OF REPUBLICAN COUNCILS WELCOMED

The SPEAKER. The Chair has been informed there are representatives here from the Philadelphia Congress of Republican Councils, Mrs. Virginia Knauer, president. They are the guest of Mrs. Miller.

RESOLUTION

Mr. WELSH offered a resolution which was filed with the Clerk under the Rules.

REPORT FROM COMMITTEE

Mr. J. J. MURRAY from the Committee on Welfare, reported as committed, House Bill No. 765, entitled:

An Act authorizing and directing the Governor, on behalf of the Commonwealth of Pennsylvania, to execute an interstate compact concerning mental health and for related purposes.

ADJOURNMENT

Mr. McKEEVER. Mr. Speaker, I move that this House do now adjourn until Monday, April 6, 1959 at 4:30 p.m.

The motion was agreed to, and (at 4:07 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., MONDAY, APRIL 6, 1959. No. 29.

SENATE

MONDAY, APRIL 6, 1959.

The Senate met at 3:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. J. B. WILLIAMS, Pastor of the Second Baptist Church, Harrisburg, offered the following prayer:

Let us pray.

Almighty God, King of Kings and Lord of Lords, from Whom proceedeth power and dominion in heaven and earth, most heartily we beseech Thee to look with favor upon Thy servants, the President of the United States, the Governor of this State and all others in authority. Imbue them with the spirit of wisdom, goodness and truth, and so rule their hearts and bless their endeavors that law and order, justice and peace may everywhere prevail.

Give us refreshed courage, renewed hope, a clearer vision of our duty to Thee and our fellow men. Restore to us, as a people, honorable industry, sound learning and pure manners. Save us from national sin and corruption. Make us strong and great in the fear of God and in the love of righteousness so that, being blessed of Thee, we may become a blessing to all nations.

In His Name we beg Thee, Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. PECHAN, further reading was dispensed with, and the Journal was approved.

The PRESIDENT pro tempore. Will Senator Fleming approach the rostrum, please?

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

HONORABLE MICHAEL J. EAGEN AND HONORABLE HARRY M. MONTGOMERY PRESENTED TO SENATE

Mr. LANE. Mr. President, I have the honor today to advise the Members of the Senate that we have two very distinguished guests with us. They are the Honorable Michael J. Eagen, Judge of the Court of Common Pleas, Lackawanna County; and the Honorable Harry M. Montgomery, Judge of the Court of Common Pleas, Allegheny County.

I would appreciate it very much if they would stand up and take a bow.

The PRESIDING OFFICER. On behalf of the Members of the Senate, the Chair is happy to welcome Judge Eagen and Judge Montgomery to the Chamber. We hope that your visit with us will be pleasant. To the Membership, may we say to you that the Republican candidates will be here in the next two weeks.

I have also been advised to say that if a Judges' salary raise bill comes up, we will give it very careful consideration.

LEAVE OF ABSENCE

Mr. RUTH asked and obtained leave of absence for Mr. DONOLOW, due to illness.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor, which was read as follows:

APPROVAL OF SENATE BILL No. 150

April 1, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 150, Printer's No. 162, entitled "An Act amending the act of June 23 1931 (P L 932) entitled 'An act relating to cities of the third class and amending revising and consolidating the law relating thereto' providing for the annexation of boroughs having a population of ten thousand or more inhabitants."

DAVID L. LAWRENCE.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William F. O'Hara, 1213 Green Ridge Street, Scranton, Lackawanna County, for appointment as a member of the Pennsylvania Public Utility Commission, for the residue of the term ending April 1, 1969, vice John B. Conly, Pittsburgh, whose term expired.

DAVID L. LAWRENCE.

MEMBER OF THE MILK CONTROL COMMISSION

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John A. Smith, Dickinson, Cumberland County, for appointment as a member of the Milk Control Commission, from June 21, 1957, until May 1, 1961, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBERS OF THE COMMONWEALTH MENTAL HEALTH RESEARCH FOUNDATION

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Commonwealth Mental Health Research Foundation, until December 31, 1961, and until their successors shall be duly appointed and qualified:

William A. Sodeman, Dean, The Jefferson Medical College, Philadelphia, Philadelphia County, vice Dr. George A. Bennett, Philadelphia, deceased.

Harry Shapiro, 306 South Nineteenth Street, Philadelphia, Philadelphia County, vice Ralph H. Demmler, Pittsburgh, whose term expired.

William S. McEllroy, Dean, School of Medicine, University of Pittsburgh, Pittsburgh, Allegheny County. (Reappointment)

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate D. George Bloom, Johnstown, Cambria County, for appointment as a member of the State Board of Medical Education and Licensure from October 3, 1957, for the term of four years, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lendrum L. Chapman, 57 West Afton Avenue, Yardley, Bucks County, for appointment as Justice of the Peace in and for the Borough of Yardley, Bucks County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Eleanor R. Wright, New Columbia, Union County, for appointment as Justice of the Peace in and for the Township of White Deer, Union County, to serve until the first Monday of January 1960, vice Ned E. Koch, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mark Shapcott, Sr., 227 Main Street, Hulmeville, Bucks County, for appointment as Justice of the Peace in and for the Borough of Hulmeville, Bucks County, to serve until the first Monday of January 1960, vice Richard A. Hopkins, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James W. Mowry, 32 Fourth Street, Aspinwall, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Aspinwall, Allegheny County, to serve until the first Monday of January 1960, vice William J. Soost, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Chester L. Snyder, Route 1, Hanover, York County, for appointment as Justice of the Peace in and for the Township of West Manheim, York County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Arthur D. Sipe, R. D. 1, Dallastown, York County, for appointment as Justice of the Peace in and for the Township of York, York County, to serve until the first Monday of January 1960, vice R. L. Ruhl, deceased.

DAVID L. LAWRENCE.

MEMBER OF THE CLEARFIELD COUNTY BOARD OF ASSISTANCE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Orville B. Shugarts (Democrat), 307 East Cherry Street, Clearfield, Clearfield County, for appointment as a member of the Clearfield County Board of Assistance, until December 31, 1959, and until his successor is duly ap-

pointed and qualified, vice Fred E. Sweely, Clearfield, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE HUNTINGDON COUNTY BOARD OF ASSISTANCE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Verna M. Ulsh (Republican), 612 Sixth Street, Huntingdon, Huntingdon County, for appointment as a member of the Huntingdon County Board of Assistance, until December 31, 1961, and until her successor is duly appointed and qualified, vice Mrs. Lillian M. Friedman, Huntingdon, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE UNION COUNTY BOARD OF ASSISTANCE

April 6, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Dorothy H. Schnure (Democrat), R. D. 2, Lewisburg, Union County, for appointment as a member of the Union County Board of Assistance, until December 31, 1960, and until her successor is duly appointed and qualified, vice Mrs. Louella M. DuWors, Lewisburg, resigned.

DAVID L. LAWRENCE.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 29

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 29, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid operators of fire apparatus shall take physical examinations.

with the information that the House has passed the same without amendments.

SENATE BILL No. 261 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 261, entitled:

An Act amending the act of April 27, 1927 (P. L. 465), entitled, as amended, "Fire Safety Building Regulation Law," providing exemptions from certain provisions of the act.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 105, entitled:

An Act making an appropriation to the Department of Public Welfare for the payment of certain moral claims against the Commonwealth.

Which was committed to the Committee on Appropriations.

House Bill No. 233, entitled:

A Joint Resolution proposing an amendment to Article VIII, Section I of the Constitution of the Commonwealth of Pennsylvania, changing residence requirements.

Which was committed to the Committee on Elections.

House Bill No. 308, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing for the acquisition, maintenance or enlargement by the borough of certain sewage collection or disposal systems.

Which was committed to the Committee on Local Government.

House Bill No. 361, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) changing provisions concerning protests to proposed changes in zoning.

Which was committed to the Committee on Local Government.

House Bill No. 492, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for estimated semi-annual payments.

Which was committed to the Committee on Education.

House Bill No. 494, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), further providing for the assignment of pupils.

Which was committed to the Committee on Education.

House Bill No. 497, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), making the school at Cheyney a State Teachers' College in the First State Teachers' District.

Which was committed to the Committee on Education

House Bill No. 540, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), further providing for the revision of territory upon abolition of an independent school district.

Which was committed to the Committee on Education.

House Bill No. 583, entitled:

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), increasing the number of special dog training area permits which may be issued in any one county.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 601, entitled:

An Act repealing Section 528, act of April 9, 1929 (P. L.

177), entitled "That Administrative Code of 1929," eliminating the requirement that cotton fabrics used in State institutions be flameproofed.

Which was committed to the Committee on State Government.

House Bill No. 602, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," abolishing the General Galusha Pennypacker Monument Commission.

Which was committed to the Committee on State Government.

House Bill No. 692, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), providing for payment to organizations of American Gold Star Mothers.

Which was committed to the Committee on Local Government.

House Bill No. 704, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323) authorizing temporary investment and deposits of county funds.

Which was committed to the Committee on Local Government.

House Bill No. 718, entitled:

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill, and providing for the selection and the term of the members of new boards.

Which was committed to the Committee on Elections.

House Bill No. 729, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), further regulating the power of the Department of Forests and Waters to enter into contracts or leases for mining or removal of valuable minerals.

Which was committed to the Committee on State Government.

House Bill No. 843, entitled:

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation, class and schools for handicapped children.

Which was committed to the Committee on Rules.

House Bill No. 844, entitled:

An Act making an appropriation to the Department of Public Welfare for administration of the Public Assistance Law, and for making public assistance grants.

Which was committed to the Committee on Appropriations.

House Bill No. 845, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts, page 60) entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

Which was committed to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION No. 43 REFERRED TO COMMITTEE

He also presented extract from the Journal of the House of Representatives, which was read as follows and referred to the Committee on Rules:

JOINT STATE GOVERNMENT COMMISSION TO STUDY JUVENILE CRIME

In the House of Representatives, March 18, 1959.

The public press has repeatedly called attention to the heavy incidence of juvenile crime and many murders and crimes of great violence being committed by juvenile criminals.

The public press carries repeated stories of an attitude prevalent among certain juvenile criminals of complete disregard for punitive provisions of the criminal laws of this Commonwealth.

A continued disregard for the peace and safety of the citizens of the Commonwealth by such juvenile criminals creates a criminal cancer threatening the peace and good order of the Commonwealth of Pennsylvania.

It is imperative that remedial steps be taken of a positive nature to stamp out this philosophy of juvenile criminals and the causes thereof; therefore be it

Resolved (the Senate concurring), That the Joint State Government Commission be authorized and directed to make an immediate study of all factors causing the attitude in juvenile criminals of disregard for law and order, a study of the corrective and remedial action of any nature whatsoever required to correct such juvenile criminal philosophy and a further study of the steps necessary to rehabilitate those addicted to such amoral juvenile criminal thinking and acting; and be it further

Resolved, That the commission be charged with inviting to testify before it persons such as educators, clergymen, penal authorities, members of the judiciary, law enforcement officials, newspaper reporters, social workers, and other citizens who are in contact with such juvenile criminals in order to ascertain the causes for such thinking and the possible remedies therefor; and be it further

Resolved, That the Joint State Government Commission be authorized, in its discretion, to transcribe such part or parts of the testimony and statements taken before it; and be it further

Resolved, That the Joint State Government Commission shall have the power to issue subpoenas under its hand and seal requesting and commanding any person or persons to appear before it and answer questions touching matters properly being inquired into and to produce such books, papers, records and documents as the commission may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the Courts of this Commonwealth. The commission shall have the power to administer oaths and affirmations to witnesses appearing before it. Any person who shall willfully neglect or refuse to testify before the commission or to produce any books, papers, records, or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases; and be it further

Resolved, That the Joint State Government Commission shall make a report of its findings and recommendations to the General Assembly prior to the adjournment of the present session.

RECESS

Mr. BERGER. Mr. President, I request a five minute

recess of the Senate for the purpose of holding a meeting of the Committee on Rules in the office of the President pro tempore.

PRESIDING OFFICER. Are there any objections? The Chair hears no objection, and declares a five minute recess of the Senate.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

REPORTS FROM COMMITTEES

Mr. BERGER. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER, from the Committee on Rules, reported as committed, House Bill No. 843, entitled:

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation, class and schools for handicapped children.

He also, from the Committee on Rules, reported as committed House Bill No. 845, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts, page 60) entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

Mr. CONFAIR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. CONFAIR, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 313, entitled:

An Act amending "The Dental Law," approved May 1, 1933 (P. L. 216) changing the definition of the "practice of dentistry" and changing penalties relating to dental technicians.

BILLS INTRODUCED AND REFERRED

Messrs. BLASS, KESSLER, ELLIOTT and WAGNER read in place and presented to the Chair Senate Bill No. 552, entitled:

An Act amending the act of April 27, 1927 (P. L. 465), entitled, as amended, "Fire Safety Building Regulation Law," further regulating ways of egress in certain buildings.

Which was committed to the Committee on Labor and Industry.

Messrs. WHALLEY, WADE and ELLIOTT read in place and presented to the Chair Senate Bill No. 553, entitled:

An Act authorizing the Pennsylvania Turnpike Commission to construct tunnels on the Turnpike between the Irwin and Middlesex interchanges.

Which was committed to the Committee on Highways.

Messrs. HAYS, CAMIEL, RUTH, SEYLER, LANE and KALMAN read in place and presented to the Chair Senate Bill No. 554, entitled:

An Act providing for the issuing, administration, enforcement and termination of marketing agreements and orders on agricultural commodities; imposing powers and duties on the Secretary of Agriculture; providing for the creation and operation of an advisory board; prescribing the contents of agreements and orders; providing for the imposition and collection of fees and making an appropriation.

Which was committed to the Committee on Agriculture.

Messrs. HAYS, WEINER, SEYLER, KALMAN, LANE, RUTH and CAMIEL read in place and presented to the Chair Senate Bill No. 555, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," increasing the powers and duties of the Department of Agriculture.

Which was committed to the Committee on Agriculture.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, ever since Andrew Hamilton won a resounding victory in the famous Zenger Case, in Colonial times, the term "Philadelphia Lawyer" became known throughout the Country. Apparently, in Pennsylvania, outside of Philadelphia, they are afraid of Philadelphia lawyers. Therefore, we have a rule in Pennsylvania whereby the entire State is divided into compartments and a lawyer from one county cannot practice law in another county, unless he gets permission from the courts or gets co-counsel.

Mr. President, it is about time we remove the division and compartments in Pennsylvania.

Therefore, Mr. President, this bill which I am about to introduce, and one which will no doubt bring upon me the curses of the Pennsylvania Bar Association, aims to remove that limitation.

BILLS INTRODUCED AND REFERRED

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 556, entitled:

An Act amending the act of May 8, 1909 (P. L. 475), entitled "An act to provide that admission now had or that may hereafter be had to practice as an attorney-at-law in the Supreme Court of this Commonwealth shall of itself, without more, operate as an admission of such attorney as an attorney-at-law in every other court of this Commonwealth . . .," further defining the right of attorneys-at-law admitted to practice in the Supreme Court to practice in the courts of the several counties.

Which was committed to the Committee on Judiciary General.

Messrs. MURRAY, MILLER, SEYLER, KALMAN and CAMIEL read in place and presented to the Chair Senate Bill No. 557, entitled:

An Act amending the act of June 2, 1915 (P. L. 736), entitled as amended, "The Pennsylvania Workmen's Compensation Act," changing disability benefits, rates, and compensation in case of death.

Which was committed to the Committee on Labor and Industry.

Messrs. MURRAY and MULLIN read in place and presented to the Chair Senate Bill No. 558, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," denying constables authority to enforce the act.

Which was committed to the Committee on Highways.

Messrs. KESSLER, KOPRIVER, JR., EHRGOOD, WADE, KROMER, WALKER and PROPERT read in place and presented to the Chair Senate Bill No. 559, entitled:

An Act repealing the act of August 24, 1951 (P. L. 1304), entitled "Local Health Administration Law."

Which was committed to the Committee on Public Health and Welfare.

Messrs. KESSLER and HARNEY read in place and presented to the Chair Senate Bill No. 560, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," changing the permitted length of certain vehicles used in hauling livestock.

Which was committed to the Committee on Highways.

Mr. KOPRIVER, JR., on behalf of Mr. FLEMING, read in his place and presented to the Chair Senate Bill No. 561, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," further providing for payments by the Commonwealth to school districts.

Which was committed to the Committee on Education.

He also, on behalf of Mr. FLEMING, read in his place and presented to the Chair Senate Bill No. 562, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," further regulating payments to school districts on account of instruction.

Which was committed to the Committee on Education.

Messrs. HARNEY and WATKINS read in place and presented to the Chair Senate Bill No. 563, entitled:

An Act authorizing the Department of Highways, with the approval of the Governor, to rebuild Brinton Bridge over Brandywine Creek, in Chester County, and to provide the necessary approaches and connections with State Highway Route 15199, empowering counties to pay certain damages, and making an appropriation therefor.

Which was committed to the Committee on Highways.

Mr. SEYLER read in his place and presented to the Chair Senate Bill No. 564, entitled:

An Act amending the act of August 21 1953 (P. L. 1254), entitled "An act establishing a uniform fee for services of recorders of deeds in counties of the third, fourth, fifth, sixth, seventh and eighth classes," establishing certain fees for services of recorders of deeds in certain cases.

Which was committed to the Committee on Local Government.

Messrs. SEYLER and KALMAN read in place and presented to the Chair Senate Bill No. 565, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing minimum salaries for certain part-time teachers; fixing maximum loads for directors and changing provisions relating to extension education.

Which was committed to the Committee on Education.

Messrs. McCREESH and SARRAF read in place and presented to the Chair Senate Bill No. 566, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," increasing the compensation of Workmen's Compensation Referees.

Which was committed to the Committee on State Government.

Mr. McCREESH read in his place and presented to the Chair Senate Bill No. 567, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," exempting religious bodies and organizations from fees charged for certificates of title or registration.

Which was committed to the Committee on Highways.

Messrs. MULLIN and KALMAN read in place and presented to the Chair Senate Bill No. 568, entitled:

An Act amending the act of May 5, 1933 (P. L. 364), entitled "Business Corporation Law," conferring upon additional courts of common pleas jurisdiction to hear petitions of dissenting shareholders in certain cases.

Which was committed to the Committee on Judiciary General.

Messrs. MULLIN, KALMAN, MAHADY and MURRAY read in place and presented to the Chair Senate Bill No. 569, entitled:

An Act establishing a limitation on the time in which a defiiciency judgment can be recovered after repossession of a motor vehicle.

Which was committed to the Committee on Highways.

Messrs. MULLIN and KALMAN read in place and presented to the Chair Senate Bill No. 570, entitled:

An Act removing the effect of a seal on presumptions and limitation of actions.

Which was committed to the Committee on Judiciary General.

Messrs. MULLIN, KALMAN, MURRAY and MAHADY read in place and presented to the Chair Senate Bill No. 571, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," providing that operators' licenses shall not be suspended in certain cases.

Which was committed to the Committee on Highways.

Messrs. SILVERT and WEINER read in place and presented to the Chair Senate Bill No. 572, entitled:

An Act fixing the salary of the Register of Wills of Philadelphia.

Which was committed to the Committee on Local Government.

ANNOUNCEMENTS BY THE CHAIR

The PRESIDING OFFICER. The Chair wishes to announce to the Members that when they introduce bills, they should date them. Otherwise, the work at the desk

is held up when the dates have to be inserted at the desk.

The Chair would further like to announce that when there is more than one sponsor to a bill, the Senators are not signing all three copies, as a result of which the copy that goes to the printer comes back without bearing the names of all the sponsors. Therefore, when there is more than one sponsor on any bill, all the sponsors must sign all three copies that come to the desk.

REPORT FROM THE JOINT STATE GOVERNMENT COMMISSION, DEALING WITH STRUCTURE AND GROWTH OF PENNSYLVANIA'S ECONOMY, AN OUTLINE OF TRENDS, 1946-1956

Mr. RUTH submitted the following communication and report from the Joint State Government Commission.

The communication was read by the Clerk as follows:

GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA
JOINT STATE GOVERNMENT COMMISSION

P. O. Box 61, Room 450, Capitol Building
Harrisburg

Baker Royer, Chraiman
Frank W. Ruth, Vice Chairman
Albert W. Johnson, Secretary
Hiram G. Andrews, Treasurer

EXECUTIVE COMMITTEE

Senate Members: James S. Berger, Robert D. Fleming, Albert R. Pechan, Frank W. Ruth, Israel Stiefel, M. Harvey Taylor, Charles R. Weiner.

House Members: Hiram G. Andrews, Allen M. Gibson, Albert W. Johnson, Philip Lopresti, Stephen McCann, Mary A. Varallo, Norman Wood.

ADMINISTRATIVE STAFF

Guy W. Davis, Counsel and Director.

Paul H. Wueller, Associate Director in Charge of Research and Statistics.

Antoinette S. Giddings, Administrative Assistant.

April 6, 1959

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, 1959, dealing with Structure and Growth of Pennsylvania's Economy, An Outline of Trends, 1946-1956.

Copies of this report for members of the Senate have been placed in their post office boxes.

Respectfully submitted,
(s) BAKER ROYER,
Chairman

(For Report see Appendix.)

SENATE RESOLUTIONS

CONGRATULATIONS OF THE SENATE EXTENDED TO ARTHUR J. WALL, JR. FOR HIS GREAT VICTORY IN THE MASTERS TOURNAMENT AND TO HIS FATHER, HON. ARTHUR J. WALL, SR.

Mr. SCOTT offered the following resolution which was read, considered and agreed to:

In the Senate, April 6, 1959.

One of the members of the General Assembly is extremely proud today and, indeed, the entire Commonwealth should be as proud because the newly crowned Masters Golf Tournament Champion, Art Wall, Jr., is the son of a distinguished Member of the House of Representatives from Wayne County, Arthur J. Wall.

Art, who is the pro at the Pocono Manor Country Club and a resident of Honesdale, won the Masters on Sunday, April 5, with probably the strongest finishing round in the history of the notable event. He shot a 66 in the last round, which included no less than eight birdies, five of which came in the last six holes.

The pros from Pennsylvania now hold a two year monopoly on the Masters because the title was merely transferred from the hands of one Pennsylvanian to another. The defending Champion, Arnold Palmer, was a Latrobe native and the pro at the Ligonier Country Club. What other State can boast of two Masters Champions in succession?

Arthur Wall, Jr., who is a quiet, unassuming and immensely personable pro golfer and the father of four children is 35 years old. He won the Azalea Open a week before the Masters and came into the Augusta event the leading money winner among the professionals. Art almost quit the circuit a month ago but because of the sound medical advice he received from his uncle, Dr. Russell Wall, a Scranton surgeon, he continued on to win one of the top golf events.

Art Wall, Jr., has certainly brought glory and honor to his parents and family and to the people of Pennsylvania; therefore be it

RESOLVED, That the Senate extend its heartiest congratulations to Arthur J. Wall, Jr., for his great victory in the Masters Tournament; and be it further

RESOLVED, That the Senate also extend its sincere congratulations to Arthur J. Wall, Sr., the Champion's father and a member of the House of Representatives; and be it further

RESOLVED, That a copy of this resulation ben sent to Art Wall, Jr., at his home and to the Pocono Manor Country Club, Pocono Manor, Pennsylvania, and that a copy be presented to our distinguished colleague Art Wall, Sr.

CONGRATULATIONS OF THE SENATE EXTENDED TO MEMBERS OF THE MT. LEBANON HIGH SCHOOL BAND UPON THEIR EXCELLENT PERFORMANCE IN THE 1959 TOURNAMENT OF ROSES PARADE

Mr. KOPRIVER, JR. offered the following resolution wich was read, considered and agreed to:

In the Senate, April 6, 1959.

That splended organization known as the Mt. Lebanon High School Band has again brought honor to the Commonwealth of Pennsylvania.

The Mt Lebanon High School Band, which has consistently been one of the outstanding bands in this State, marched in the 1954 Tournament of Roses Parade in Pasadena, California. Now again, in 1959, the band was honored with an invitation to return to the Tournament of Roses Parade.

Those of us who observed this magnificent spectacle on television will recall for many years to come the feeling of pride which surged within us when the Mt. Lebanon High School Band marched into view, and, amid the cheers of the throng, we heard the announcement that this outstanding group of musicians and performers came all the way from Pennsylvania. We will remember with admiration the beautiful renditions and precision marching which followed, as the Mt. Lebanon High School Band preceded the float commemorating Pittsburgh's Bi-Centennial. The many long hours of ardent practice which must have been spent in preparation for this event were certainly evidenced by the flawless performance given; therefore, be it

RESOLVED, That the Senate of the Commonwealth of Pennsylvania hereby extends to each member of the Mt. Lebanon High School Band its sincere congratulations for their excellent performance in the 1959 Tournament of Roses Parade which so well exemplified the character and ability of Pennsylvania's youth; and be it further

RESOLVED, That copies of this resolution be transmitted to Dr. Ralph D. Horsman, Superintendent of Mt. Lebanon Schools, to Dr. Nelson Mills, Principal of Mt. Lebanon High School, and to Mr. Philip Prutzman, Band Director of Mt. Lebanon High School, Mt. Lebanon, Pittsburgh, Pennsylvania.

FELICITATIONS OF THE SENATE EXTENDED TO JEFFERSON MEDICAL COLLEGE UPON ITS COMMENDABLE SELECTION OF DOCTOR WILLIAM A SODEMAN AS DEAN

Messrs LANE and RUTH offered the following resolu- which was read, considered and agreed to:

In the Senate, April 6, 1959.

The people of Washington County are signally honored that another one of our native sons rose to the stature of leadership, about whom it can be figuratively stated that he is a towering luminary fit "to match our mountains." Dr. William A. Sodeman, who was appointed on April 21, 1958, as the Dean of the Jefferson Medical College, was born in Charleroi, Washington County, Pennsylvania, and now, after years of dynamic leadership, at several seats of medical learning, as a renowned educator par excellence and a leading authority in many branches of medical endeavor, returned to Pennsylvania to continue his services as a man of many medical abilities—physician, teacher, research worker, writer, speaker and counsellor.

An indefatigable worker, in addition to his duties as an educator, Dean Sodeman has been Senior Visiting Physician at Charity Hospital of Louisiana in New Orleans; Visiting Physician, Touro Infirmary; Medical Consultant, United States Public Health Service Hospital at New Orleans; Medical Consultant, United States Public Health Service Hospital Leprosarium, Carville, Louisiana; Consultant in Medicine, Fourth Army, Camp Polk, Louisiana; Consultant, Bureau of Special Services, United States Public Health Service, Washington, D. C.; Consultant National Institutes of Health, NMI, Bethesda, Maryland, and Consultant to the Surgeon General, U. S. A. F., Washington, D. C.

Recognized as an outstanding internist, Dr. Sodeman has made significant contributions to medical literature. He is the author of more than 150 scientific articles which have been published in leading medical journals and his monograph "Pathologic Physiology: Mechanisms of Disease," has been translated into Portuguese, Italian, the Spanish languages, Serbo-Croat and Japanese. He has conducted extensive experimental work in electrocardiography, venous pressure measurements and in other clinical fields of Internal Medicine.

Dr. Sodeman is a member of many professional societies, among them the Society for Experimental Biology and Medicine, for which he was Chairman, Southern Section, 1942-1943; American Society for Clinical Investigation; American Society of Tropical Medicine, of which he has been President since 1953; a Founding member of the Southern Society for Clinical Research and of the New Orleans Academy of Internal Medicine; the Royal Society of Tropical Medicine and Hygiene and the American Federation of Clinical Research. He is a Diplomate of the American Board of Internal Medicine, certified in the subspecialty of cardiovascular diseases, and a Fellow of the American College of Physicians and of the American Public Health Association.

The rejoicing of the people of Washington County is further enhanced by the fact that Dean Sodeman became the helmsmen of a great Pennsylvania medical school, the geneology whereof dates back to the year 1794, when a group of Presbyterian Ministers established in Canonsburg, Washington County. The Jefferson College, which later begot The Medical Department of said college in Philadelphia in 1825, that finally led to the granting of an independent charter in 1838, establishing the Jefferson Medical College in Philadelphia with broad university powers.

The Jefferson Medical College, the seventh in age of the Country's medical schools, has been a fountain of medical education that not only enriched our own State but spread medical leadership throughout the United States and even in many countries abroad.

The people of Pennsylvania owe a debt of gratitude to the Jefferson Medical College for its leadership in all fields of medical endeavor and superb research that brought many blessings upon mankind. The people of Washington County are now most gratified that one of its illustrious sons is leading and will lead this great seat of medical learning to even higher pinnacles of attainment and success.

Now Be It Therefore Resolved, That the Senate of the General Assembly of Pennsylvania extends its felicitations to the Jefferson Medical College upon its commedable selection of Dr. William A Sodeman, a great medical luminary, as the Dean of the institution, and to Dr. Sodeman, its fervent wishes that he will successfully continue his indefatigable services as one of the healers for the benefit of humanity.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. WHALLEY offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 6, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, April 13, 1959, at three o'clock, p.m., E.S.T. and when the House of Representatives adjourns this week, it reconvene on Monday, April 13, 1959 at four-thirty o'clock, p.m., E.S.T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

CALENDAR

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 130, Printer's No. 139; and
Senate Bill No. 141, Printer's No. 408.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 222, Printer's No. 239; and
Senate Bill No. 223, Printer's No. 240.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 406; and
Senate Bill No. 45, Printer's No. 407.

Thte PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeable to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 116, entitled:

An Act amending the act of August 24, 1951 (P. L. 1304) entitled "Local Health Administration Law" limiting the powers of the county departments of health and conferring powers on the Department of Agriculture.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeable to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 117, entitled:

An Act amending the act of July 2, 1935 (P. L. 589) entitled "Milk Sanitation Law" limiting the powers of municipalities and county departments of health and conferring powers upon the Department of Agriculture.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeable to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 146, entitled:

An Act amending the act of June 25, 1947 (P. L. 1145) entitled as amended "Local Tax Enabling Law" further regulating taxes on the transfer of real property and imposing penalties for the recording of taxed documents without the proper stamps affixed thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeable to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 160, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing the improvement of streets by the borough without petition and the assessment and collection of costs from abutting property owners.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 163, Printer's No. 51, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeable to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 191, entitled:

An Act amending the act of May 25, 1945 (P. L. 1050), entitled "Local Tax Collection Law," further regulating the collection of taxes and settlement of tax duplicates.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeable to order,

The Senate proceeded to the second reading and consideration of House Bill No. 191, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing that out-of-state physicians may certify that applicants for teachers certificates are not mentally or physically disabled.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeable to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 208, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," permitting secretaries of school boards to be non-residents of the school district for which elected.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeable to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 212, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" making certain money available to school districts prior to June 30, 1959.

The first section was read.

On the question,

Will the Senate agree to the section?

MOTION TO RECOMMIT BILL

Mr. HAYS. Mr. President, I move that this bill be recommitted to the Committee on Education for the purpose of further study.

Mr. President, I think that this bill, Senate Bill No. 212, is perfectly fine legislation. However, we also have House Bill No. 491, Printer's No. 115, on the Calendar which covers everything that is proposed in Senate Bill No. 212 and can be taken care of in House Bill No. 491. That is the reason I have moved for the recommittal of this bill.

Mr. BERGER. Mr. President, I think it best for me to say at this time that our proposed action on Senate Bill No. 212 was to place it on the Second Reading Postponed Calendar. Senator Hays has stated that the subject matter is the same as in House Bill No. 491. In order for there not to be any mistake whatever, I am going to move that House Bill No. 491 be recommitted.

In view of this, would the Senator desire to withdraw his motion

MOTION TO RECOMMIT BILL WITHDRAWN

Mr. HAYS. Mr. President, I now withdraw my motion to recommit Senate Bill No. 212, Printer's No. 226.

And the question recurring,

Will the Senate agree to the section?

BILL POSTPONED

Mr. BERGER. Mr. President, I move that Senate Bill

No. 212, on second reading, be placed on the Second Reading Postponed Calendar.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 216, Printer's No. 230;

Senate Bill No. 221, Printer's No. 238; and

Senate Bill No. 236, Printer's No. 253.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 304, entitled:

And Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" providing for the creation of capital reserve funds for capital expenditures.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 306, Printer's No. 83; and

House Bill No. 307, Printer's No. 84.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeable to order,

The Senate proceeded to the second reading and consideration of House Bill No. 349, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" increasing the mileage allowance for county officers to meetings of their State associations.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeable to order,

The Senate proceeded to the second reading and consideration of House Bill No. 350, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimouse consent that Senate Bill No. 387, Printer's No. 419, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeable to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 388, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" requiring landowners to maintain and keep in repair sidewalks or sidewalks and curbs abutting on their property.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 389, Printer's No. 421, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 422, entitled:

An Act amending the act of August 5, 1941 (P. L. 803) entitled as amended "An Act providing for the creation maintenance and operation of a county employes' retirement system in counties of the fifth sixth seventh and eighth class * * *" limiting the exemption on execution.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 423, entitled:

An Act amending the act of July 8, 1941 (P. L. 298) entitled "Fourth Class County Retirement Law", limiting the exemption on execution and other legal processes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and conideration of Senate Bill No. 433, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code" providing for the consolidation of two townships in certain cases by the court of quarter session without submitting to a vote of the electors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 490, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949,, requiring that children be vaccinated before being admitted to kindergartens.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. BERGER. Mr. President, I move that House Bill No. 491, on second reading, be recommitted to the Committee on Education.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 493, Printer's No. 111, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 545, entitled:

An Act amending the act of July 28, 1953, (P. L. 723), entitled "Second Class County Code" further regulating contracts and purchases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 567, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing submission of question of formation of union or merged districts at primary elections.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 764, entitled:

An Act making an apropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. BERGER. Mr President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 313, entitled:

An Act amending the act of May 1, 1933 (P. L. 216), entitled "The Dental Law," changing the definition of the "practice of dentistry" and changing penalties relating to dental technicians.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 843, entitled:

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation classes and schools for handicapped children.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 845, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled "General Appropriation Act of 1957," changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

And said having been read at length the first time,

Ordered, To be laid aside for second reading.

PETITIONS AND REMONSTRANCES

Mr. MULLIN. Mr. President, I heard some statements last week that beginning with April 1, it would cost the State $367,000 every day that the tax bill is delayed. This is the sixth day, and I added that amount up on the cash register and it totaled $2,202,000 which has been denied to the State of Pennsylvania. I also noticed that the Republican Party is treating the present sales tax as though it were an Administration measure and attributing it to all the members of the Democratic Party.

The members of the Democratic Party, since there was no alternative offered by the opposition, may in the end vote for this bill. However, I want it known that I have never yet voted for a sales tax. I much prefer a graduated income tax. Rather than see the wards of the Commonwealth go hungry and starve, I would probably vote for a sales tax. However, I would be very happy if Senator Pechan would find another vote to take my place. I would gladly vote against this tax should it ever come up in the Senate.

I know that this apple sauce, which is being fed to the public, about the Democrats favoring the sales tax, certainly is not the ordinary type of apple sauce, because I think they got the core and the seeds all mixed up in it. I think the public, those who like apple sauce, will probably not digest the apple sauce they are being fed, as to who wants the sales tax. It is my opinion that if the Republicans did not want a sales tax, they would have offered an alternative tax program and probably would have had it on the way toward passage by this time.

Mr. BERGER. Mr. President, due to a very salutary provision in the Constitution of Pennsylvania, tax bills must be passed in the House before they can come over to the Senate. I would suggest that the gentlemen from both sides of the Senate reserve their ammunition until the time when such a bill might be before us, at which time it can be debated.

We do not know whether we will get a sales tax bill over here or not. We do not know what kind of a bill we are going to get. We are going to take a position on taxes

and when that time comes, we will be very happy to express our opinions.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILL SIGNED

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the following bill:

Senate Bill No. 29, Printer's No. 29.

The PRESIDENT pro tempore. Will Senator Fleming again approach the rostrum, please?

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

BILL INTRODUCED AND REFERRED

Mr. WADE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. WADE, BLASS, VAN SANT and PECHAN read in place and presented to the Chair Senate Bill No. 573, entitled:

An Act prohibiting persons engaged in financing the purchase of real or personal property, or of lending money on the security of real or personal property, or their agents or employes from interfering with the right of any person to select an insurer of his choice; . . . ," providing penalties and repealing inconsistent acts.

Which was committed to the Committee on Insurance.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, April 7, 1959, at 1:00 o'clock, p. m., Eastern Standard Time.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:39 o'clock, p. m., Eastern Standard Time, until Tuesday, April 7, 1959, at 1:00 o'clock p. m. Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, April 6, 1959

The House met at 4:30 p. m.
The SPEAKER (Hiram G. Andrews) in the Chair

PRAYER

The Chaplain, Reverned David R. Hoover, offered the following prayer:

In the beauty and glory of this day, O God, we pause to give Thee thanks. We are deeply grateful for the continued knowledge which reminds us day by day and week by week of Thy care and concern for the needs of mankind. May we catch the deep significance of these gifts of Thy love. And challenge us with the task of showing that love in return as we accept the responsibilities which come to ue to share Thy will and Thy way with others. May we ever keep the example of the Master before us, and keep our feet shod with the preparations of the gospel of peace, and cause us to work toward that end: Through Jesus Christ, Thy dear Son, Our Lord,, Who liveth and reigneth with Thee and the Holy Ghost, ever one God, World without end, Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journals for Tuesday, March 31 and Wednesday, April 1, 1959 will be postponed until printed.

The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Messrs. ROVANSEK, FARABAUGH, SELTZER and Mrs. KOOKER HOUSE BILL No. 1070.

An Act amending "The Fourth to Eighth Class County Assessment Law," aproved May 21, 1943 (P. L. 571), exempting certain properties from taxation.

Referred to the Committee on Municipal Corporations.

By Messrs. O'DELL and FRANK
HOUSE BILL No. 1071.

An Act amending "An act to consolidate, amend and revise the Penal Laws of the Commonwealth," approved June 24, 1939 (P. L. 872) regulating the advertisement of merchandise offered for sale by certain businesses.

Referred to the Committee on Law and Order.

By Messrs. BRENNINGER, FILO and Mrs. KOOKER.
HOUSE BILL No. 1072.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) prohibiting the lease or sale of borough owned electric light plants without a majority vote of the electorate.

Referred to the Committee on Boroughs.

By Mr. SCHWARTZ, Mrs. ANDERSON and Mrs.VARALLO.
HOUSE BILL No. 1073.

An Act amending the "Public School Code of 1949" (P. L. 30), authorizing school directors to establish junior colleges.

Referred to the Committee on Education.

By Messrs. MAXWELL, PRICE, STONER and BOIES
HOUSE BILL No. 1074.

An Act amending the "Funeral Director Law" approved January 14, 1952 (P. L. 1898) providing for a State Board of Funeral Directors in the Department of Public Instuction.

Referred to the Committee on Education.

By Messrs. MAXWELL and BOIES.
HOUSE BILL No. 1075.

An Act relating to sewage and water facilities in realty subdivisions; imposing duties on recorders of deeds; granting powers to and imposing duties upon the Department of Health and its designated representatives, and prescribing penalties.

Referred to the Committee on Judiciary.

By Messrs. MAXWELL and BOIES.
HOUSE BILL No. 1076.

An Act empowering the Commonwealth to acquire land and operate burial grounds for the disposal of radioactive materials.

Referred to the Committee on State Government.

By Messrs. MAXWELL and BOIES.
HOUSE BILL No. 1077.

An Act empowering the Department of Health to regulate the burial of radioactive material and to issue permits therefor; and prescribing penalties.

Referred to the Committee on State Government.

By Messrs. MAXWELL and BOIES.
HOUSE BILL No. 1078.

An Act amending "The Dental Law," approved May 1, 1933 (P. L. 216), providing for biennial registration.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.
HOUSE BILL No. 1079.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Examiners of Architects.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.
HOUSE BILL No. 1080.

An Act amending the "Professional Engineers Registration Law", approved May 23, 1945 (P. L. 913) providing for biennial registration.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.
HOUSE BILL No. 1081.

An Act amending the "Architects Registration Law," approved July 12, 1919 (P. L. 933), providing for biennial renewal of certificates and changing fees in accordance therewith.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.
HOUSE BILL No. 1082.

An Act amending the "Chiropody Act of 1956" (P. L.

1206) providing for biennial renewal of registration and changing fees in accordance therewith.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1083.

An Act amending the "Osteopathic Practice Law" approved March 19, 1909 (P. L. 46) providing for biennial registration.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1084.

An Act amending the "Optometrists' Licensure Law,, approved March 30, 1917 (P. L. 21) providing for biennial registration and changing fees in accordance therewith.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1085.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation of members of the State Board of Examiners of Public Accountants.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1086.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Chiropratic Examiners.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1087.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of State Board of Nurse Examiners.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1088.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Optometrical Examiners.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1089.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Chiropody Examiners.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1090.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Barber Examiners.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1091.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Registration Board for Professional Engineers.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1092.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Dental Council and Examining Board.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1093.

An Act amending "The Administration Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Pharmacy.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1094.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Medical Education and Licensure.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1095.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the Compensation and clarifying the duties of the State Real Estate Commission.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1096.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Cosmetology.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1097.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation of members of the State Board of Osteopathic Examiners.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1098.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation of members of the State Board of Veterinary Medical Examiners.

Referred to the Committee on Professional Licensure.

By Messrs. MAXWELL and BOIES.

HOUSE BILL No. 1099.

An Act amending "The Professional Nursing Law," approved May 22, 1951 (P. L. 317), providing for biennial registration.

Referred to the Committee on Professional Licensure.

By Mr. CURWOOD. HOUSE BILL. No. 1100.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), authorizing the cutting or cropping of dogs' ears by veterinarians.

Referred to the Committee on Law and Order .

By Messrs. HELM, DAVIS, McCANN and Mrs. REIBMAN. HOUSE BILL No. 1101.

An Act amending the "Public School Employes Retirement Law," approved July 18, 1917 (P. L. 1043), providing credit for retirement purposes for private school and institution service in certain instances.

Referred to the Committee on Education.

By Messrs. AGNEW, STONE, FILO and BUCHANAN. HOUSE BILL No. 1102.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for the admission of beginners to the public schools.

Referred to the Committee on Education.

By Messrs. GALLAGHER and ODORISIO.

HOUSE BILL No. 1103.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), clarifying certain duties of the supervisors, township superientendents and roadmasters.

Referred to the Committee on Townships.

By Mr. EILBERG, Mrs. B. Z. MILLER, Mr. STEWART and Mrs. ANDERSON.

House Bill No. 1104.

An Act amending the "Real Estate Brokers License Act of one thousand nine hundred twenty-nine," approved May 1, 1929 (P. L. 1216), prescribing additional causes for suspending or revoking licenses.

Referred to the Committee on Professional Licensure.

By Messrs. KUBITSKY, VARNER, KORNICK and SHUPNIK. HOUSE BILL No. 1105.

An Act amending the act of January 14, 1952 (P. L.-2015), entitled "A supplement to the 'Public School Employes Retirement Law," approved July 18, 1917 (P. L.-1043), extending the period within which school employes who entered the armed forces may apply for credit for retirement purposes.

Referred to the Committee on Education.

By Messrs. HAMILTON, GOLDSTEIN, KEISER and YATRON. HOUSE BILL No. 1106.

An Act amending the "Public School Code of 1929," approved March 10, 1049 (P. L. 30), defining "educational secretary" and approving for their certification.

Referred to the Committee on Education.

By Messrs. VERONA, SNARE and ESHBACK.

HOUSE BILL No. 1107.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for architects' plans to be furnished by the Department of Public Instruction.

Referred to the Committee on Education.

By Messrs. ROVANSEK, GALLAGHER, STROUP and GIBSON. HOUSE BILL No. 1108.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing a general standard reimbursement fraction for all purposes where reimbursement fractions are used; and revising the basis for reimbursement on account of instruction.

Referred to the Committee on Education.

By Messrs. DONALDSON, WILT, J. J, MURRAY and FILO. HOUSE BILL No. 1109.

An Act establishing as State highways certain county highways or sections thereof, tunnels, bridges, viaducts and approaches thereto in counties of the second class; and requiring their construction, repair and maintenance by the Commonwealth.

Referred to the Committee on Highways.

By Messrs. RENWICK, O'NEILL, DENNISON and VARNER. HOUSE BILL No. 1110.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire real property in the Borough of Clarion for use of the Clarion State Teachers' College and making an appropriation.

Referred to the Committee on State Government.

By Messrs. WILT and VARNER.

HOUSE BILL No. 1111.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), limiting the transfer of distributor's and importing distributor's licenses.

Referred to the Committee on Liquor Control.

By Messrs. DEVLIN, MIHM, DONALDSON and WILT. HOUSE BILL No. 1112.

An Act amending the act of June 16, 1836 (P. L. 715), entitled "An act relating to Reference and Arbitration," authorizing arbitration before the County Court of Allegheny County.

Referred to the Committee on Judiciary.

By Messrs. DEVLIN, KAMYK, RIGBY and WILT. HOUSE BILL No. 1113.

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," increasing the maximum penalties which may be enforced.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. DEVLIN, KAMYK, RIGBY and WILT. HOUSE BILL No. 1114.

An Act amending the "Second Class City Law," approved March 7, 1901 (P. L. 20), dispensing with advertising when certain contracts are made.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Mrs. MUNLEY, Messrs. WARGO, EDWARDS and Mrs. DONAHUE. HOUSE BILL No. 1115.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 1.49 acres more or less of land situate in Abington Township, Lackawanna County.

Referred to the Committee on State Government.

By Messrs. WARGO, NEEDHAM, KESSLER and WHITTAKER. HOUSE BILL No. 1116.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 19.15 acres more or less of land situate in Mahoning Township, and the Borough of Danville, Montour County.

Referred to the Committee on State Government.

By Mrs. REIBMAN, Mr. PRENDERGAST, Mrs. MARKLEY and Mrs. DONAHUE. HOUSE BILL No. 1117.

An Act authorizing the Department of Property and Supplies to sell and convey 10.0478 acres more or less of land situate in East Allen Township, Northampton County, Pennsylvania with the approval of the Governor.

Referred to the Committee on State Government.

By Mrs. MONROE, Mrs. ANDERSON, Mrs MARKLEY, and Mrs. DONAHUE. HOUSE BILL No. 1118.

An Act amending the "Adoption Law," approved April 4, 1925 (P. L. 127), clarifying the definition of the term "Approved Agency or Institution."

Referred to the Committee on Judiciary.

By Messrs. NEEDHAM, WARGO and Mrs. MUNLEY. HOUSE BILL No. 1119.

An Act requiring attendants at certain railroad grade crossings, and imposing a duty on the Public Utility Commission.

Referred to the Committee on Railroads and Railways.

By Mr. FRANK, Mrs. MARKLEY, Messrs. STIMMEL and STECKEL. HOUSE BILL No. 1120.

An Act to provide for an additional law judge of the court of common pleas in the thirty-first judicial district.

Referred to the Committee on Judiciary.

By Mrs. MARKLEY and Mr. FRANK. HOUSE BILL No. 1121.

An Act amending the act of April 14, 1925 (P. L. 234), entitled "An act relating to Boarding Houses for Infants; providing for the licensing thereof, * * * operation and conduct thereof, by the Department of Welfare; * * *" redefining "boarding houses for infants."

Referred to the Committee on Welfare.

By Mrs. MARKLEY and Mr. FRANK. HOUSE BILL No. 1122.

An Act amending the act of June 25, 1947 (P. L. 940), entitled "An act relating to boarding houses for children; providing for the licensing and inspection thereof;** and prescribing penalties," redefining houses for children.

Referred to the Committee on Welfare.

By Mr. SCARCELLI and Mrs. MARKLEY. HOUSE BILL No. 1123.

An Act authorizing the Department of Military Affairs to expend State funds for services provided by the Pennsylvania Wing Civil Air Patrol, and making an appropriation.

Referred to the Committee on Military Affairs.

By Mr. DONALDSON HOUSE BILL No. 1124.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), prohibiting the inspection of the mechanism and equipment of any motor vehicle used for public transportation by an inspection station owned or operated in whole or in part by the owner or operator of such motor vehicle.

Referred to the Committee on Motor Vehicles.

By Messrs. HAMILTON, FINEMAN, WILLAREDT and BROWN. HOUSE BILL No. 1125.

An Act amending the act of May 11, 1949 (P. L. 1210), entitled "An act relating to group life insurance; * * *," providing that polices issued to insure employes of a public body may provide that the term "employe" shall include elected or appointed officials.

Referred to the Committee on Insurance.

By Messrs. LIGHT, SNIDER, Mrs. REIBMAN and Mr. STONER. HOUSE BILL No. 1126.

An Act amending the "Cooperative Agricultural Non-Stock Associations Law" approved June 12, 1919 (P. L. 466), requiring foreign cooperatives to add the word "cooperative" to their name.

Referred to the Committee on Agriculture and Dairy Industries..

By Messrs. H. H. PERRY, SNIDER, GOODRICH and STROUP. HOUSE BILL No. 1127.

An Act amending the "Soil Conservation Law," approved May 15, 1945 (P. L. 547), providing for membership on the State Soil Conservation Board and the district board of directors; and limiting the power of the directors of a soil conservation district.

Referred to the Committee on Agriculture and Dairy Industries..

By Messrs. LIGHT, SNIDER, Mrs. REIBMAN and Mr. WORLEY. HOUSE BILL No. 1128.

An Act amending the "Dog Law of 1921" approved May 11, 1921 (P. L. 522) requiring a report from the laboratory of the Department of Agriculture when a claim covering death due to rabies is made.

Referred to the Committee on Agriculture and Dairy Industries..

By Mrs. PASHLEY, Messrs. J. J. MURRAY, WHITTAKER and McCANDLESS. HOUSE BILL No. 1129.

An Act amending the act of June 12, 1931 (P. L. 510), entitled "An act providing for the licensure and regulation of certain private nursing homes, private convalescent homes and private hospitals; * * *," providing for a provisional license.

Referred to the Committee on Welfare.

By Messrs. DOWN and BRETH. HOUSE BILL No. 1130.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), authorizing issuance of resident hunters' licenses to members of the armed forces of the United States.

Referred to the Committee on Game and Conservation.

By Mr. MORAN. HOUSE BILL No. 1131.

An Act amending "The Mental Health Act of 1951" approved June 12, 1951 (P. L. 533) changing the number of qualified physicians required to certify applications for admission and changing the composition of court appointed commission for commitment.

Referred to the Committee on Judiciary.

By Mr. MORAN. HOUSE BILL No. 1132.

An Act amending the act of March 31, 1937 (P. L. 160), entitled "An act creating a commission to be known as the Pennsylvania Public Utility Commission; * * *," providing for the election of members of the Pennsylvania Public Utility Commission for filling of vacancies and for the selection and term of its chairman.

Referred to the Committee on Public Utilities and Corporations.

By Mr. MORAN. HOUSE BILL No. 1133.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333) regulating the furnishing of public property for use as polling places.

Referred to the Committee on Elections and Apportionment.

By Mr. MORAN. HOUSE BILL No. 1134.

An Act requiring congressional candidates to reside in district in which they seek election.

Referred to the Committee on Elections and Apportionment.

By Mr. MORAN. HOUSE BILL No. 1135.

An Act amending the "Public Utility Law" approved May 28, 1937 (P. L. 1053), prohibiting increases in rates by public utilities without public hearing.

Referred to the Committee on Public Utilities and Corporations.

By Mr. MORAN. HOUSE BILL No. 1136.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), providing that a non-resident's hunting license shall be invalid for hunting during the first week of any deer season.

Referred to the Committee on Game and Conservation.

By Mr. MORAN. HOUSE BILL No. 1137.

An Act amending the "Public Utility Law," approved May 28, 1937 (P. L. 1053), prescribing the burden of proof in rate proceedings and providing for presumptions in absence of such proof.

Referred to the Committee on Public Utilities and Corporations.

By Mr. MORAN. HOUSE BILL No. 1138.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing that schools shall not be kept open on the days that elections or primary elections are held.

Referred to the Committee on Education.

By Mr. MORAN. HOUSE BILL No. 1139.

An Act amending the act of April 13, 1887 (P. L. 21), entitled "An act for the establishment of a uniform standard of time throughout the Commonwealth," providing for a referendum to decide upon the question of retaining or changing such uniform standard of time.

Referred to the Committee on State Government.

By Messrs. MORAN and MUSTO. HOUSE BILL No. 1140.

An Act amending the "Labor Anti-Injuction Act," approved June 2, 1937 (P. L. 1198), removing certain restrictions on the application of the act.

Referred to the Committe on Labor Relations.

By Mr. MORAN. HOUSE BILL No. 1141.

An Act authorizing cities, boroughs, towns and townships to construct, acquire, own, operate, control, sell and lease facilities for the production, generation, transmission, distribution or furnishing of natural or artificial gas, electricity, steam or water or the collection disposition or treatment of sewage and to furnish or render such services to the public within or beyond their corporate limits or both; * * *.

Referred to the Committee on Judiciary.

By Messrs. COMER, LUTTY and KEE. HOUSE BILL No. 1142.

An Act amending the "Public School Code of 1949" approved March 10, 1949, (P. L. 30) changing requirements for construction contracts and stipulations for minimum wages.

Referred to the Committee on Education.

By Messrs. PETROSKY, DEVLIN, STEWART and T. H. W. JONES HOUSE BILL No. 1143.

An Act amending the "Business Corporation Law" approved May 5, 1933 (P. L. 364) providing for the corporate name, the contents of the articles of incorporations and articles of merger; prescribing the method of cancelling treasury shares and the manner of giving notice of the winding up proceedings.

Referred to the Committee on Judiciary.

By Messrs. PETROSKY, DEVLIN, STROUP and BRENNINGER. HOUSE BILL No. 1144.

An Act amending the "Nonprofit Corporation Law," of May 5, 1933 (P. L. 289), providing for the expiration of registered names if the corporation is not formed within one year from the date of registration and deleting the proof of advertisement as a requirement for the granting of a certificate of authority to a foreign nonprofit corporation.

Referred to the Committee on Judiciary.

By Messrs. PETROSKY, DEVLIN, A. D. WILLIAMS and HOLLIDAY. HOUSE BILL No. 1145.

An Act amending the act of June 8 1911 (P. L. 710) entitled "An act to regulate the doing of business in this Commonwealth by foreign corporations; * * *" providing for the withdrawal from business and the surrender of the certificate of authority.

Referred to the Committee on Judiciary.

By Messrs. PETROSKY, DEVLIN, BRENNINGER and WILLAREDT. HOUSE BILL No. 1146.

An Act amending the "Domestic Corporations, etc. Ex-

cise Tax Act," approved July 25, 1953 (P. L. 564), changing the due date so that the tax may be paid at any time prior to the actual issuance of the capital stock.

Referred to the Committee on Judiciary.

By Messrs. PETROSKY, DEVLIN, E. S. WILLIAMS and BELL. HOUSE BILL No. 1147.

An Act amending the act of February 9, 1901 (P. L. 3), entitled "An act to provide for increasing the capital stock and indebtedness of corporations," removing a provision relating to the increase of indebtedness of corporations.

Referred to the Committee on Judiciary.

By Messrs. CAPANO and FLYNN. HOUSE BILL No. 1148.

An Act amending "The Pennsylvania Occupational Disease Act," approved June 21, 1939 (P. L. 566) providing for compensation for disability caused by exposure to radiation hazards.

Referred to the Committee on Workmen's Compensation.

By Messrs. PETROSKY, DEVLIN, LIPPINCOTT and TOMPKINS. HOUSE BILL No. 1149.

An Act amending the act of April 29, 1874 (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," further regulating the filling of vacancies in corporate offices.

Referred to the Committee on Judiciary.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. ROVANSEK, WHEELER, KORNICK, WARGO, NEEDHAM, BONNER, PRENDERGAST and McDONALD RESOLUTION No. 50.

In the House of Representatives, April 1, 1959.

The coal industry has been one of the greatest factors contributing to the rapid growth of this Commonwealth.

We pause on this day, the first day of April, to honor and pay homage to a person who elevated the "Coal Miner" who worked in the pits as a slave to a man of dignity and self respect.

John Mitchell, fondly referred to as the father of the eight hour day in the mines was a courageous labor leader, who worked without faltering, always for the betterment of the working conditions of his fellow miners.

It is fitting and proper that the House of Representatives acknowledge and pays tribute to John Mitchell, humanitarian and leader among great leaders; therefore be it

Resolved, That the House of Representatives reflects upon the accomplishments of John Mitchell with the hope that he may continue to be an inspiration to all leaders in all phases of labor-management relations.

Referred to the Committee on Rules.

By Mr. WORLEY RESOLUTION No. 51.

In the House of Representatives, April 1, 1959.

Resolved, That in order to make conflicts among nations less probable and to enable the use of funds for the happiness and advancement of mankind and not for its destruction, the House of Representatives of the Commonwealth of Pennsylvania advocates total disarmament of all nations of the world down to police level with free and unrestricted inspection by the United Nations to insure compliance therewith; and be it further

Resolved, That copies of this resolution be transmitted to each member of the General Assembly of United Nations and to each member of the Security Council of United Nations.

Referred to the Committee on Rules.

By Messrs. WELSH, GAILEY, TAYLOR, SULLIVAN, GALLAGHER, LUIGARD, LIMPER, McKEEVER and P. E. PERRY (Concurrent) RESOLUTION No. 52.

In the House of Representatives, April 1, 1959.

The economic well being of the people of this Commonwealth depends upon the retention and increase of its industrial strength and the provision of adequate employment for its citizens.

In recent years certain industries, especially the "soft-goods" industries, have been enticed to move to other states by the prospect of cheap labor, with a resulting loss in employment for Pennsylvania workers in these industries.

It is in the interest of this Commonwealth to sustain the standard of living of its citizens, protect its industries and workers and combat unemployment in every possible manner.

An increased Federal minimum wage is the only means by which the unfair competition of cheap labor can be equalized; therefore be it

Resolved (the Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania memorializes the Congress of the United States and calls upon it to increase the Federal minimum wage to $1.25; and be it further

Resolved, That copies of this resolution be transmitted to the Speaker of the House of Representatives, and the President of the Senate of the Congress of the United States of America, and to the President of the United States.

Referred to the Committee on Rules.

By Messrs. FOERSTER and MIHM RESOLUTION (Not Printed)

In the House of Representatives, April 1, 1959.

On April 1, 1909 George Boxheimer reported for work as a stenographer in the Department of Public Works of the City of Pittsburgh.

Today as City Clerk he begins his fifty-first year of employment with the City of Pittsburgh.

During the intervening years, he has displayed such a dedication to duty, and given of his tremendous ability in such measure that he has earned the respect, admiration and gratitude of the entire city. He is known as a tireless worker, arriving at the office between seven and seven-thirty in the morning and frequently working until seven in the evening. It is common to find him working on Saturdays, Sundays, holidays and during his vacation. He is ever striving to improve his near perfect work. Although using shorthand every day, he has practiced it every evening since 1909. He is satisfied with his work only when he knows that he has done the best job he could possibly do.

George Boxheimer was born on June 21, 1891 in uptown Pittsburgh. He was educated at Holy Trinity Grade School, Epiphany High School and the Pittsburgh Business College. To obtain his education he sold newspapers and worked in a grocery store.

On June 25, 1913 he married Julia Riley at St. Brigid's Roman Catholic Church. They were blessed with three fine children, George Jr., William and Mary Frances. Now they are enjoying their two grandchildren, Mary Anne and Neil.

The Boxheimers belong to St. Marys of the Mount Catholic Church in Pittsburgh, and are active in its affairs.

Forty-nine of George's fifty years with the city have been in the City Clerk's office and on September 10, 1951 he became the head of that office, a reward for service which he richly deserved; therefore be it

Resolved, That the House of Representatives congratulate George Boxheimer on this fiftieth anniversary of his employment with the City of Pittsburgh; and congratulate the City of Pittsburgh on finding and keeping so valuable an employe; and wish for both of them that his

service will extent into many more years; and be it further

Resolved, That a copy of this resolution be forwarded to George Boxheimer at 202 Olympia Street, Pittsburgh, Pennsylvania.

Referred to the Committee on Rules.

ANNOUNCEMENT

The SPEAKER. As stated last week another panoramic picture will be taken of the House in Session tomorrow at 1:00 p.m.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. McCORMACK for today.

Mr. Gibson for Mr. Knecht for the week.

Mr. Gibson for Mr. THOMPSON for the week.

Mr. Gibson for Mrs. MARKLEY for the week.

The SPEAKER. The Chair requests the gentleman from Philadelphia, Mr. Schwartz, to preside temporarily.

Mr. SCHWARTZ IN THE CHAIR.

REPORT OF JOINT STATE GOVERNMENT COMMISSION

STRUCTURE AND GROWTH OF PENNSYLVANIA'S ECONOMY

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Government Commission, 1959, dealing with Structure and Growth of Pennsylvania's Economy, An Outline of Trends, 1946-1956.

Copies of this report for members of the House of Representatives have been placed in their post office boxes.

Respectfully submitted,
BAKER ROYER
Chairman

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 3, entitled:

An Act providing for a referendum to determine the will of the electorate in regard to horse racing with legal wagering within the State with the moneys derived therefrom by the Commonwealth of Pennsylvania to be deposited in the General Fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 60, entitled:

An Act amending the act of May 29, 1945 (P. L. 1108) entitled "An act authorizing the establishment construction and maintenance of limited access highways and local service highways * * *" requiring that areas under elevated portions of limited access highways in urban areas be lighted and regulating parking under elevated portions of limited access State highways.

And said bill having been read at length the first time, Ordered, To be land aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 582, entitled:

An Act amending the "Minor Judiciary Fee Bill" approved January 7, 1952 (P. L. 1841) changing fees in civil cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 584, entitled:

An Act amending the act of May 18, 1937 (P. L. 654) entitled as amended "An act to provide for the safety and to protect the health and morals of persons while employed * * *" increasing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 615, entitled:

An Act amending the "State Highway Law" approved June 1, 1945 (P. L. 1242) requiring that notice be given to property owners affected when plans are approved by the Governor and requiring that lists of such property owners be furnished to the recorder of deeds for indexing purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 639, entitled:

An Act amending the act of May 21, 1943 (P. L. 322) entitled "An act providing for the issuance of certified copies of death birth and marriage certificates * * * to disabled war veterans and their dependents * * *" extending its provisions to all honorably discharged veterans of wars and armed conflicts regardless of disability.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 716, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) allowing contracts for personal or professional services to be made without advertising or bids.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 743, entitled:

An Act amending the act of June 27, 1939 (P. L. 1207) entitled "An act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except chiefs deputy chiefs and chief clerks) in bureaus of fire and fire alarm operators and fire box inspectors in bureaus of electricity in cities of the second class * * *" further regulating physical examinations required for applicants for original appointment.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 758, entitled:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "An act for the government of cities of the second class" adding additional means of security and further regulating the deposit of city funds with depositories.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 765, entitled:

An Act authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an interstate compact concerning mental health and for related purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 863, entitled:

An Act amending the act of February 9, 1901 (P. L. 3) entitled "An act to provide for increasing the capital stock and indebtedness of corporations" deleting certain requirements of corporate officers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 865, entitled:

An Act amending the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" providing for additional payments to certain pensioned or retired employes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 882, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class * * *" further providing for pension payments to members of the pension fund becoming disabled.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 883, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law" approved May 22, 1935 (P. L. 233) further providing for the payment of pensions upon disability.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 945, entitled:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "An act for the government of cities of the second class" further regulating contracts relating to city affairs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 71, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" regulating the rate of taxation for any occupation tax levied by a county.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 255, entitled:

An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 256, entitled:

An Act amending the act of JJuly 28, 1953 (P. L. 723) entitled "Second Class County Code" authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public..

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 335, entitled:

An Act amending the act of July 29, 1953 (P. L. 1435) entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents * * *" authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 339, entitled:

An Act amending the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" extending the time for authority employes to join or refuse to join the pension fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

THE SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Philadelphia, Mr. Schwartz, for presiding.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 114, entitled.

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90) authorizing issuance of special temporary permits for the retail sale of malt or brewed beverages at baseball parks under certain circumstances.

The first section was read.

On the question,

Will the House agree to the section?

Mr. CLARKE offered the following amendments:

Amend Sec. 1. (Sec. 433.1), page 2, line 3, by striking out "The" and inserting in cities of the first class, the

Amend Sec. 1 (Sec. 433.1), page 3, line 12, by striking out "The" and inserting In cities of the first class, the

They were agreed to.

The section was agreed to as amended.

The second and third sections were separately read and agreed to.

The title was read,

On the question,

Will the House agree to the section?

Mr. CLARKE offered the following amendment:

Amend Title, page 2, last line of Title, by inserting after "circumstances" in cities of the first class

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 457, entitled:

An Act creating an Anthracite Mine Law Study Commission for the purpose of making a study and investigation of all laws relating to anthracite coal mines and the preparation of a modern code relating thereto and making an appropriation.

The first section was read.

On the question,

Will the House agree to the section?

Mr. ROVANSEK offered the following amendment:

Amend Sec. 1, page 2, lines 7 and 8, by striking out "but shall be" in line 7, and all of line 8.

It was agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Mr. ROVANSEK offered the following amendment:

Amend Sec. 3, page 2, lines 18 and 19, by striking out "have power to employ and fix the" in line 18, and all of line 19.

Amend Sec. 3, page 3, lines 1 and 2, by striking out all of line 1, and "commission. The commission shall" in line 2.

Amend Sec. 3, page 3, line 3, by inserting after "Industries" its engineers, experts, clerks, stenographers and other employes as may be deemed necessary to carry out the work of the commission.

They were agreed to.

The section was agreed to as amended.

The fourth section was read and agreed to.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. ROVANSEK offered the following amendment:

Amend Sec. 5, page 3, lines 13 to 19, and page 4, lines 1 and 2, by striking out all of said lines.

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. ROVANSEK offered the following amendment:

Amend Title, page 1, last line of title, by striking out "and making an appropriation"

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 463, entitled:

An Act amending the act of March 17, 1921 (P. L. 32), entitled "An act authorizing the erection and construction by counties of memorial halls * * *," requiring memorial halls to contain rooms for meetings of the Italian American War Veterans of the United States, Incorporated.

The first section was read.

On the question,

Will the House agree to the section?

Mr. SCARCELLI offered the following amendments:

Amend Sec. 1 (Sec. 4), page 3, line 9, by inserting after "American" World

Amend Sec. 1 (Sec. 6), page 4, line 9, by inserting after "American" World

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the Title?

Mr. SCARCELLI offered the following amendment:

Amend Title, page 2, first line of Title, by inserting after "American" World

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 464, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing appropriations to posts of the Italian American War Veterans of the United States Incorporated, to defray the costs of Memorial Day and Armistice Day.

The first section was read.

On the question,

Will the House agree to the section?

Mr. SCARCELLI offered the following amendment:

Amend Sec. 1 (Sec. 1921) page 2, line 9 by inserting after "American" World

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. SCARCELLI offered the following amendment:

Amend Sec. 2 (Sec. 1923) page 3, line 19 by inserting after "American" World

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the Title?

Mr. SCARCELLI offered the following amendment:

Amend Title, page 1, fifth line of Title, by inserting after "American" World

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 465, entitled:

An Act amending the act of April 8, 1867 (P. L. 50), entitled "An act to permit disabled soldiers to peddle by procuring a license therefor without charge," prohibiting the peddling of labeled flowers of the Italian American War Veterans of the United States Incorporated.

The first section was read.

On the question,

Will the House agree to the section?

Mr. SCARCELLI offered the following amendments:

Amend Sec. 1 (Sec. 1) page 3, line 3 by inserting after "American" where it appears the second time World

Amend Sec. 1 (Sec. 1) page 3, line 6 by inserting brackets before and after "and."

Amend Sec. 1 (Sec. 1) page 3, line 7 by inserting after "clover" and the daisy

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the section?

Mr. SCARCELLI offered the following amendment:

Amend Title, page 1, last line of Title, by inserting after "American" World

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 469, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), providing rooms for use of the Italian American War Veterans of the United States Incorporated and for its membership on the board of control.

The first section was read.

On the question,

Will the House agree to the section?

Mr. SCARCELLI offered the following amendment:

Amend Sec. 1 (Sec. 1), page 2, line 14, by inserting after "American" World

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the section?

Mr. SCARCELLI offered the following amendment:

Amend Title, page 1, sixth line of Title, by inserting after "American" World

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 470, entitled:

An Act amending the act of April 18, 1929 (P. L. 609), entitled "An act providing for the location, care and maintenance of graves of soldiers, sailors, marines and members of the enlisted nurse corps * * *" authorizing the Italian American War Veterans of the United States Incorporated to gather and file data concerning burial places of persons who have served in the military, naval or other combative forces with city commissioners in cities of the first class.

The first section was read.

On the question,

Will the House agree to the section?

Mr. SCARCELLI offered the following amendments:

Amend Sec. 1 (Sec. 3), page 3, line 2, by inserting after "American" where it appears the second time World

Amend Sec. 1 (Sec. 3), page 3, line 3, by inserting after "Incorporated" Department of Pennsylvania

Amend Sec. 1 (Sec. 3), page 3, line 6, by striking out the brackets before and after "county"

Amend Sec. 1 (Sec. 3), page 3, line 6, by striking out "city"

Amend Sec. 1 (Sec. 3), page 3, line 6, by inserting after "commissioners" or the city commissioners

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. FRASCELLA offered the following amendments:

Amend Title, page 2, first line of Title, by inserting after "American" World

Amend Title, page 2, next to last line of Title, by inserting after "with" the county commissioners or

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 471, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting imitating, selling or offering to sell the labeled artificial flower of the Italian American War Veterans of the United States, Incorporated.

The first section was read.

On the question,

Will the House agree to the section?

Mr. SCARCELLI offered the following amendments:

Amend Sec. 1 (Sec. 892) page 2, line 6 by inserting after "American" World

Amend Sec. 1 (Sec. 892) page 2, line 9 by inserting brackets before and after "and."

Amend Sec. 1 (Sec. 892) page 2, line 9 by inserting after "poinsettia" and the daisy

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the section?

Mr. SCARCELLI offered the following amendment:

Amend Title, page 1, next to last line of Title, by inserting after "American" World

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 489, entitled:

An Act permitting the recording of leases, subleases and agreements to lease or sublease permitting the recording of memoranda thereof, prescribing the minimum contents of such memoranda * * *.

The first and second sections were separately read and agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Mr. BOWMAN offered the following amendment:

Amend Sec. 3, page 3, line 10 by inserting after "3" Any such lease, sublease, agreement or memorandum so recorded shall be indexed by the recording officer in the grantor index against the lessor therein named and in the grantee index against the lessee therein named.

Section 4.

It was agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. BOWMAN offered the following amendment:

Amend Sec. 4, page 3, line 16, by striking out "4" and inserting 5

It was agreed to.

The section was agreed to as amended.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. BOWMAN offered the following amendment:

Amend Sec. 5, page 3, line 20, by striking out "5" and inserting 6

It was agreed to.

The section was agreed to as amended.

The sixth section was read.

On the question,

Will the House agree to the section?

Mr. BOWMAN offered the following amendment:

Amend Sec. 6, page 4, line 5, by striking out "6" and inserting 7

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 524, entitled:

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571), providing that the chief assessor shall assist the assessor in the performance of certain duties.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. WHEELER. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 621, entitled:

An Act creating a Bituminous Mine Law Study Commission for the purpose of making a study and investiga-

tion of all laws relating to bituminous coal mines and the preparation of a modern code relating thereto and making an appropriation.

The first section was read.
On the question,
Will the House agree to the section?
Mr. ROVANSEK offered the following amendment:

Amend Sec. 1, page 2, lines 7 and 8, by striking out "but shall be reimbursed for all expenses incurred in the discharge of their duties"

It was agreed to.
The section was agreed to as amended.
The second section was read and agreed to.
The third section was read.
On the question,
Will the House agree to the section?
Mr. ROVANSEK offered the following amendments:

Amend Sec. 3, page 2, lines 18 and 19, by striking out "have power to employ and fix the" in line 18, and all of line 19.

Amend Sec. 3, page 3, lines 1 and 2, by striking out all of line 1, and "the commission. The commission shall" in line 2.

Amend Sec. 3, page 3, line 3, by inserting after "Industries" its engineers, experts, clerks, stenographers and other employes as may be deemed necessary to carry out the work of the commission

They were agreed to.
The section was agreed to as amended.
The fourth section was read and agreed to.
The fifth section was read.
On the question,
Will the House agree to the section?
Mr. ROVANSEK offered the following amendment:

Amend Sec. 5, page 3, lines 13 to 19, and page 4, lines 1 and 2, by striking out all of said lines.

It was agreed to.
The section was agreed to as amended.
The title was read.
On the question,
Will the House agree to the section?
Mr. ROVANSEK offered the following amendment:

Amend Title, page 1, last line of Title, by striking out "and making an appropriation"

It was agreed to.
The title was agreed to as amended.
And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 309, entitled:

An Act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies fixing the salary of the Director of the Legislative Reference Bureau and making appropriation.

Messrs. DONALDSON and WILT offered the following amendment:

Amend Bill, page 34, by inserting after line 16

Section 49. There shall be compiled and published annually, on or prior to the first day of February of each year, a complete list of officers and employes of the Senate and of the House of Representatives. Such list shall give the name, address, title or job designation and the amount of money earned in such employment with the Senate or House of Representatives by each officer and employe during the calendar year previous to the year in which the list is compiled and published.

The Secretary of the Senate shall be responsible for compilation and publication of the list of officers and employes of the Senate required by this section, and shall mail a copy of the list to each member of the General Assembly. He shall post a copy of the list in his office for a period of thirty days after the date of publication.

The Chief Clerk of the House of Representatives shall be responsible for compilation and publication of the list of officers and employes of the House of Representatives required by this section, and shall mail a copy of the list to each member of the General Assembly. He shall post a copy of the list in his office for a period of thirty days after the date of publication.

On the question,
Will the House agree to the amendment?

Mr. DONALDSON. Mr. Speaker, the amendments to Senate Bill 309 are in line with the salutary policy adopted by the 1957 General Assembly which enacted a series of right-to-know or open-record bills.

I recall at that time the Republican Legislature Majority took credit for the passing of those bills, as did the Democratic Governor, and rightly so, because they were good government.

They are particularly timely now in view of recent disclosures concerning the payroll of the Legislative Branch of the federal government.

Finally, Mr. Speaker, I want to emphasize that I personally know of no nepotism on the payroll of either the Senate or the House of Representatives in this Commonwealth, but I do feel the people have a right to know and to be reassured. These amendments will accomplish that, and I trust that all Members of the House will join in adopting these amendments.

Mr. McCANN. Mr. Speaker, we accept the amendments offered by the gentleman from Allegheny very graciously, and certainly want them to be a part of this bill.

There has never been a time when the Democrats have been in control of the House of Representatives that any public organization, newspaper or individual Member of this House could not secure the names and addresses of every individual employed on that payroll, their titles, their salaries and their functions and duties. If this will make it any better, we hope that it will, we accept this amendment and want it to be a part of Senate bill 309.

On the question recurring,
Will the House agree to the amendment?
It was agreed to.
The title was read.
On the question,
Will the House agree to the title?

Messrs. DONALDSON and WILT offered the following amendment:

Amend Title, page 1, next to last line of Title, by inserting after "Bureau" providing for compilation and publication of lists of officers and employes and their compensation

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 338, entitled.

An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 274, entitled.

An Act providing leaves of absence with pay for certain employes of the Commonwealth and of political subdivisions for purpose of attending conventions.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—181

Agnew,	Frank,	McInroy,	Rovansek,
Anderson,	Frascella,	McKeever,	Royer,
Arlene,	Fulmer,	McLaughlin,	Rudisill,
Ashton,	Gailey,	Machmer,	Sakulsky,
Auker,	Gallagher,	Magee,	Scarcelli,
Balthaser,	Garlock,	Mahan,	Schaaf,
Barton,	Gelfand,	Maxwell,	Schuster,
Blair,	George,	Meholchick,	Schwartz,
Boies,	Gibb,	Merry,	Seltzer,
Bonner,	Gibson,	Mihm,	Sherman,
Boris,	Goodrich,	Miller, B. Z.,	Shupnik,
Bower,	Gramlich,	Miller, H. G.,	Silverman,
Bowman,	Hamilton,	Mills,	Snare,
Branca,	Heavey,	Monroe,	Snider,
Breth,	Heffner,	Moran,	Stank,
Brown,	Helm,	Muldowney,	Steckel,
Buchanan,	Hocker,	Mullen,	Stevens,
Burns,	Holliday,	Munley,	Stewart,
Capano,	Holt,	Murphy, A.J., Jr.,	Stimmel,
Capitolo,	Horst,	Murphy, P. J.,	Stone,
Cianfrani,	Irvis,	Murray, H. P.	Stoner,
Cioffi,	Jenkins,	Murray, J. J.,	Stroup,
Clarke,	Jim,	Musto,	Sullivan,
Comer,	Johnson, A. W.,	Naugle,	Taylor,
Cooper,	Johnson, R.,	Needham,	Trusio,
Crossin,	Jones, T. H. W.,	Nelson,	Ujobai,
Curwood,	Jump,	O'Dell,	Varallo,
Davis,	Kamyk,	O'Donnell, J. A.,	Varner,
Dengler,	Kee,	O'Donnell, J. P.,	Verona,
Dennison,	Keiser,	Ogilvie,	Wall,
Devlin,	Kessler,	O'Neil,	Wargo,
Donahue,	Kooker,	Parlante,	Weidner,
Donaldson,	Kornick,	Pashley,	Welsh,
Dougherty,	Korns,	Perry, H. H.,	Wheeler,
Down,	Kovolenko,	Perry, P. E.,	Whittaker,
Edwards,	Kubitsky,	Polaski,	Williams, E. S.,
Eilberg,	Lamb,	Polen,	Willard,
Eshback,	Lee, A. M.,	Prendergast,	Wilt,
Eshleman,	Leonard,	Price,	Wood,
Ewing,	Limper,	Pursley,	Worley,
Farabaugh,	Lopresti,	Reibman,	Yatron,
Fetterolf,	Luigard,	Reidenbach,	Yetter,
Filo,	Lutty,	Renwick,	Zimmerman,
Floyd,	McCandless,	Rigby,	Andrews,
Flynn,	McCann,	Riley,	Speaker
Foerster,	McDonald,		

NAYS—15

Bell,	Isaacs,	Petrosky,	Wescott,
Brenninger,	Kernaghan,	Strausser,	Williams, A.D., Jr.,
Goldstein,	Light,	Tompkins,	Willaredt,
Henzel,	Lippincott,	Walsh,	

NOT VOTING—13

Dennis,	Haudenshield,	McCormack,	Odorisio,
Fineman,	Knecht,	Markley,	Thompson,
Fox,	Lee, K. B.,	Murray, P. G.,	Wynd,
Guthrie,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

(During the Calling of the roll.)

The SPEAKER. The Chair fears now and then that someone other than the person whose name is called is answering to the roll-call. We prefer that that be not done. The Clerk will proceed.

JUDGES WELCOMED

The SPEAKER. The Chair notes the presence in the Hall of the House of Judge Michael Egan of Lackawanna County, and Judge Montgomery of Pittsburgh. They are the guests of Mr. Reidenbach of Lackawanna County. I presume the gentlemen are here because they are interested in the affairs of the Judiciary General Committee.

The Chair desires to refer the bills that have been introduced. The earlier the Chair refers the bills the sooner they will be printed.

The Chair requests the gentleman from Cambria, Mr. Lopresti, to preside.

Mr. LOPRESTI IN THE CHAIR.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 108, entitled as follows:

An Act amending the act of May 1, 1907 (P. L. 135) entitled "An act relating to the appointment of stenographers to report proceedings in the several courts of common pleas and orphans' courts * * * as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers * * *" changing liability for payment of costs in furnishing copies of notes of testimony requested by defendants.

On the question,

Will the House agree to the bill on third reading?

Mr. IRVIS asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 2), page 5, line 11, by inserting after "COSTS" and paid to the county.

Amend Sec. 2 (Sec. 2.1), page 5, line 19, by inserting after "THEM" by the county.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS PASSED OVER

There being no objection

House Bill No. 221, Printer's No. 128 and

House Bill No. 266, Printer's No. 124

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 377, entitled as follows:

An Act amending the "Pennsylvania Turnpike Delaware River Extension Act" approved May 23, 1951 (P. L. 335) increasing the compensation of viewers.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—177

Agnew,	Fulmer,	McDonald,	Royer,
Anderson,	Gailey,	McInroy,	Rudisill,
Arlene,	Gallagher,	McKeever,	Sakulsky,
Auker,	Garlock,	McLaughlin,	Scarcelli,
Balthaser,	Gelfand,	Machmer,	Schaaf,
Bell,	George,	Mahan,	Schuster,
Blair,	Gibb,	Maxwell,	Schwartz,
Boies,	Gibson,	Meholchick,	Seltzer,
Bonner,	Goldstein,	Mihm,	Sherman,
Boris,	Goodrich,	Miller, B. Z.,	Shupnik,
Bower,	Gramlich,	Miller, H. G.,	Silverman,
Bowman,	Hamilton,	Mills,	Snider,
Branca,	Heavey,	Monroe,	Stank,
Brenninger,	Heffner,	Moran,	Steckel,
Breth,	Helm,	Muldowney,	Stevens,
Buchanan,	Henzel,	Mullen,	Stewart,
Burns,	Hocker,	Munley,	Stimmel,
Capano,	Holliday,	Murphy, A.J., Jr.,	Stone,
Capitolo,	Holt,	Murphy, P. J.,	Stoner,
Cianfrani,	Horst,	Murray, H. P.	Strausser,
Cioffi,	Irvis,	Murray, J. J.,	Sullivan,
Clarke,	Jenkins,	Musto,	Taylor,
Comer,	Jim,	Naugle,	Trusio,
Cooper,	Johnson, A. W.,	Needham,	Ujobai,
Crossin,	Johnson, R.,	Nelson,	Varallo,
Curwood,	Jones, T. H. W.,	O'Dell,	Varner,
Dengler,	Jump,	O'Donnell, J. A.,	Verona,
Dennison,	Kamyk,	O'Donnell, J. P.,	Wall,
Devlin,	Kee,	Ogilvie,	Wargo,
Donahue,	Keiser,	O'Neil,	Weidner,
Donaldson,	Kernaghan,	Parlante,	Welsh,
Dougherty,	Kessler,	Pashley,	Wescott,
Edwards,	Kooker,	Perry, H. H.,	Wheeler,
Eilberg,	Kornick,	Perry, P. E.,	Whittaker,
Eshback,	Korns,	Polaski,	Williams, A.D., Jr.,
Eshleman,	Kovolenko,	Polen,	Williams, E. S.,
Ewing,	Kubitsky,	Prendergast,	Willard,
Farabaugh,	Lamb,	Price,	Willaredt,
Fetterolf,	Lee, A. M.,	Pursley,	Wilt,
Filo,	Leonard,	Reibman,	Wood,
Floyd,	Limper,	Reidenbach,	Yatron,
Flynn,	Lopresti,	Rigby,	Yetter,
Foerster,	Luigard,	Riley,	Andrews,
Frank,	Lutty,	Rovansek,	Speaker
Frascella,	McCann,		

NAYS—20

Ashton,	Fox,	Magee,	Stroup,
Barton,	Isaacs,	Merry,	Tompkins,
Brown,	Light,	Petrosky,	Walsh,
Davis,	Lippincott,	Renwick,	Worley,
Down,	McCandless,	Snare,	Zimmerman,

NOT VOTING—12

Dennis,	Haudenshield,	McCormack,	Odorisio,
Fineman,	Knecht,	Markley,	Thompson,
Guthrie,	Lee, K. B.,	Murray, P. G.,	Wynd,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 392, entitled as follows:

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L. 448) regulating fishing in waters impounded by the Commonwealth political subdivisions or authorities for water supply purposes.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Frascella,	McCann,	Rudisill,
Anderson,	Fulmer,	McDonald,	Sakulsky,
Arlene,	Gailey,	McInroy,	Scarcelli,
Ashton,	Gallagher,	McKeever,	Schaaf,
Auker,	Garlock,	McLaughlin,	Schuster,
Balthaser,	Gelfand,	Machmer,	Schwartz,
Barton,	George,	Magee,	Seltzer,
Bell,	Gibb,	Mahan,	Sherman,
Blair,	Gibson,	Maxwell,	Shupnik,
Boies,	Goldstein,	Meholchick,	Silverman,
Bonner,	Goodrich,	Merry,	Snare,
Boris,	Gramlich,	Mihm,	Snider,
Bower,	Hamilton,	Miller, B. Z.,	Stank,
Bowman,	Heavey,	Miller, H. G.,	Steckel,
Branca,	Heffner,	Mills,	Stevens,
Brenninger,	Helm,	Monroe,	Stewart,
Breth,	Henzel,	Moran,	Stimmel,
Brown,	Hocker,	Muldowney,	Stone,
Buchanan,	Holliday,	Mullen,	Stoner,
Burns,	Holt,	Munley,	Strausser,
Capano,	Horst,	Murphy, A.J., Jr.,	Stroup,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennison,	Keiser,	Ogilvie,	Wargo,
Devlin,	Kernaghan,	O'Neil,	Weidner,
Donahue.	Kessler,	Parlante,	Welsh,
Donaldson,	Kooker,	Pashley,	Wescott,
Dougherty,	Kornick,	Perry, H. H.,	Wheeler,
Down,	Korns,	Perry, P. E.,	Whittaker,
Edwards,	Kovolenko,	Petrosky,	Williams, A.D., Jr.,
Eilberg,	Kubitsky,	Polaski,	Williams, E. S.,
Eshback,	Lamb,	Polen,	Willard,
Eshleman,	Lee, A. M.,	Prendergast,	Willaredt,
Ewing,	Lee, K. B.,	Price,	Wilt,
Farabaugh,	Leonard,	Pursley,	Wood,
Fetterolf,	Light,	Reibman,	Worley,
Filo,	Limper,	Reidenbach,	Wynd,
Floyd,	Lippincott,	Renwick,	Yatron,
Flynn,	Lopresti,	Rigby,	Yetter,
Foerster,	Luigard,	Riley,	Zimmerman,
Fox,	Lutty,	Rovansek,	Andrews,
Frank,	McCandless,	Royer,	Speaker

NAYS—0

NOT VOTING—10

Dennis,	Haudenshield,	Markley,	Odorisio,
Fineman,	Knecht,	Murray, P. G.,	Thompson,
Guthrie,	McCormack,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 495, Printer's No. 165

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 500, entitled as follows:

An Act consolidating and revising the Vehicle Code the Tractor Code the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership possession and use of vehicles and tractors.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Frascella,	McCann,	Rudisill,
Anderson,	Fulmer,	McDonald,	Sakulsky,
Arlene,	Gailey,	McInroy,	Scarcelli,
Ashton,	Gallagher,	McKeever,	Schaaf,
Auker,	Garlock,	McLaughlin,	Schuster,
Balthaser,	Gelfand,	Machmer,	Schwartz,
Barton,	George,	Magee,	Seltzer,
Bell,	Gibb,	Mahan,	Sherman,
Blair,	Gibson,	Maxwell,	Shupnik,
Boles,	Goldstein,	Meholchick,	Silverman,
Bonner,	Goodrich,	Merry,	Snare,
Boris,	Gramlich,	Mihm,	Snider,
Bower,	Hamilton,	Miller, B. Z.,	Stank,
Bowman,	Heavey,	Miller, H. G.,	Steckel,
Branca,	Heffner,	Mills,	Stevens,
Brenninger,	Helm,	Monroe,	Stewart,
Breth,	Henzel,	Moran,	Stimmel,
Brown,	Hocker,	Muldowney,	Stone,
Buchanan,	Holliday,	Mullen,	Stoner,
Burns,	Holt,	Munley,	Strausser,
Capano,	Horst,	Murphy, A.J., Jr.,	Stroup,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennison,	Keiser,	Ogilvie,	Wargo,
Devlin,	Kernaghan,	O'Neil,	Weidner,
Donahue,	Kessler,	Parlante,	Welsh,
Donaldson,	Kooker,	Pashley,	Wescott,
Dougherty,	Kornick,	Perry, H. H.,	Wheeler,
Down,	Korns,	Perry, P. E.,	Whittaker,
Edwards,	Kovolenko,	Petrosky,	Williams, A.D., Jr.,
Eilberg,	Kubitsky,	Polaski,	Williams, E. S.,
Eshback,	Lamb,	Polen,	Willard,
Eshleman,	Lee, A. M.,	Prendergast,	Willaredt,
Ewing,	Lee, K. B.,	Price,	Wilt,
Farabaugh,	Leonard,	Pursley,	Wood,
Fetterolf,	Light,	Reibman,	Wynd,
Filo,	Limper,	Reidenbach,	Yatron,
Floyd,	Lippincott,	Renwick,	Yetter,
Flynn,	Lopresti,	Rigby,	Zimmerman,
Foerster,	Luigard,	Riley,	Andrews,
Fox,	Lutty,	Rovansek,	Speaker
Frank,	McCandless,	Royer,	

NAYS—1

Worley,

NOT VOTING—10

Dennis,	Haudenshield,	Markley,	Odorisio,
Fineman,	Knecht,	Murray, P. G.,	Thompson,
Guthrie,	McCormack,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 542, entitled as follows:

An Act to regulate and establish the fees to be received by the clerk of oyer and terminer and quarter sessions of the peace and the municipal court of Philadelphia in counties of the first class.

On the question,

Will the House agree to the bill on third reading?

Messrs. SHERMAN and SCHWARTZ asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1, page 2, lines 6 and 7 by striking out both of said lines.

Amend Sec. 1, page 3, line 13 by striking out "one defendant in criminal cases" and inserting: per one indictment in each criminal case

Amend Sec. 1, page 5, by inserting after line 18 Swearing in grand jury in each case . . . five dollars ($5.00)

Amend Bill, page 7, by inserting after line 6 Section 5. This act shall take effect in thirty days.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 610, entitled as follows:

An Act amending "The Fiscal Code" approved April 9, 1929 (P. L. 343), providing for the Rehabilitation Center Fund and for disbursements therefrom repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rudisill,
Anderson,	Gailey,	McDonald,	Sakulsky,
Arlene,	Gallagher,	McInroy,	Scarcelli,

Ashton,	Garlock,	McKeever,	Schaaf,
Auker,	Gelfand,	McLaughlin,	Schuster,
Balthaser,	George,	Machmer,	Schwartz,
Barton,	Gibb,	Magee,	Seltzer,
Bell,	Gibson,	Mahan,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bower,	Hamilton,	Miller, B. Z.,	Stank,
Bowman,	Heavey,	Miller, H. G.,	Steckel,
Branca,	Heffner,	Mills,	Stevens,
Brenninger,	Helm,	Monroe,	Stewart,
Breth,	Henzel,	Moran,	Stimmel,
Brown,	Hocker,	Muldowney,	Stone,
Buchanan,	Holliday,	Mullen,	Stoner,
Burns,	Holt,	Munley,	Strausser,
Capano,	Horst,	Murphy, A.J., Jr.,	Stroup,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennison,	Keiser,	Ogilvie,	Wargo,
Devlin,	Kernaghan,	O'Neil,	Weidner,
Donahue,	Kessler,	Parlante,	Welsh,
Donaldson,	Kooker,	Pashley,	Wescott,
Dougherty,	Kornick,	Perry, H. H.,	Wheeler,
Down,	Korns,	Perry, P. E.,	Whittaker,
Edwards,	Kovolenko,	Petrosky,	Williams, A.D., Jr.,
Eilberg,	Kubitsky,	Polaski,	Williams, E. S.,
Eshback,	Lamb,	Polen,	Willard,
Eshleman,	Lee, A. M.,	Prendergast,	Willaredt,
Ewing,	Lee, K. B.,	Price,	Wilt,
Farabaugh,	Leonard,	Pursley,	Wood,
Fetterolf,	Light,	Reibman,	Worley,
Filo,	Limper,	Reidenbach,	Wynd,
Floyd,	Lippincott,	Renwick,	Yatron,
Flynn,	Lopresti,	Rigby,	Yetter,
Foerster,	Luigard,	Riley,	Zimmerman,
Fox,	Lutty,	Rovansek,	Andrews,
Frank,	McCandless,	Royer,	Speaker
Frascella,			

NAYS—0

NOT VOTING—10

Dennis,	Knecht,	Markley,	Odorisio,
Fineman,	McCormack,	Murray, P. G.,	Thompson,
Haudenshield,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 611, entitled as follows:

An Act amending "The Vocational Rehabilitation Act of one thousand, nine hundred forty-five," approved May 22, 1945 (P. L. 849), changing the definition of vocational rehabilitation, expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rudisill,
Anderson,	Gailey,	McDonald,	Sakulsky,
Arlene,	Gallagher,	McInroy,	Scarcelli,

Ashton,	Garlock,	McKeever,	Schaaf,
Auker,	Gelfand,	McLaughlin,	Schuster,
Balthaser,	George,	Machmer,	Schwartz,
Barton,	Gibb,	Magee,	Seltzer,
Bell,	Gibson,	Mahan,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bower,	Hamilton,	Miller, B. Z.,	Stank,
Bowman,	Heavey,	Miller, H. G.,	Steckel,
Branca,	Heffner,	Mills,	Stevens,
Brenninger,	Helm,	Monroe,	Stewart,
Breth,	Henzel,	Moran,	Stimmel,
Brown,	Hocker,	Muldowney,	Stone,
Buchanan,	Holliday,	Mullen,	Stoner,
Burns,	Holt,	Munley,	Strausser,
Capano,	Horst,	Murphy, A.J., Jr.,	Stroup,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennison,	Keiser,	Ogilvie,	Wargo,
Devlin,	Kernaghan,	O'Neil,	Weidner,
Donahue,	Kessler,	Parlante,	Welsh,
Donaldson,	Kooker,	Pashley,	Wescott,
Dougherty,	Kornick,	Perry, H. H.,	Wheeler,
Down,	Korns,	Perry, P. E.,	Whittaker,
Edwards,	Kovolenko,	Petrosky,	Williams, A.D., Jr.,
Eilberg,	Kubitsky,	Polaski,	Williams, E. S.,
Eshback,	Lamb,	Polen,	Willard,
Eshleman,	Lee, A. M.,	Prendergast,	Willaredt,
Ewing,	Lee, K. B.,	Price,	Wilt,
Farabaugh,	Leonard,	Pursley,	Wood,
Fetterolf,	Light,	Reibman,	Worley,
Filo,	Limper,	Reidenbach,	Wynd,
Floyd,	Lippincott,	Renwick,	Yatron,
Flynn,	Lopresti,	Rigby,	Yetter,
Foerster,	Luigard,	Riley,	Zimmerman,
Fox,	Lutty,	Rovansek,	Andrews,
Frank,	McCandless,	Royer,	Speaker
Frascella,			

NAYS—0

NOT VOTING—10

Dennis,	Knecht,	Markley,	Odorisio,
Fineman,	McCormack,	Murray, P. G.,	Thompson,
Haudenshield,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection,

House Bill No. 640, Printer's No. 174,

House Bill No. 644, Printer's No. 148 and

House Bill No. 666, Printer's No. 113,

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 680, entitled as follows:

An Act amending the "Milk Control Law," approved April 28, 1937 (P. L. 417), changing provisions relating to weighing and measuring permits.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rudisill,
Anderson,	Gailey,	McDonald,	Sakulsky,
Arlene,	Gallagher,	McInroy,	Scarcelli,
Ashton,	Garlock,	McKeever,	Schaaf,
Auker,	Gelfand,	McLaughlin,	Schuster,
Balthaser,	George,	Machmer,	Schwartz,
Barton,	Gibb,	Magee,	Seltzer,
Bell,	Gibson,	Mahan,	Sherman,
Blair,	Goldstein,	Maxwell,	Shupnik,
Boies,	Goodrich,	Meholchick,	Silverman,
Bonner,	Gramlich,	Merry,	Snare,
Boris,	Guthrie,	Mihm,	Snider,
Bower,	Hamilton,	Miller, B. Z.,	Stank,
Bowman,	Heavey,	Miller, H. G.,	Steckel,
Branca,	Heffner,	Mills,	Stevens,
Brenninger,	Helm,	Monroe,	Stewart,
Breth,	Henzel,	Moran,	Stimmel,
Brown,	Hocker,	Muldowney,	Stone,
Buchanan,	Holliday,	Mullen,	Stoner,
Burns,	Holt,	Munley,	Strausser,
Capano,	Horst,	Murphy, A.J., Jr.,	Stroup,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennison,	Keiser,	Ogilvie,	Wargo,
Devlin,	Kernaghan,	O'Neil,	Weidner,
Donahue,	Kessler,	Parlante,	Welsh,
Donaldson,	Kooker,	Pashley,	Wescott,
Dougherty,	Kornick,	Perry, H. H.,	Wheeler,
Down,	Korns,	Perry, P. E.,	Whittaker,
Edwards,	Kovolenko,	Petrosky,	Williams, A.D., Jr.,
Eilberg,	Kubitsky,	Polaski,	Williams, E. S.,
Eshback,	Lamb,	Polen,	Willard,
Eshleman,	Lee, A. M.,	Prendergast,	Willaredt,
Ewing,	Lee, K. B.,	Price,	Wilt,
Farabaugh,	Leonard,	Pursley,	Wood,
Fetterolf,	Light,	Reibman,	Worley,
Filo,	Limper,	Reidenbach,	Wynd,
Floyd,	Lippincott,	Renwick,	Yatron,
Flynn,	Lopresti,	Rigby,	Yetter,
Foerster,	Luigard,	Riley,	Zimmerman,
Fox,	Lutty,	Rovansek,	Andrews,
Frank,	McCandless,	Royer,	Speaker
Frascella,			

NAYS—0

NOT VOTING—10

Dennis,	Knecht,	Markley,	Odorisio,
Fineman,	McCormack,	Murray, P. G.,	Thompson,
Haudenshield,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 728, entitled as follows:

An Act to encourage and permit the prospecting for and development of certain valuable minerals on State forest land and providing for the waiver of competitive bidding requirements therefor.

On the question,

Will the House agree to the bill on third reading?

Mr. TOMPKINS asked unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Sec. 5, page 4, line 9, by inserting after "claim" or may be made in person at the office of the department in Harrisburg and a written dated receipt for the request shall be issued to such person at that time.

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 779, entitled as follows:

An Act amending the "Public Assistance Law" approved June 24 1937 (P L 2051) defining "resident" and further regulating eligibility for assistance.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

BILL ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. AUKER.

The House resumed the consideration on third reading of House Bill No. 155, entitled:

An Act amending "The Vehicle Code" approved May 1 1929 (P L 905) exempting municipal transportation authorities incorporated under the Municipality Authorities Act of 1945 from fees charged for certificates of title or registration.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—163

Agnew,	Frascella,	Limper,	Rigby,
Anderson,	Gailey,	Lippincott,	Riley,
Arlene,	Gallagher,	Lopresti,	Rovansek,
Ashton,	Garlock,	Luigard,	Royer,
Auker,	Gelfand,	Lutty,	Rudisill,
Barton,	George,	McCandless,	Scarcelli,
Bell,	Gibb,	McCann,	Schuster,
Blair,	Gibson,	McDonald,	Schwartz,
Boies,	Goldstein,	McInroy,	Seltzer,
Boris,	Gramlich,	McKeever,	Sherman,
Bower,	Guthrie,	McLaughlin,	Silverman,
Bowman,	Hamilton,	Mahan,	Snare,
Branca,	Heavey,	Meholchick,	Stank,
Brenninger,	Heffner,	Mihm,	Steckel,
Breth,	Helm,	Miller, B. Z.,	Stevens,
Brown,	Henzel,	Miller, H. G.,	Stewart,
Buchanan,	Hocker,	Mills,	Stimmel,
Capitolo,	Holliday,	Monroe,	Stone,
Cianfrani,	Holt,	Moran,	Stoner,
Cioffi,	Horst,	Muldowney,	Strausser,
Clarke,	Irvis,	Mullen,	Stroup,

Comer,	Isaacs,	Munley,	Sullivan,
Cooper,	Jenkins,	Murphy, P. J.,	Taylor,
Crossin,	Johnson, A. W.,	Murray, H. P.	Ujobai,
Davis,	Johnson, R.,	Murray, J. J.,	Varallo,
Dengler,	Jones, T. H. W.,	Musto,	Varner,
Dennison,	Jump,	Naugle,	Wall,
Devlin,	Kamyk,	Needham,	Wargo,
Donahue,	Kee,	Nelson,	Weidner,
Donaldson,	Keiser,	O'Donnell, J. P.,	Welsh,
Dougherty,	Kernaghan,	Ogilvie,	Wheeler,
Edwards,	Kessler,	Parlante,	Whittaker,
Eilberg,	Kooker,	Pashley,	Williams, E. S.,
Eshleman,	Korns,	Perry, H. H.,	Willaredt,
Ewing,	Kovolenko,	Perry, P. E.,	Wilt,
Farabaugh,	Kubitsky,	Polaski,	Wood,
Fetterolf,	Lamb,	Polen,	Worley,
Filo,	Lee, A. M.,	Prendergast,	Wynd,
Floyd,	Lee, K. B.,	Price,	Yatron,
Foerster,	Leonard,	Pursley,	Zimmerman,
Fox,	Light,	Reidenbach,	Andrews, Speaker

NAYS—36

Balthaser,	Fulmer,	O'Dell,	Snider,
Bonner,	Goodrich,	O'Donnell, J. A.,	Tompkins,
Burns,	Jim,	O'Neil,	Trusio,
Capano,	Kornick,	Petrosky,	Verona,
Curwood,	Machmer,	Reibman,	Walsh,
Down,	Magee,	Renwick,	Wescott,
Eshback,	Maxwell,	Sakulsky,	Williams, A.D., Jr.,
Flynn,	Merry,	Schaaf,	Willard,
Frank,	Murphy, A.J., Jr.,	Shupnik,	Yetter,

NOT VOTING—10

Dennis,	Knecht,	Markley,	Odorisio,
Fineman,	McCormack,	Murray, P. G.,	Thompson,
Haudenshield,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTIONS

CONGRATULATIONS

Messrs. WYND, OGILVIE, ESHBACK, K. B. LEE, WESCOTT, MIHM, FOERSTER, HAMILTON, STONE and TAYLOR offered a concurrent resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 6, 1959.

Art Wall, Jr., of Honesdale, Pennsylvania, representing Pocono Manor, and son of Art Wall, Sr., esteemed member of the House of Representatives of Pennsylvania, blasted out five birdies on the final six holes yesterday at Sunny Augusta National Golf Club, Augusta, Georgia, to bring new glory both to himself and his native State by winning his first "big" tournament, the Twenty-Third Masters Golf Tournament.

Art has long been one of golf's finest and has made Pennsylvania proud of him by playing such consistently good golf to earn for himself a position on the coveted Ryder Cup Team of 1957. Although he has won two other major tournaments this year, and finished well toward the top in numerous others, none of these are comparable to the "Masters" in prestige. Yesterday he trailed denfending champion, Arnold Palmer of Ligonier, Pennsylvania, and Stan Leonard, by six strokes when the final round started and was resting in a four-way tie for thirteenth place. With half of the final round over, Art was still five strokes behind, but his fabulous whirlwind finish beginning on the thirteenth hole will never be forgotten.

Art's final score of 284 for the 72-hole tournament was four under theoretical perfection. His last round 66 was six under par.

Art has been quoted as saying to Arnold Palmer, his fellow Pennsylvanian who was leading the tournament going into the final round, "Keep this Masters championship in Pennsylvania." Palmer was trying for an unprecedented second straight Masters Title. Certainly Art's pride in his native State can be no greater than the pride all Pennsylvanians today feel for him; therefore be it

Resolved (the Senate concurring), That the members of the House of Representatives and the Senate of Pennsylvania offer their warmest congratulations to Art Wall, Jr., for his brilliant and inspiring play that brought great honor to him and retained the Masters Championship in Pennsylvania; and be it further

Resolved, That a copy of this resolution be sent to Arthur J. Wall, Jr., at Pocono Manor, Pennsylvania.

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Wayne, Mr. Wall.

Mr. WALL. Mr. Speaker and Members of the House, all I can say is, thank you for this wonderful resolution. I know it will be appreciated by his wife and his children.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. WEIDNER asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mr. MACHMER asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

Mr. REIDENBACH asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTIONS

Mr. WEIDNER offered a resolution which was filed with the Clerk under the Rules.

Mr. EWING offered a resolution which was filed with the Clerk under the Rules.

Mr. REIDENBACH offered a resolution which was filed with the Clerk under the Rules.

Mr. POLASKI offered a resolution which was filed with the Clerk under the Rules.

Mr. O'NEIL offered a resolution which was filed with the Clerk under the Rules.

Mr. MACHMER offered a resolution which was filed with the Clerk under the Rules.

FORMER MEMBER WELCOMED

SPEAKER pro tempore. The Chair wishes to welcome to the Hall of the House a former Member of this House from Fayette County, Mr. J. Harold Arnold.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title were publicly read as follows:

SENATE BILL No. 29.

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid operators of fire apparatus shall take physical examinations.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

INTERROGATION

Mr. McCANN. Mr. Speaker, I would like to have permission to interrogate the Minority Leader, Mr. Johnson.

The SPEAKER pro tempore. Will the Minority Leader permit himself to be interrogated?

Mr. A. W. JOHNSON. I shall, Mr. Speaker.

Mr. McCANN. Mr. Speaker, I am reading today's Harrisburg Evening News under date of Monday, April 6th, in which the headline is "GOP in the Senate backs the House lineup against the tax," and in the story it lists that a meeting was held last night, and it names the people who were at this meeting regarding the tax decision

First, I would like to ask if the story is correct and if you, Mr. Johnson, were a part of the meeting?

Mr. A. W. JOHNSON. I was present at the meeting, yes.

Mr. McCANN. The story is then correct that you were a part of the meeting? Mr. Johnson, is the story correct that there are no votes for the Sales Tax Bill on the Republican side of this House, today, tomorrow, next week or next month?

Mr. A. W. JOHNSON. Well, you are taking in a lot of time and a lot of territory. In answer to your question, in addition to the meeting with the Senators last evening, we have also caucused today and discussed the bill on the calendar quite thoroughly, and I would say at this point there are not any votes on the Republican side of the House for House bills 665 or 666.

Mr. McCANN. Mr. Speaker, will the gentleman inform me if there are any votes for 665, that is, the Sales Tax bill, as it is now printed on the House calendar?

Mr. A. W. JOHNSON. There are no votes on this side, so far as I know. We have caucused today and there were no defections noted.

Mr. McCANN. Mr. Speaker, will the gentleman inform us if the statement is applicable to today, this week or next week?

Mr. A. W. JOHNSON. I would say that the rather firm way in which our caucus has approached the problem, I doubt there will be any votes next week for the bill.

Mr. McCANN. Mr. Speaker, I thank the gentleman very kindly.

Mr. A. W. JOHNSON. Mr. Speaker, may I interrogate the Majority Leader?

The SPEAKER pro tempore. Will the Majority Leader yield to the Minority Leader?

Mr. McCANN. I would first like to have the privilege of making a statement and then I shall be most pleased to have him interrogate me.

The SPEAKER pro tempore. The Majority Leader declines to yield at this time. The gentleman will proceed.

Mr. McCANN. Mr. Speaker, it is a known fact than on the Democratic side of the House there are 107 Members of this House at the present time. It is a known fact that we do not have 106 votes required for the passage of the Sales Tax bill that is on the House calendar. There is no question of that determination, but many times it has been stated that in 1953 when the Sales Tax bill was enacted in this House, under a former administration, all of the Democratic Members opposed the passage of that bill. That is true. Then many times it has been stated after that that no Democrats voted for a Sales Tax bill.

In 1953, our party, the Democratic party, fought the philosophy of a Sales Tax Act and did not provide any votes. I believe there were either 96 or 98 Members of the House on the Democratic side in 1953 and no votes were provided. I believe the record will show that in the 1955-1956 Session of the General Assembly, following the passage fo two other tax measures which were defeated in the Senate, this House then sent to the Senate a combination income tax and sales tax package. I think that the record will show that approximately 40, perhaps 42—I am not sure without checking—Democrats, of which I was one, voted for the sales tax measure which is now the Selective Sales and Use Tax law of this Commonwealth.

Time and time again it has been brought up that one party has not provided any votes for the other party. Perhaps rightfully so, but I want the record to show clearly that in 1956, or rather it was the 1955 Session but it was in 1956 when the vote took place, in the 17-month session, a great number of Democrats on this side voted for a sales tax measure. Since then, we, as the Democratic party, have accepted, the Governor of this Commonwealth has accepted, that the sales tax is the broad-base tax with which we are trying to find a solution for the revenue that we need for this Commonwealth, one of the tax bills on the calendar now; the balance of the tax bills of the Hood-Kennedy Commission Report are still in the committee.

Mr. Speaker, the Minority Leader has clearly indicated here today that there are no votes on the Republican side of the House for House bill 665 as it is now printed and on the calendar; that there are no votes for that bill today and evidently no votes for the passage of that bill next week, I do not believe that he answered to a later date than that. There is no question that no votes can be secured from the Republican leadership or the Republican side of this House to insure the passage of House bill 665, which is written very cleary as a part of the Hood-Kennedy Tax Commission Report, being one of the twelve bills as it is now written and a part of that package.

That package has not been broken, and very clearly it is written to stay in the selective and use tax field since we did revise it after presenting it first as a general sales tax bill. I am glad to note that the record will clearly indicate at this point, on this date, that the record will show, that no votes can be provided as indicated by the Minority Leader here today.

The SPEAKER pro tempore. Will the gentleman from Green, Mr. McCANN, permit himself to be interrogated?

Mr. McCANN. Mr. Speaker, I shall.

Mr. A. W. JOHNSON. I believe, Mr. Speaker, the gentleman has answered the question that I was going to propound to him.

Mr. McCANN. Would the gentleman care to ask it again?

Mr. A. W. JOHNSON. No, I do not care to ask the question, Mr. Speaker.

INTERROGATION

Mr. GOLDSTEIN asked and obtained unanimous consent to interrogate the Majority Leader.

Mr. GOLDSTEIN. Mr. Speaker, the gentleman from Green refers to this as the Hood-Kennedy bill, is that correct?

Mr. McCANN. Mr. Speaker, this is one of the bills of the Hood-Kennedy Tax Study Commission accepted by the Governor. This is one of the twelve.

Mr. GOLDSTEIN. Was a gentleman by the name of Mr. James Symes, President of the Pennsylvania Railroad, a member of this Commission?

Mr. McCANN. I believe everyone in this House by now should know the names of those men, and I say, yes, he was.

Mr. GOLDSTEIN. Will the gentleman explain to the Members of the House, if the bill is so sound, why the Pennsylvania Railroad is transferring the Pennsylvania Company to Delaware and taking $800,000 away from the taxpayers of this Commonwealth?

Mr. McCANN. Mr. Speaker, it is not in this bill, but I thank the gentleman very kindly for bringing into the record that they are transferring from Pennsylvania to another State that installation.

I wish that I, or someone, could ask them to explain it to the membership of this House as well as to all Pennsylvanians.

Mr. GOLDSTEIN. I thank the gentleman, Mr. Speaker.

PERMISSION TO ADDRESS HOUSE

Mr. GOLDSTEIN asked and obtained unanimous consent to address the House.

Mr. Speaker, I am very glad that the Majority Leader made that statement concerning an explanation from a member of the Bi-partisan Tax Commission. I believe that the Members of this House are entitled to an explanation.

We are presented a bill which is selective in character. Because of its selective character is one of the reasons why I do not intend to vote for the bill. I want to know why a man who has fought to legislate for the construction of this bill and its presentation to the House, and to the Senate eventually, as they hope, and to the taxpayers of the Commonwealth, will go ahead and make a move which is detrimental to the taxpayers, when we are in such a great financial state of affairs.

And likewise, as the Majority Leader indicated, I think both the Republicans and the Democrats are entitled to know the reason why this large corporation is taking nearly $1 million out of the state.

COMMITTEE MEETINGS

BOROUGHS, Mr. Filo, Chairman, Room 324, Tuesday, April 7, at 10:30 a.m.

CITIES—COUNTIES, FIRST CLASS, Mr. Limper, Chairman, Room 144, Tuesday, April 7, at 11:00 a.m.

CITIES—THIRD CLASS, Mr. Walsh, Chairman, Room 140, Tuesday, April 7 at 11:00 a.m.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, April 7, at 9:15 a.m.

JUDICIARY, Mr. Rudisill, Chairman, Room 145, Tuesday, April 7, at 10:00 a.m.

JUDICIARY SPECIAL, Mr. Leonard, Chairman, Room 145, Tuesday, April 7, at 11:00 a.m.

MUNICIPAL CORPORATIONS, Mr. Polaski, Chairman, Room 522, Tuesday, April 7, at 11:30 a.m.

PROFESSIONAL LICENSURE, Mr. Boies, Chairman, Room 521, Tuesday, April 7, at 11:00 a.m.

PUBLIC HEALTH AND SANITATION, Mr. Maxwell, Chairman, Room 522, Tuesday, April 7, at 11:00 a.m.

RAILROADS AND RAILWAYS, Mr. Taylor, Chairman, Room 331, Tuesday, April 7, at 10:30 a.m.

STATE GOVERNMENT, Mr. Schwartz, Chairman, Room 324, Tuesday, April 7, at 11:00 a.m.

The LEGISLATIVE SERVICE CLUB, Mr. Dennison, Secretary, will meet in the Capitol Cafeteria at 8:30 a.m., Tuesday, April 7.

CAPITOL CHORUS, Mr. Dengler, Conductor, will rehearse in the Majority Caucus Room, Tuesday, April 7, at 5:15 p.m.

HOUSE OF REPRESENTATIVES CHORUS, Mr. Dengler, Conductor, will rehearse in the Majority Caucus Room, Tuesday, April 7, from 6:00 to 6:30 p.m.

ADJOURNMENT

Mr. J. P. O'DONNELL. Mr. Speaker, I move that this House do now adjourn until Tuesday, April 7, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 6:33 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, APRIL 7, 1959. No. 30.

SENATE

TUESDAY, April 7, 1959.

The Senate met at 1:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. J. B. WILLIAMS, Pastor of the Second Baptist Church, Harrisburg, offered the following prayer:

Let us pray.

Eternal God, our Father, Who has made us for fellowship that reaches to the ends of the earth, we thank Thee for every gift which becomes richer as we share it and most secure as we guard it one for another. We praise Thee for the spirit of liberty which Thou hast entrusted to us through our fathers. Grant that we, their children, may prove ourselves mindful of Thy favor and ready to do Thy will.

We thank Thee for this great Commonwealth. Grant unto us the humility and wisdom to acknowledge that we cannot build enduringly unless we build in honoring Thee.

Give unto each of us an awareness of the many people, in all walks of life, who rely upon us to serve the common welfare and who trust us where they do not see. Help us to be true to the highest hopes of the past and equal to the challenge and opportunities of today. Let not the still, small voice of conscience be stifled by the loud demands of selfishness, nor by the harsh utterances of the heartless.

Save us from violence, discord and confusion, from pride and arrogance, and from all that is not within Thy will. Defend our liberties and let our strength become a blessing to the weak. Let our resources be at the command of all who are worthy, regardless of creed or national origin.

Let Thy light lead us and Thy spirit inspire us for the task which is ours to accomplish. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. FLEMING, further reading was dispensed with, and the Journal was approved.

NOMINATION BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

JUSTICE OF THE PEACE

April 7, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Frieda K. Foose, Mounted Route, Enola, Cumberland County, for appointment as Justice of the Peace in and for the Township of Silver Spring, Cumberland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE

HOUSE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, April 6, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, April 13, 1959, at THREE o'clock p.m., E.S.T. and when the House of Representatives adjourns this week, it reconvene on Monday, April 13, 1959 at FOUR-THIRTY o'clock p.m., E.S.T.

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION

He also presented an extract from the Journal of the House of Representatives, which was read, considered and agreed to:

In the House of Representatives, April 6, 1959.

Art Wall, Jr., of Honesdale, Pennsylvania, representing Pocono Manor, and son of Art Wall, Sr., esteemed member of the House of Representatives of Pennsylvania, blasted out five birdies on the final six holes yesterday at Sunny Augusta National Golf Club, Augusta, Georgia, to bring new glory both to himself and his native State

by winning his first "big" tournament, the Twenty-Third Masters Golf Tournament.

Art has long been one of golf's finest and has made Pennsylvania proud of him by playing such consistently good golf to earn for himself a position on the coveted Ryder Cup Team of 1957. Although he has won two other major tournaments this year, and finished well toward the top in numerous others, none of these are comparable to the "Masters" in prestige. Yesterday he trailed defending champion, Arnold Palmer of Ligonier, Pennsylvania, and Stan Leonard, by six strokes when the final round started and was resting in a four-way tie for thirteenth place. With half of the final round over, Art was still five strokes behind, but his fabulous whirlwind finish beginning on the thirteenth hole will never be forgotten.

Art's final score of 284 for the 72-hole tournament was four under theoretical perfection. His last round 66 was six under par.

Art has been quoted as saying to Arnold Palmer, his fellow Pennsylvanian who was leading the tournament going into the final round, "Keep this Masters championship in Pennsylvania." Palmer was trying for an unprecedented second straight Masters Title. Certainly Art's pride in his native State can be no greater than the pride all Pennsylvanians today feel for him; therefore be it.

RESOLVED (the Senate concurring), That the members of the House of Representatives and the Senate of Pennsylvania offer their warmest congratulations to Art Wall, Jr., for his brilliant and inspiring play that brought great honor to him and retained the Masters Championship in Pennsylvania; and be it further

RESOLVED, That a copy of this resolution be sent to Arthur J. Wall, Jr., at Pocono Manor, Pennsylvania.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 155, entitled:

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) exempting municipal authorities incorporated under the Municipality Authorities Act of 1945 from fees charged for certificates of title or registration.

Which was committed to the Committee on Highways.

House Bill No. 274, entitled:

An Act providing leaves of Absence with pay for certain employes of the Commonwealth and of political subdivisions for purposes of attending conventions.

Which was committed to the Committee on State Government.

House Bill No. 377, entitled:

An Act amending the "Pennsylvania Turnpike Delaware River Extension Act," approved May 23, 1951 (P. L. 335), increasing the compensation of viewers.

Which was committed to the Committee on State Government.

House Bill No. 392, entitled:

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448), regulating fishing in waters impounded by the Commonwealth, political subdivisions or authorities for water supply purposes.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 500, entitled:

An Act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act, and other acts relating to the ownership, possession, and use of vehicles.

Which was committed to the Committee on Highways.

House Bill No. 610, entitled:

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343), providing for the Rehabilitation Center Fund, and for disbursements therefrom; repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

Which was committed to the Committee on Labor and Industry.

House Bill No. 611, entitled:

An Act amending "The Vocational Rehabilitation Act of one thousand nine hundred forty-five," approved May 22, 1945 (P. L. 849), changing the definition of vocational rehabilitation; expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

Which was committed to the Committee on Labor and Industry.

House Bill No. 680, entitled:

An Act amending the "Milk Control Law," approved April 28, 1937 (P. L. 417), changing provisions relating to weighing and measuring permits.

Which was committed to the Committee on Agriculture.

STUDENTS FROM COUNCIL ROCK HIGH SCHOOL, BUCKS COUNTY, PRESENTED TO SENATE

Mr. KELLER. Mr. President, I have the honor to introduce to the Members of the Senate the ninth grade civics class of the Council Rock High School, Bucks County. They are standing in the balcony, on the left-hand side.

The PRESIDENT. We are very glad to welcome you. Will the group please rise?

STUDENTS FROM PARK SCHOOL, COLUMBIA, PRESENTED TO SENATE

Mr. EHRGOOD. Mr. President, it is a great pleasure to introduce to you, and the Members of the Senate, a class of thirty students from the fourth grade of the Park School of Columbia. They are here under the guidance of their teacher, Mrs. Susan Kauffman.

Columbia is in Lancaster County and, fortunately, in the Seventeenth Senatorial District.

The PRESIDENT. Will the fourth grade students from Columbia please stand? We are very glad to have you with us.

REPORTS FROM COMMITTEES

Mr. SHAFER, from the Committee on Judiciary General reported as committed, House Bill No. 183, entitled:

An Act amending the act of May 29, 1931 (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; . . . ," providing that notice to the owner or terre tenant of lands to be sold for taxes be served by registered or certified mail.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 259, entitled:

An Act amending the act of April 18, 1949 (P. L. 512), entitled "Fiduciaries Act of 1949," revising and changing provisions relating to settlement of small estates on petition, family exemptions, persons entitled to letters of administration, delegation of power, distribution by guardian of incompetent personal representative or trustee, distribution of small estates bonds of guardians named in conveyance and powers, duties and liabilities of guardians appointed by court.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 356, entitled:

An Act amending the act of February 28, 1958 (P. L. 1154), entitled, as amended, "Incompetents' Estates Act of 1955," providing for evidence of mental condition to be submitted by deposition or affidavit of a physician or psychiatrist of any city-owned hospital or institution.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 375, entitled:

An Act amending the act of April 6, 1951 (P. L. 69), entitled "The Landlord and Tenant Act of 1951," exempting additional property from execution by landlord for nonpayment of rent.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 400, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting the malicious injury or destruction of property of others; and prescribing penalties therefor.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 412, entitled:

An Act authorizing courts to alter, modify, suspend, reinstate, terminate, amend, or rescind any order, decree, judgment or sentence for a period of forty-five days from the date of entering of record the order, decree, judgment or sentence.

He also, from the Committee on Judiciary General, reported as amended, Senate Bill No. 434, entitled:

An Act amending the act of June 21, 1937 (P. L. 1982), entitled "An act authorizing the Supreme Court of Pennsylvania to prescribe rules of practice and procedure in civil actions at law and in equity in certain courts of this Commonwealth, to prescribe rules and regulations for the conduct of any general business either civil or criminal, by judges of any court of record; . . . " granting the power to prescribe rules of practice and procedure in civil matters in the courts of quarter sessions.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 587, entitled:

An Act providing for the destruction of certain records and papers upon petition in cities of the first class.

BILLS RE-REFERRED

Mr. SHAFER, from the Committee on Judiciary General, returned to the Senate, Senate Bill No. 156, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," regulating the sale of poultry.

Which was re-referred to the Committee on Agriculture.

He also, from the Committee on Judiciary General, returned to the Senate, Senate Bill No. 303, entitled:

An Act amending the act of May 15, 1915 (P. L. 534), entitled "Motion Picture Censorship Law," authorizing the disapproval of any reel, film or view which is obscene or incites to crimes of violence, prohibiting viewing by or exhibiting disapproved films, reels or views to certain minors, imposing penalties and repealing certain sections of the act.

Which was re-referred to the Committee on Law and Order.

REPORTS FROM COMMITTEES

Mr. WHALLEY, from the Committee on Finance, reported as committed, Senate Bill No. 511, entitled:

An Act providing for the taxation of lessees and users of tax exempt property.

He also, from the Committee on Finance, reported as committed, Senate Bill No. 512, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742), entitled, as amended, "The Realty Transfer Tax Act," providing that certain transfers which are not subject to the tax need not be accompanied by affidavits.

He also, from the Committee on Finance, reported as amended, House Bill No. 619, entitled:

An Act amending the act of July 8, 1957 (P. L. 594), entitled "Pennsylvania Cigarette Tax Act of 1957," continuing the additional excise tax for a limited period of time and imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund.

He also, from the Committee on Highways, reported as committed, House Bill No. 287, entitled:

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149), further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county.

Mr. WOLFE, from the Committee on Military Affairs and Aeronautics, reported as amended, House Bill No. 620, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund defining the powers and duties of the Governor, the Auditor General, the State Treasurer and the Board of Finance and Revenue, in relation thereto and providing for the payment of interest on and the redemption and refunding of such bonds and making an appropriation.

Mr. WAGNER, from the Committee on Education, reported as committed, Senate Bill No. 22, entitled:

An Act amending the act of March 10, 1949 (P. L. 80), entitled "Public School Code of 1949," authorizing pay-

ments to joint school boards and joint school committees by the Commonwealth.

He also, from the Committee on Education, reported as committed, Senate Bill No. 61, entitled:

An Act amending the act of June 25, 1947 (P. L. 951), entitled, as amended, "An act defining and providing for the licensing and regulation of private academic schools; * * *" exempting natural persons or families providing physical care to children under six years of age from provisions of this act.

He also, from the Committee on Education, reported as committed, Senate Bill No. 194, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing provisions relating to reimbursement on account of school building rentals and sinking fund charges in certain cases.

He also, from the Committee on Education, reported as committed, Senate Bill No. 530, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing the Superintendent of Public Instruction to withhold appropriations from school districts and arrange payments to lending agencies in certain cases.

Mr. RUTH, from the Committee on Agriculture, reported as amended, House Bill No. 201, entitled:

An Act amending the act of June 5, 1947 (P. L. 426), entitled "The Pennsylvania Seed Act of 1947," including the words "nursery crops" in the definition of "agricultural seeds," adding and removing certain packaging and labeling requirements and granting additional powers to the department.

He also, from the Committee on Agriculture, reported as committed, House Bill No. 202, entitled:

An Act amending the "Domestic Animal Disease Suppression Law," approved July 22, 1913 (P. L. 928), prohibiting the sale or use of virulent live virus except under certain circumstances.

He also, from the Committee on Agriculture, reported as amended, House Bill No. 315, entitled:

An Act amending the act of July 2, 1935 (P. L. 589), entitled "Milk Sanitation Law," relieving the Secretary of Health and the Advisory Health Board of certain powers and duties imposing powers and duties on the Secretary of Agriculture defining certified milk and canned milk and providing for the sale of canned milk establishing certain fees requiring additional information to be on milk when sold providing that a brucellosis test be given to certain cows permitting milk plants to be used in the preparation of certain fruit juices and milk products and extending certain provisions of the act to milk products.

He also, from the Committee on Agriculture, reported as committed, Senate Bill No. 421, entitled:

An Act amending the act of July 24, 1913 (P. L. 965), entitled "Commodities, Weight and Measure Law," regulating the sale and delivery of vegetable and flower seeds.

SENATE RESOLUTION, SERIAL NO. 20 REPORTED FROM COMMITTEE

Mr. WADE, from the Committee on Highways, to which was referred resolution offered by Mr. EHRGOOD, on March 31, 1959, reported the same without amendment as follows:

REQUESTING THE ATTORNEY GENERAL TO RENDER AN OPINION AS TO THE LEGALITY OF ALLOWING VEHICLES WHICH EXCEED THE MAXIMUM WEIGHT AND SIZE TO OPERATE ON THE TURNPIKE AND EXTENSION.

In the Senate, March 31, 1959.

Effective January 1, 1956, the Pennsylvania Turnpike Commission established toll schedules providing rates for the movement over the Turnpike and the extensions thereto of vehicles which exceed the maximum weight and size limitations which the Legislature has made applicable to the highways of this Commonwealth. At the present time and for a considerable period the Commission, upon the collection of the tolls provided for by such schedules, has permitted vehicles having weights or size, or both, exceeding the maximum limitations to operate over the Turnpike and extensions thereto.

There appears to be a serious question as to whether this action by the Pennsylvania Turnpike Commission is lawful and consistent with the legislation of this Commonwealth; therefor be it

Resolved, That the Attorney General, after study of this matter, render an opinion to His Excellency, the Governor of Pennsylvania, and the Pennsylvania Turnpike Commission, regarding the legality of the above described action of the Pennsylvania Turnpike Commission, and be it further

Resolved, That a copy of this resolution be transmitted to the Attorney General.

Laid over for one day under the Rules.

STUDENTS FROM ST. MARGARET MARY'S SCHOOL, PENBROOK, DAUPHIN COUNTY, PRESENTED TO SENATE

Mr. SHAFER. Mr. President, I would like to inform you, and the Members of the Senate, that we have some visitors with us today from a nearby school. These young ladies and gentleman are from the fifth and eighth grades of St. Margaret Mary's School, in Penbrook. I would like to introduce them, together with their teachers, to the Senate at this time.

The PRESIDENT. Will the students from Penbrook please rise? We are very happy to welcome you.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

MEMBER OF THE HUNTINGDON COUNTY BOARD OF ASSISTANCE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Verna Ulsh (Republican) 612 Sixth Street, Huntingdon, Huntingdon County, for appointment as a member of the Huntingdon County Board of Assistance, until December 31, 1961, and until her successor is duly appointed and qualified, vice Mrs. Lillian M. Friedman, Huntingdon, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate Mrs. Eleanor R. Wright, New Columbia, Union County, for appointment as Justice of the Peace in and for the Township of White Deer, Union County, to serve until the first Monday of January 1960, vice Ned E. Koch, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE UNION COUNTY BOARD OF ASSISTANCE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Dorothy H. Schnure (Democrat), R. D. 2, Lewisburg, Union County, for appointment as a member of the Union County Board of Assistance, until December 31, 1960, and until her successor is duly appointed and qualified, vice Mrs. Louella M. DuWors, Lewisburg, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lawrence W. Ruth, Star Route, Ridgway, Elk County, for appointment as Justice of the Peace in and for the Township of Horton, Elk County, to serve until the first Monday of January 1960, vice Bernard Rose, esigned.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE BOARD OF FUNERAL DIRECTORS

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the State Board of Funeral Directors:

Norman P. Casher, Cresson, from June 21, 1957, until August 31, 1959, or until his successor is appointed and qualified.

William H. Sweeny, Olyphant, from June 21, 1957, until August 31, 1961, or until his successor is appointed and qualified.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul D. Manley, 15th Street and Central Avenue, Columbia, Lancaster County, for appointment as Justice of the Peace in and for the Township of West Hempfield, Lancaster County, to serve until the first Monday of January 1960, vice Wilbert W. Fryberger, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE LANCASTER COUNTY BOARD OF ASSISTANCE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Lancaster County Board of Assistance, until December 31, 1961, and until their successors are duly appointed and qualified:

Mrs. Frances H. May (Independent), 1826 Old Philadelphia Pike, Lancaster, Lancaster County, vice Mrs. Maude F. Draper, Lancaster, resigned.

Mrs. Thelma J. Netcher (Democrat), 937 Janet Avenue, Lancaster, Lancaster County, vice Mrs. Jeanne M. Carroll, Lancaster, whose term expired.

Rev. R. Harte Beaver (Democrat), 976 East Orange Street, Lancaster, Lancaster County, vice Mrs. Joanne F. Hensel, Quarryville, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF THADDEUS STEVENS TRADE SCHOOL

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Board of Trustees of Thaddeus Stevens Trade School, until the third Tuesday of January 1965, and until their successors shall have been appointed and qualified:

Christian C. Rudy, 637 East End Avenue, Lancaster, Lancaster County, vice B. W. Luttenberger, Lancaster, whose term expired.

Mrs. Christine W. Ammon, 42 North Bridge Street, Christiana, Lancaster County, vice Louise B. Bond, Christiana, whose term expired.

Clifford J. Backstrand, 1267 Wheatland Avenue, Lancaster, Lancaster County. (Reappointment)

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF PHILIPSBURG STATE HOSPITAL

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Board of Trustees of Philipsburg State Hospital, until the third Tuesday of January 1961, and until their successors are appointed and qualified:

Miles Clevenstine, R. D., Bellefonte, Centre County, to fill a vacancy.

Joseph M. Porter, 128 South Frazier Street, State College, Centre County, to fill a vacancy.

Mrs. Harriet Thompson, 911 Presqueisle Street, Philipsburg, Centre County, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBERS OF THE CENTRE COUNTY BOARD OF ASSISTANCE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Centre County Board of Assistance:

John A. Balash (Democrat), Clarence, Centre County, until December 31, 1960, and until his successor is duly appointed and qualified, vice William C. Mingle, Aaronsburg, deceased.

Robert S. Musser (Democrat), Millheim, Centre County, until December 31, 1961, and until his successor is duly appointed and qualified, vice Frederick R. Gardner, Snow Shoe, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate Enoch W. Smith, Water Street, Milesburg, Centre County, for appointment as Justice of the Peace in and for the Borough of Milesburg, Centre County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John A. Frazier, Liberty, Tioga County, for appointment as a member of the Board of Trustees of Blossburg State Hospital, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Dr. John Lee, Knoxville, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF MILLERSVILLE STATE TEACHERS' COLLEGE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment as a member of the Board of Trustees of Millersville State Teachers' College, the following:

Mrs. Velma D. McCollough, 1021 Marietta Avenue, Lancaster, Lancaster County, until the third Tuesday of January 1965, and until her successor is appointed and qualified. (Reappointment)

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alfred E. Jones, 99 South Main Street, Mansfield, Tioga County, for appointment as Justice of the Peace in and for the Borough of Mansfield, Tioga County, to serve until the first Monday of January 1960, vice William C. Barnes, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE PENNSYLVANIA SECURITIES COMMISSION

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Pennsylvania Securities Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Frank N. Happ, 386 Calderwood Street, Pittsburgh, Allegheny County.

J. Warren Mickle, 12 South Thirteenth Street, Harrisburg, Dauphin County.

DAVID L. LAWRENCE.

BILLS INTRODUCED AND REFERRED

Messrs. BERGER and WEINER read in place and presented to the Chair Senate Bill No. 574, entitled:

An Act relating to defining and regulating the business of monument dealers and monument salesmen and the right to engage in such business, creating the State Licensing Board for Monument Dealers and Salesmen, as a departmental administrative board, in the Department of Public Instruction, prescribing its powers and duties; and providing for the granting, suspension and revocation of licenses.

Which was committed to the Committee on Education.

Mr. VAN SANT read in his place and presented to the Chair Senate Bill No. 575, entitled:

An Act regulating the operation or conduct of motor vehicle races and exhibitions of motor vehicle driving skill and the tracks or places at which the same are operated and conducted; providing for the issuance of licenses and providing penalties.

Which was committed to the Committee on Highways.

Messrs. WALKER, KROMER, KALMAN and McCREESH read in place and presented to the Chair Senate Bill No. 576, entitled:

An Act regulating mink farms; providing for the granting of permits to propagate and raise mink by the Department of Agriculture; requiring reports of transactions by holders of permits; providing for the disposition and removal of mink from mink farms, and fixing penalties.

Which was committed to the Committee on Agriculture.

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 577, entitled:

An Act making an appropriation to the trustees of Harcum Junior College at Bryn Mawr, Pennsylvania.

Which was committed to the Committee on Appropriations.

Messrs. MURRAY and FLACK read in place and presented to the Chair Senate Bill No. 578, entitled:

An Act establishing as State highways certain county highways, bridges, viaducts and approaches thereto, in counties of the third class and requiring their construction, repair and maintenance by the Commonwealth.

Which was committed to the Committee on Highways.

Mr. RIPP read in his place and presented to the Chair Senate Bill No. 579, entitled:

An Act amending the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," further regulating pension rights.

Which was committed to the Committee on Local Government.

PERMISSION TO ADDRESS SENATE

Mr. EHRGOOD asked and obtained unanimous consent to address the Senate.

Mr. EHRGOOD. Mr. President, this group of bills, which I am about to present to the Chair, is the result of studies made by the Highway Committee, appointed by the Governor. They have been approved by the Governor and unanimously approved by the Highway Committee of the House and Senate.

These bills provide, primarily, for a point system for the Commonwealth of Pennsylvania. They provide, further, for increasing the penalties and for increasing the speed limits.

BILLS INTRODUCED AND REFERRED

Messrs. EHRGOOD, RUTH, LANE and BERGER read in place and presented to the Chair Senate Bill No. 580, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," changing provisions relating to speed restrictions and increasing penalties.

Which was committed to the Committee on Highways.

Messrs. EHRGOOD, RUTH and LANE read in place and presented to the Chair Senate Bill No. 581, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," increasing penalties for speeding.

Which was committed to the Committee on Highways.

Messrs. EHRGOOD, RUTH, LANE and BERGER read in place and presented to the Chair Senate Bill No. 582, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," further providing for the revocation and suspension of operators' licenses and operating privileges on the basis of a point system.

Which was committed to the Committee on Highways.

REPORT FROM COMMITTEE

Mr. WHALLEY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WHALLEY, from the Committee on Highways, reported as committed, House Bill No. 500, entitled:

An Act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act, and other acts relating to the ownership, possession, and use of vehicles.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, there is something going on in Washington which is of great concern to us. We have a committee—and some of the Members of the Senate are on the committee—which is making preparations for the celebration of the centennial of the Gettysburg Battle, which is not too far away. It is only about four more years. Yet, none of us can visualize such a celebration in an atmosphere that will be permeated by commercial establishments which will no doubt come into being, or even become augmented, preparatory to the millions of Americans who will be coming, in the year 1962, on a pilgrimage to the Battlefield of Gettysburg. All these hot dog vendors, promoters of different hotels and all kinds of merchandise interests will no doubt disturb the serene atmosphere of this sacred spot in America.

There was an appropriation made by the National Park Service in Washington of $1,250,000 to purchase land in order to create a cordon sanitaire to preclude the intrusion of undesirables. Unfortunately, that provision was stricken from the budget.

For this reason, Mr. President, I feel duty bound to offer the following resolution. I am sure this resolution will reflect the feelings and the sentiments of each Pennsylvanian.

SENATE RESOLUTIONS

MEMORIALIZING THE PENNSYLVANIA DELEGATION IN CONGRESS TO MAKE EVERY POSSIBLE EFFORT TO RESTORE THE AMOUNT OF $1,250,000 CUT FROM THE APPROPRIATION FOR THE NATIONAL PARK SERVICE

Mr. STIEFEL offered the following resolution (Serial No. 21), which was read and referred to the Committee on State Government:

In the Senate, April 7, 1959.

The Battlefield of Gettysburg is of prime importance to Pennsylvania and to the United States of America as the scene of the great battle on July 1 to 3, 1863 which was the turning point of the Civil War.

The area of the Battlefield ought to be preserved as one of the Nation's most sacred historic shrines, but its continuing development and protection is now threatened by the encroachment of commercial enterprises and private dwellings which are not in keeping with its important historic character.

This year the National Park Service asked Congress for an appropriation which would provide for the purchase of sufficient land to provide adequate protection for the Battlefield, but this was eliminated in a cut of $1,250,000 which was made by the House of Representatives; therefore be it

Resolved, That the Senate of the Commonwealth of Pennsylvania hereby memorializes the Pennsylvania delegation in Congress to make every possible effort to restore the amount of $1,250,000 cut from the appropriation for the National Park Service so that additional land can be acquired to protect the Battlefield of Gettysburg.

CONGRATULATIONS OF THE SENATE EXTENDED TO THE BASKETBALL TEAM, STUDENTS, TEACHERS AND COACH SALACK OF THE WILKES-BARRE TOWNSHIP HIGH SCHOOL UPON THEIR VICTORIOUS SEASON

Mr. MURRAY offered the following resolution, which was read, considered and agreed to:

In the Senate, April 7, 1959.

The Wilkes-Barre Township High School basketball team has completed its strenuous season with success and achievement. Under the guidance of coach Edward Salack the team is now the District 2, Class C, Northeastern Champion, and traveled as far as the eastern finals at Hazleton in Luzerne County.

In victory and in defeat the team and the entire student body have consistently shown those qualities we so admire; courage, a will to win, indomitable spirit, good sportsmanship and fair play. They have been good winners but more important they have been good losers in the very best sense of the word; therefore be it

Resolved, That the Senate of Pennsylvania congratulate the basketball team, the students and teachers of Wilkes-Barre Township High School and coach Salack, on their victorious season, and wish them even greater success next year; and be it further

Resolved, That a copy of this resolution be forwarded to coach Edward Salack.

BILL INTRODUCED AND REFERRED

Mr. RIPP. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. RIPP and FLEMING read in place and presented to the Chair Senate Bill No. 583, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," further regulating the procedures governing assistance to voters.

Which was committed to the Committee on Elections.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

MEMBERS OF THE COMMONWEALTH MENTAL HEALTH RESEARCH FOUNDATION

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Commonwealth Mental Health Research Foundation, until December 31, 1961, and until their successors shall be duly appointed and qualified.

William A. Sodeman, Dean, The Jefferson Medical College, Philadelphia, Philadelphia County, vice Dr. George A. Bennett, Philadelphia, deceased.

Harry Shapiro, 306 South Nineteenth Street, Philadelphia, Philadelphia County, vice Ralph H. Demmler, Pittsburgh, whose term expired.

William S. McEllroy, Dean, School of Medicine, University of Pittsburgh, Pittsburgh, Allegheny County. (Reappointment)

DAVID L. LAWRENCE.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

MEMBER OF THE HUNTINGDON COUNTY BOARD OF ASSISTANCE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Verna M. Ulsh (Republican), 612 Sixth Street, Huntingdon, Huntingdon County, for appointment as a member of the Huntingdon County Board of Assistance, until December 31, 1961, and until her successor is duly appointed and qualified, vice Mrs. Lillian M. Friedman, Huntingdon, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Eleanor R. Wright, New Columbia, Union County, for appointment as Justice of the Peace in and for the Township of White Deer, Union County, to serve until the first Monday of January 1960, vice Ned E. Koch, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE UNION COUNTY BOARD OF ASSISTANCE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Dorothy H. Schnure (Democrat), R. D. 2, Lewisburg, Union County, for appointment as a member of the Union County Board of Assistance, until December 31, 1960, and until her successor is duly appointed and qualified, vice Mrs. Louella M. DuWors, Lewisburg, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lawrence W. Ruth, Star Route, Ridgway, Elk County, for appointment as Justice of the Peace in and for the Township of Horton, Elk County, to serve until the first Monday of January 1960, vice Bernard Rose, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE BOARD OF FUNERAL DIRECTORS

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the State Board of Funeral Directors:

Norman P. Casher, Cresson, from June 21, 1957, until August 31, 1959, or until his successor is appointed and qualified.

William H. Sweeny, Olyphant, from June 21, 1957, until August 31, 1961, or until his successor is appointed and qualified.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul D. Manley, 15th Street and Central Avenue, Columbia, Lancaster County, for appointment as Justice of the Peace in and for the Township of West Hempfield, Lancaster County, to serve until the first Monday of January 1960, vice Wilbert W. Fryberger, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE LANCASTER COUNTY BOARD OF ASSISTANCE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Lancaster County Board of Assistance, until December 31, 1961, and until their successors are duly appointed and qualified:

Mrs. Frances H. May (Independent), 1826 Old Philadelphia Pike, Lancaster, Lancaster County, vice Mrs. Maude F. Draper, Lancaster, resigned.

Mrs. Thelma J. Netcher (Democrat), 937 Janet Avenue, Lancaster, Lancaster County, vice Mrs. Jeanne M. Carroll, Lancaster, whose term expired.

Rev. R. Harte Beaver (Democrat), 976 East Orange Street, Lancaster, Lancaster County, vice Mrs. Joanne F. Hensel, Quarryville, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF THADDEUS STEVENS TRADE SCHOOL

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Board of Trustees of Thaddeus Stevens Trade School, until the third Tuesday of January 1965, and until their successors shall have been appointed and qualified:

Christian C. Rudy, 637 East End Avenue, Lancaster, Lancaster County, vice B. W. Luttenberger, Lancaster, whose term expired.

Mrs. Christine W. Ammon, 42 North Bridge Street, Christiana, Lancaster County, vice Louis B. Bond, Christiana, whose term expired.

Clifford J. Backstrand, 1267 Wheatland Avenue, Lancaster, Lancaster County. (Reappointment)

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF PHILIPSBURG STATE HOSPITAL

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Board of Trustees of Philipsburg State Hospital, until the third Tuesday of January 1961, and until their successors are appointed and qualified:

Miles Clevestine, R. D., Bellefonte, Centre County, to fill a vacancy.

Joseph M. Porter, 128 South Frazier Street, State College, Centre County, to fill a vacancy.

Mrs. Harriet Thompson, 911 Presqueisle Street, Philipsburg, Centre County, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBERS OF THE CENTRE COUNTY BOARD OF ASSISTANCE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Centre County Board of Assistance:

John A. Balash (Democrat), Clarence, Centre County, until December 31, 1960, and his successor is duly appointed and qualified, vice William C. Mingle, Aaronsburg, deceased.

Robert S. Musser (Democrat), Millheim, Centre County, until December 31, 1961, and until his successor is duly appointed and qualified, vice Frederick R. Gardner, Snow Shoe, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Enoch W. Smith, Water Street, Milesburg, Centre County, for appointment as Justice of the Peace in and for the Borough of Milesburg, Centre County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John A. Frazier, Liberty, Tioga County, for appointment as a member of the Board of Trustees of Blossburg State Hospital, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Dr. John Lee, Knoxville, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF MILLERSVILLE STATE TEACHERS' COLLEGE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment as a member of the Board of Trustees of Millersville State Teachers' College, the following:

Mrs. Velma D. McCollough, 1021 Marietta Avenue, Lancaster, Lancaster County, until the third Tuesday of January 1965, and until her successor is appointed and qualified. (Reappointment)

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alfred E. Jones, 99 South Main Street, Mansfield, Tioga County, for appointment as Justice of the Peace in and for the Borough of Mansfield, Tioga County, to serve until the first Monday of January 1960, vice William C. Barnes, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE PENNSYLVANIA SECURITIES COMMISSION

February 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Pennsylvania Securities Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Frank N. Happ, 386 Calderwood Street, Pittsburgh, Allegheny County.

J. Warren Mickle, 12 South Thirteenth Street, Harrisburg, Dauphin County.

DAVID L. LAWRENCE.

MEMBERS OF THE COMMONWEALTH MENTAL HEALTH RESEARCH FOUNDATION

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Commonwealth Mental Health Research Foundation, until December 31, 1961, and until their successors shall be duly appointed and qualified:

William A. Sodeman, Dean, The Jefferson Medical College, Philadelphia, Philadelphia County, vice Dr. George A. Bennett, Philadelphia, deceased.

Harry Shapiro, 306 South Nineteenth Street, Philadelphia, Philadelphia County, vice Ralph H. Demmler, Pittsburgh, whose term expired.

William S. McEllroy, Dean, School of Medicine, University of Pittsburgh, Pittsburgh, Allegheny County. (Reappointment)

DAVID L. LAWRENCE.

A motion was made by Mr. FLEMING and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

HOUSE BILL NO. 764 CALLED UP

Mr. BERGER. Mr. President, I call up, from page 5 of today's Third Reading Calendar, House Bill No. 764, Printer's No. 211.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 764, entitled:

An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

RECESS

Mr. BERGER. Mr. President, I request a five minute recess of the Senate for the purpose of holding a meeting of the Committee on Highways in the Conference Room at the rear of the Senate.

The PRESIDENT. Are there any objections? The Chair hears no objection, and declares a five minute recess of the Senate.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. PROPERT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PROPERT, from the Committee on Highways, reported as committed, House Bill No. 499, entitled:

An Act amending the "Motor Vehicle Safety Responsibility Act," approved June 1, 1945 (P. L. 1340), by changing the short title of the act.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 261, Printer's No. 526, on concurrence in House amendments, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 116, Printer's No. 125; and

Senate Bill No. 117, Printer's No. 126.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 130, Printer's No. 139; and

Senate Bill No. 141, Printer's No. 408.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 146, entitled:

An Act amending the act of June 25, 1947 (P. L. 1145) entitled as amended "Local Tax Enabling Law" further regulating taxes on the transfer of real property and imposing penalties for the recording of taxed documents without the proper stamps affixed thereto.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 160, entitled:

An Act amending the act of May 4 1927 (P L 519) entitled "The Borough Code" authorizing the improvement of streets by the borough without petition and the assessment and collection of costs from abutting property owners

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.,	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Walley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 191, Printer's No. 205, on third reading, over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the thrid reading and consideration of House Bill No. 191, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing that out-of-state physicians may certify that applicants for teachers certificates are not mentally or physically disabled.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.,	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Walley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HONORABLE ARTHUR J. WALL PRESENTED TO SENATE

Mr. BERGER. Mr. President, may I interrupt our proceeding with the Third Reading Calendar to bring to the attention of the Senate the fact that the father of the distinguished winner of the Masters Golf Tournament is in the Chamber, Art Wall, Senior.

The PRESIDENT. The Senate congratulates you, Mr. Wall.

Mr. BERGER. I should have said, Mr. President, the distinguished father of the distinguished winner.

The PRESIDENT. I am sure we all recognize the distinction.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 208, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," permitting secretaries of school boards to be non-residents of the school district for which elected.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.,	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third read, go over in their order.

Senate Bill No. 222, Printer's No. 239; and

Senate Bill No. 223, Printer's No. 240

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 304, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" providing for the creation of capital reserve funds for capital expenditures.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. SEYLER. Mr. President, I desire to be recorded as voting "no."

The PRESIDENT. The gentleman will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	McMenamin,	Silvert,
Berger,	Kalman,	Miller,	Stevenson,
Blass,	Keller,	Mullin,	Stiefel,
Camiel,	Kessler	Murray,	Taylor,
Chapman,	Kopriver, Jr.	Pechan,	Van Sant,
Confair,	Kromer,	Propert,	Wade,
DiSilvestro,	Lane,	Ripp,	Wagner,
Donolow,	Madigan,	Rooney,	Walker,
Ehrgood,	Mahady,	Ruth,	Watkins,
Elliott,	Mallery,	Sarraf,	Weiner,
Flack,	McCreesh,	Scott,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,

NAYS—2

Hays,	Seyler,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 349, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" increasing the mileage allowance for county officers to meetings of their State associations.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 350, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 388, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" requiring landowners to maintain and keep in repair sidewalks or sidewalks and curbs abutting on their property.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,

NAYS—1

Hays,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 422, entitled:

An Act amending the act of August 5, 1941 (P. L. 803) entitled as amended "An Act providing for the creation maintenance and operation of a county employes' retirement system in counties of the fifth sixth seventh and eighth class * * *" limiting the exemption on execution.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 423, entitled:

An Act amending the act of July 8, 1941 (P. L. 298) entitled "Fourth Class County Retirement Law" limiting the exemption on execution and other legal processes.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.,	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Walley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 433, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" providing for the consolidation of two townships in certain cases by the court of quarter session without submitting to a vote of the electors.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 490, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" requiring that children be vaccinated before being admitted to kindergartens.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler	Murray,	Stiefel,
Camiel,	Kopriver, Jr.	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 545, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" further regulating contracts and purchases.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.,	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Walley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 567, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing submission of question of formation of union or merged districts at primary elections.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Blass,	Kessler,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.,	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Walley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 44, Printer's No. 406;
Senate Bill No. 45, Printer's No. 407; and
House Bill No. 163, Printer's No. 51.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, may we be at ease a few moments?

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 216, Printer's No. 230, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 221, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing school directors to charge tuition fees for adult extension education.

The first section was read.
On the question,
Will the Senate agree to the section?
Mr. BERGER offered the following amendment:

Amend Sec. 1 (Sec. 1806), page 2, line 10, by striking out "be nominal in amount and shall"

It was agreed to.
The section was agreed to as amended.
The second section was read.
On the question,
Will the Senate agree to the section?
Mr. BERGER offered the following amendment:

Amend Sec. 2 (Sec. 1843), page 3, lines 4 and 5, by striking out "be nominal in amount and shall"

It was agreed to.
The section was agreed to as amended.
The third section was read.
On the question,
Will the Senate agree to the section?
Mr. BERGER offered the following amendment:

Amend Sec. 3 (Sec. 1902), page 4, lines 9 and 10, by striking out "be nominal in amount and shall"

It was agreed to.
The section was agreed to as amended.
The fourth section was read.
On the question,
Will the Senate agree to the section?
Mr. BERGER offered the following amendment:

Amend Sec. 4 (Sec. 1921), page 5, lines 16 and 17, by striking out "be nominal in amount and shall"

It was agreed to.
The section was agreed to as amended.
The fifth section was read.
On the question,
Will the Senate agree to the section?
Mr. BERGER offered the following amendment:

Amend Sec. 5 (Sec. 1922), page 6, line 13, by striking out "be nominal in amount and shall"

It was agreed to.
The section was agreed to as amended.
The title was read and agreed to.
And said bill having been read at length the second time, as amended,
On the question,
Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 221, Printer's No. 238, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 236, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" prohibiting the granting of teachers certificates to persons with communicable diseases or mental disorders and providing for their granting to certain persons with major physical disabilities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 306, entitled:

An Act amending the act of June 21, 1939 (P. L. 626) entitled "Second Class County Assessment Law" requiring that tax exempt property be listed and valued.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 307, entitled:

An Act amending the act of June 26, 1931 (P. L. 1379) entitled "Third Class County Board Assessment Law" requiring that tax exempt property be listed and valued.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent

that House Bill No. 313, Printer's No. 67, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 387, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" providing that no person holding the office of justice of the peace shall act as secretary or secretary-treasurer of the board of township supervisors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 389, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing the purchase or condemnation of unobstructed views at curves and intersections.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MALLERY offered the following amendment:

Amend Sec. 1 (Sec. 1767), page 2, line 15, by adding after "lands":

"except poles used in furnishing telephone, telegraph or electric service to the public."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. MALLERY. Mr. President, I ask unanimous consent that Senate Bill No. 389, Printer's No. 421, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 493, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 843, entitled:

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation classes and schools for handicapped children.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 845, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled "General Appropriation Act of 1957" changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 22, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing payments to joint school boards and joint school committees by the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 61, entitled:

An Act amending the act of June 25, 1947 (P. L. 951), entitled, as amended, "An act defining and providing for the licensing and regulation of private academic schools; . . ." exempting natural persons or families providing physical care to children under six years of age from provisions of the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 183, entitled:

An Act amending the act of May 29, 1931 (P. L. 280), entitled "Local Delinquent Tax Return Law," providing that notice to the owner or terre tenant of lands to be sold for taxes be served by registered or certified mail.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 194, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing provisions relating to reimbursement on account of school building rentals and sinking fund charges in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 201, entitled:

An Act amending the act of June 5, 1947, (P. L. 426), entitled "The Pennsylvania Seed Act of 1947," including the words "nursery crops" in the definition of "agricultural seeds" adding and removing certain packaging and labeling requirements and granting additional powers to the department.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 202, entitled:

An Act amending the act of July 22, 1913 (P. L. 928), entitled "Domestic Animal Disease Suppression Law," prohibiting the sale or use of virulent live virus except under certain circumstances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 259, entitled:

An Act amending the act of April 18, 1949 (P. L. 512), entitled "Fiduciaries Act of 1949," revising and changing provisions relating to settlement of small estates on petition, family exemptions, persons entitled to letters of administration, delegation of power, distribution by guardian of incompetent personal representative or trustee, distribution of small estates bonds of guardians named in conveyance and powers, duties and liabilities of guardians appointed by court.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 287, entitled:

An Act amending the act of May 21, 1931 (P. L. 149), entitled, as amended, "The Liquid Fuels Tax Act," further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 315, entitled:

An Act amending the act of July 2, 1935 (P. L. 589), entitled "Milk Sanitation Law," relieving the Secretary of Health and the Advisory Health Board of certain powers and duties imposing powers and duties on the Secretary of Agriculture defining certified milk and canned milk and providing for the sale of canned milk establishing certain fees requiring additional information to be on milk when sold providing that a brucellosis test be given to certain cows permitting milk plants to be used in the proparation of certain fruit juices and milk products and extending certain provisions of the act to milk products.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 356, entitled:

An Act amending the act of February 28, 1956 (P. L. 1154), entitled, as amended, "Incompetents' Estates Act of 1955," providing for evidence of mental condition to be submitted by deposition or affidavit of a physician or psychiatrist of any city-owned hospital or institution.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 375, entitled:

An Act amending the act of April 6, 1951 (P. L. 69), entitled "The Landlord and Tenant Act of 1951," exempting additional property from execution by landlord for nonpayment of rent.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 400, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting the malicious injury or destruction of property of others; and prescribing penalties therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 412, entitled:

An Act authorizing courts to alter, modify, suspend reinstate, terminate, amend or rescind any order decree judgment or sentence for a period of thirty days from the date of entering of record the order, decree, judgment or sentence.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 421, entitled:

An Act amending the act of July 24, 1913 (P. L. 965), entitled "Commodities Weight and Measure Law," regulating the sale and delivery of vegetable and flower seeds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 434, entitled:

An Act amending the act of June 21, 1937 (P. L. 1982), entitled "An act authorizing the Supreme Court of Pennsylvania to prescribe rules of practice and procedure in civil actions at law and in equity in certain courts of

this Commonwealth, to prescribe rules and regulations for the conduct of any general business either civil or criminal by judges of any court of record; . . ." granting the power to prescribe rules of practice and procedure in civil matters in the courts of quarter sessions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bil No. 499, entited:

An Act amending the act of June 1 1945 (P. L. 1340) entitled "Motor Vehicle Safety Responsibility Act," by changing the short title of the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 500, entitled:

An Act consolidating and revising the Vehicle Code the Tractor Code the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership possession and use of vehicles and tractors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 511, entitled:

An Act providing for the taxation of lessees and users of tax exempt property.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 512, entitled:

An Act amending the act of December 27, 1951 (P. L. 1742), entitled, as amended, "The Realty Transfer Tax Act," providing that certain transefrs which are not subject to the tax need not be accompanied by affidavits.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 530, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing the Superintendent of Public Instruction to withhold appropriations from school districts and arrange payments to lending agencies in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 587, entitled:

An Act providing for the destruction of certain records and papers upon petition in cities of the first class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 619, entitled:

An Act amending the act of July 8, 1957 (P. L. 594), entitled "Pennsylvania Cigarette Tax Act of 1957," continuing the additional excise tax for a limited period of time and imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds to create the Korean Conflict Veterans' Compensation Fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 620, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund defining the powers and duties of the Governor the Auditor General the State Treasurer and the Board of Finance and Revenue in relation thereto and providing for the payment of interest on and the redemption and refunding of such bonds and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

PETITIONS AND REMONSTRANCES

Mr. FLEMING. Mr. President, several weeks ago, there was presented to both the House of Representatives and to the Senate of Pennsylvania the Report of the Commission on Constitutional Revision. In that report, there were some twenty Class 1 recommendations for possible amendment to the Constitution. Practically none of these Class 1 recommendations have been introduced.

I have had prepared, and will have ready by next Monday, bills to be introduced which will take care of those Class 1 recommendations. I do that on behalf of the Commisison, of which I had the honor to be secretary. I have no pride in authorship of those bills. Any Member of the Senate, from either side, who wishes to introduce any of those bills, if they will see me sometime on Monday, I will gladly give them the bills, which will have been drafted by the Legislative Reference Bureau for introduction. My only purpose in doing this is in order that the work of this Commission, which worked so diligently and well over a period of a year, can be brought before the General Assembly. Then, of course, it becomes the province of the General Assembly to do what it will with the bills.

However, I certainly think we owe it to that Commission to see that those bills are prepared, are introduced, and are put into printed form. Again, any of you Members, from either side of the Senate, who wish to sponsor any of these bills, if you will see me, I will certainly be happy to turn them over to you next Monday.

Mr. HAYS. Mr. President, my remarks hardly come under either petitions or remonstrances, but are simply a comment that earlier in the afternoon this Body acted favorably upon the nomination by the Governor of Mrs. Harriet Thompson, to the State Hospital Board of Philipsburg, Pennsylvania.

Particularly, for the older Members, I think I should report that Mrs. Harriet Thompson is the wife of the Honorable E. J.—"Jack"—Thompson, who served with distinction in this Senate some years ago. Since he is one of my

constituents, I think he would like me to say to you, "Thanks for confirming my wife to this important Board."

Incidentally, to the older Members, also, of course, Jack Thompson has not been in good health for ten or fifteen years. If any of you get within ten or fifteen miles of Philipsburg, you should drop in and see him.

The PRESIDENT. Thank you, Senator Hays.

Mr. CONFAIR. Mr. President, last week I introduced Senate Bill No. 498, the purpose of which was to save $100,000 for the State of Pennsylvania. I realize that $100,000 today does not sound like much, while we are spending millions and up into the billions, but it is one-tenth of a million dollars.

Something unusual has happened since this bill was introduced last week. The Pennsylvania Athletic Commission held a meeting, something which is very unusual. They had their meeting last Thursday, in Pittsburgh, at which time certain statements were made. Now I accuse the State Athletic Commission of shadowboxing with the truth and being as loose with irresponsible statements as it is with the taxpayers' money.

The bill which I proposed would transfer the duties to the Deputy Secretary of the Commonwealth. It drew the ire of the three boxing commissioners and resulted in a series of statements by Chairman Jim Crowley and associates, Alf Kline and Paul Sullivan.

One would gather that a great crime had been committed because I suggested that a good start towards practicing the economy which Governor Lawrence has pledged be made by disposing of the dead wood gathered under the guise of regulating Pennsylvania boxing. As every fair-minded Pennsylvanian knows, and many of the ablest newspapermen have said, there has not been any boxing to regulate in our State for the past four years. However, from the way the Commissioners have been shadowboxing with the truth, one might be led to believe these fistic freeloaders, as they have been called by the press, were an imperative part of our life, rather than inglorious examples of waste and extravagance.

There is not enough work for one man, let alone three, and Mr. Kline must be conscious of the fact. He is quoted as saying, "No one man could supervise amateur and professional boxing and wrestling in Pennsylvania." Since he has brought up the one man commission idea, Mr. Kline might care to know that such major States as New Jersey, Connecticut and Massachusetts, among many, have a single commissioner. I never heard any of these men say they were overworked.

Mr. Kline and his associates, who are as loose with irresponsible statements as they are with the taxpayers' money, are quoted as saying, "Boxing never was intended to be self-supporting." Mr. Kline had better familiarize himself with the history of the McBride Act, which was created in 1923, to earn the money necessary to place markers on the graves of American soldiers from World War I, buried on French soil. The then efficiently regulated Pennsylvania boxing not only accomplished this mission, but for three decades thereafter contributed tens of thousands of dollars to the State Treasury. In not one of these years, before the Leader Administration, did the Pennsylvania Athletic Commission operate at a deficit.

Mr. Crowley, who seems to be more realistic, says, "Boxing is in the doldrums." If "doldrums" means dead and buried, I will concede Mr. Crowley is the only one who approached the facts. For the past four years, amateur boxing has been the lone activity of consequence, and then on a part time basis.

We do not need a commission to supervise the amateurs, Mr. President. The Amateur Atheltic Union, which licenses each club and contestant, can handle this detail as it does now with a great saving to the taxpayers. The mention of wrestling, in conjunction with the Commission activity, is in keeping with the asinine endeavor to keep these professional clowns and loafers on the job. The rules of the Commission and the McBride Act list wrestling as an exhibition, something akin to a burlesque show. If this nonsense requires regulation, an entertainment committee should do the job.

Again, Mr. President, I ask what, if anything, the three so-called "do nothing" commissioners have done since 1955 to justify the huge cost involved. I would welcome an answer, but anticipate none. Since there is no cause or defense for the continuation of a supervisory force which has nothing to supervise, I shall continue my efforts to abolish this useless commission and save the taxpayers $100,000.

Mr. WEINER. Mr. President, I hope that the fight which Senator Confair is having with the Boxing Commission is being staged under its auspices and that he has its full approval.

I think one of the points which the gentleman misses is that the purpose of the boxing commissions—the one that has been functioning most effectively is the one in New York, where they probably have more problems with that kind of activity than we do—is to keep an undesirable element out of boxing. As a matter of fact, the Pennsylvania Boxing Commission, not too long ago, did undertake such investigations and I think even suspended some licenses at that time of some of the undesirable elements which were creeping into this sport.

I would suggest to Senator Confair that if he feels this Commission is not necessary and if he has facts and figures to sustain his position, other than ridiculing these people, I think one of the things we should do is engage in a constructive type of criticism and not a destructive type.

Rather than take out his ill feelings on the Commissioners,—all of whom I think are fine gentlemen and none of whom has ever had any kind of aspersions cast on their character or their good names—I think Senator Confair should present his facts to us in a quiet manner so that we can take them up with the proper authorities and alleviate the situation. If, of course, Senator Confair's purpose is not to draw attention to this matter and not to obtain the added publicity which goes with it, I am sure he will heed to my suggestion and try to take care of this situation.

Mr. CONFAIR. Mr. President, I agree with Senator Weiner to a certain extent. I think I have a lot of facts and information which I would like to present. I have nothing against any of these Commissioners, personally. If I were to pick a czar out of this group, it naturally would be a tough job. The man at the head of the Boxing Commission would be a czar. I could not choose Mr. Crowley because he has only had about ten boxing bouts during the last three years. He has no experience. I could not choose Mr. Kline, because I understand he is overenthusiastic about this boxing business. It has been said that

he owns quite a few boxers. However, that is just hearsay.

I think Mr. Sullivan would be a wonderful man as the head of the Boxing Commission. I think he is capable, if he gives up his job with the Pittsburgh Sun-Telegraph.

However, Mr. President, I would like for the Chairman of the Committee to bring this bill out of committee, and then I think we could have a thorough discussion on it.

Mr. WEINER. Mr. President, apparently, the gentleman was not listening when I was speaking to him. Not to take thet time of this Senate, but to point out again to Senator Confair that by casting aspersions on these gentlemen—I happen to know Mr. Kline quite well and I happen to know that he is a respected member of the Philadelphia Bar Association. I also happen to know that he does not own any fighters. If he does, I would like to know about it. I would not like to find out about it on the floor of this Senate or for the purpose of these newspapermen or anybody else who happens to be here. I think, however, that it should be brought to our attention and to the Governor's attention, in order for him to take appropriate action.

If it is his purpose to cast doubt on these men, whom the gentleman professes to have great respect and regard for and then proceeds to blacken their names, but I do not think this is the purpose of his bill. I think we should quietly talk this matter over.

Maybe Senator Confair's bill is not the right step in that direction. I think some of the senior Members of the Senate can direct Senator Confair in the right path so that we can accomplish a useful purpose rather than try to wipe out a commission. That will not save money. If he is talking about czars, czars usually bring on revolutions which only cost more money in the end to the taxpayers and everyone else concerned.

If Senator Confair is genuinely interested in this problem and wants to do something about it, I think the leadership on both sides would be very happy to look at his facts and figures. If they are just not rumors or hearsay, thereby hurting reputations, we will be most happy to cooperate with him or anyone else here to bring this matter to task and save the Commonwealth the money about which Senator Confair is talking.

BILLS INTRODUCED AND REFERRED

Mr. WEINER. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. WEINER, BARR, WAGNER, ROONEY, CAMIEL and BERGER read in place and presented to the Chair Senate Bill No. 584, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," increasing the maximum number of officers and men in the aggregate in the Pennsylvania State Police, and making editorial changes.

Which was committed to the Committee on State Government.

Mr. WEINER, on behalf of Mr. LANE, read in place and presented to the Chair Senate Bill No. 585, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," prohibiting the operation of truck tractors on narrow streets or highways.

Which was committed to the Committee on Highways.

Mr. BERGER. Mr. President, may we be at ease, awaiting communications from the House?

The PRESIDENT. The Senate will be at ease.

The Senate was at ease.)

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 764

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 764, entitled:

An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster.

BILL SIGNED

The President (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bill:

House Bill No. 764, Printer's No. 211.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Monday, April 13, 1959, at 3:00 o'clock, p.m., Eastern Standard Time.

Mr. WEINER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:25 o'clock, p.m., Eastern Standard Time, until Monday, April 13, 1959, at 3:00 o'clock, p.m. Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, APRIL 7, 1959.

The House met at 12:00 o'clock noon.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Eternal God, Thou Who existed before the beginning of time, Thou Who are time itself, and Thou Who dost extend beyond the fartherest concept of time, we approach Thy throne of mercy aware of the fact that time is of the utmost essence to man in the finite involvements which plague us day by day. We sense the compulsions which continually bring anxiety and concern to the speed with which we live. Help us in this hour to search deeply into the truths of Thy Word, and bring us face to face with the words of the Psalmist: "A thousand years in Thy sight are but as yesterday when it is past." And, O most merciful Father, inspire us to move cautiously with the understanding that by Thy guidance and direction we may in Thy just time accomplish Thy goals for us and for our world. Through Jesus Christ, our Lord, we pray. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Wednesday, April 1, 1959? If not, and without objection, the Journal is approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, April 6, 1959, will be postponed until printed.

The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Messrs. ROVANSEK, FARABAUGH and LOPRESTI. HOUSE BILL No. 1150.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), clarifying the provisions for collection of taxes, and providing for the selection of auditors where a school district is composed of more than one borough or township or parts thereof.

Referred to the Committee on Education.

By Mrs. VARALLO and Mrs. ANDERSON. HOUSE BILL No. 1151.

An Act amending "The Pennsylvania Occupational Disease Act" approved June 21, 1939 (P. L. 566), defining "occupational disease" to include diseases caused by exposure to certain radiation hazards.

Referred to the Committee on Workmen's Compensation.

By Messrs. SHERMAN, STEWART and Mrs. ANDERSON. HOUSE BILL No. 1152.

An Act amending "The First Class City Permanent Registration Act," approved March 30, 1937 (P. L. 115), changing provisions relating to cancellation of registration.

Referred to the Committee on Cities—Counties First Class.

By Messrs. GOODRICH, HELM, E. S. WILLIAMS and WHEELER. HOUSE BILL No. 1153.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), extending the use of dealer's registration plates to patrons while their vehicles are being repaired.

Referred to the Committee on Motor Vehicles.

By Messrs. MAXWELL, MILLS, RIGBY and EWING. HOUSE BILL No. 1154.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) authorizing the use of chemical tests to determine intoxication of persons operating motor vehicles, authorizing the suspension of operators' licenses or permits of persons refusing to submit to a chemical test and making the results of the chemical tests admissible in evidence.

Referred to the Committee on Judiciary.

By Messrs. MAXWELL, MILLS, GOLDSTEIN and RIGBY. HOUSE BILL No. 1155.

An Act amending "The Vehicles Code," approved May 1, 1929 (P. L. 905) regulating the use and sale of brake linings, providing penalties for violations thereof and prescribing powers and duties of the Secretary of Revenue.

Referred to the Committee on Motor Vehicles.

By Messrs. AGNEW and STEWART. HOUSE BILL No. 1156.

An Act abolishing the capital stock tax and franchise tax on the capital stock, . . . of domestic and foreign corporations, . . .; and repealing certain acts requiring the payment of such entities of a tax.

Referred to the Committee on Ways and Means.

By Messrs. BUCHANAN and LOPRESTI. HOUSE BILL No. 1157.

An Act making an appropriation to the Department of Property and Supplies for payment to the Borough of Indiana for defraying the Commonwealth's share of expenses and charges in connection with capital improvements to the Indiana State Teachers' College.

Referred to the Committee on Appropriations.

By Messrs. STONE and HAMILTON. HOUSE BILL No. 1158.

An Act fixing the number of Senators in the General Assembly of the State; apportioning the State into senatorial districts as provided by the Constitution; providing for the election of and the term of office of the present and future elected Senators and repealing inconsistent laws in respect thereto.

Referred to the Committee on State Government.

By Messrs. GIBSON and TOMPKINS. HOUSE BILL No. 1159.

An Act amending the act of August 20, 1953 (P. L. 1217), entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act, approved the twenty-second day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 1987), and making an appropriation," establishing a new reimbursement formula for payments to municipalities and municipality authorities which construct sewage treatment plants.

Referred to the Committee on Municipal Corporations.

By Messrs. GOODRICH, K. B. LEE, VARNER and WYND. HOUSE BILL No. 1160.

An Act providing a permanent allocation of a part of the Liquid Fuels Tax and the Fuel Use Tax proceeds to the Department of Highways, for the paving and improvement of certain State Highways; setting minimum standards and specifications for the paving of State highways; and imposing duties in relation thereto on the Department of Highways.

Referred to the Committee on Highways.

By Messrs. GIBB and HAMILTON. HOUSE BILL No. 1161.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), further regulating reimbursements made by the Commonwealth to union and merged districts and jointures.

Referred to the Committee on Education.

By Messrs. POLASKI and SCHAAF. HOUSE BILL No. 1162.

An Act amending the "City Classification Law" approved June 25, 1895 (P. L. 275), providing for the advance in classification of cities upon their increase in population.

Referred to the Committee on Cities—Third Class.

By Messrs. GOLDSTEIN and WILT. HOUSE BILL No. 1163.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), requiring the Auditor General to submit annual reports to members of the General Assembly relating to certain fees and contracts.

Referred to the Committee on State Government.

By Messrs. WOOD, WILLAREDT, FETTEROLF and SNIDER. HOUSE BILL No. 1164.

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire by gift on behalf of the Commonwealth real property of approximately one acre adjacent to the Hope Lodge property of the Commonwealth; providing for its control, management, supervision, restoration, improvement and maintenance; and making it part of the Hope Lodge property.

Referred to the Committee on State Government.

By Messrs. EILBERG and HOLT. HOUSE BILL No. 1165.

An Act amending the "Banking Code," approved May 15, 1933 (P. L. 624) prohibiting the selling of insurance by banks, banks and trust companies or trust companies.

Referred to the Committee on Banking and Building and Loans Associations.

By Messrs. HAMILTON, STIMMEL, NAUGLE and PRENDERGAST. HOUSE BILL No. 1166.

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one," approved May 17, 1921 (P. L. 789), constituting insurance agents and brokers fiduciaries with respect to funds received as insurance agents or brokers.

Referred to the Committee on Insurance.

By Messrs. VERONA, PRENDERGAST, J. A. O'DONNELL and Mrs. REIBMAN. HOUSE BILL No. 1167.

An Act amending the act of April 4, 1925 (P. L. 127), entitled "An act relating to adoption," authorizing the filing of foreign adoption records in the orphans' court and information relating thereto with the Department of Public Welfare.

Referred to the Committee on Judiciary.

By Messrs. MULDOWNEY, A. M. LEE, GIBSON and STANK. HOUSE BILL No. 1168.

An Act making an appropriation to the Franklin Institute of the State of Pennsylvania at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. POLEN. HOUSE BILL No. 1169.

An Act making a Deficiency appropriation from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes.

Referred to the Committee on Appropriations.

By Messrs. DOUGHERTY, PARLANTE, UJOBAI and ASHTON. HOUSE BILL No. 1170.

An Act repealing the act of January 24, 1956 (P. L. 946), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey real property situate in the Township of West Goshen, Chester County."

Referred to the Committee on State Government.

By Messrs. BLAIR and SCHAAF. HOUSE BILL No. 1171.

An Act amending "The administrative Code of 1929" approved April 9, 1929 (P. L. 177), prescribing powers of the Department of Public Instruction in the television education field.

Referred to the Committee on Education.

By Messrs. HAMILTON, STIMMEL, BROWN and KORNICK. HOUSE BILL No. 1172.

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921 (P. L. 682), increasing the permissible ratio of loan to value of the security for real estate and leasehold loans.

Referred to the Committee on Insurance.

By Messrs. McCANN and A. W. JOHNSON. HOUSE BILL No. 1173.

An Act providing for the continuity of the General Assembly in the event of an attack by an enemy of the United States.

Referred to the Committee on State Government.

By Messrs. McCANN and A. W. JOHNSON. HOUSE BILL No. 1174.

An Act to authorize political subdivisions of this Commonwealth to establish an emergency temporary location, or locations, for their seats of government and to exercise governmental powers and functions thereat.

Referred to the Committee on State Government.

By Messrs. McCANN and A. W. JOHNSON.

HOUSE BILL No. 1175.

An Act providing, in the event of attack upon the United States, for the continuity of the executive and judicial functions of the government of the Commonwealth and the government of political subdivisions of the Commonwealth by providing for an additional officer to act as Governor; providing for emergency interim succession to other executive offices of the Commonwealth and its political subdivision providing for special emergency judges; and authorizing political subdivisions to enact resolutions and ordinances relating to the subject.

Referred to the Committee on State Government.

By Messrs. McCANN and A. W. JOHNSON.

HOUSE BILL No. 1176.

An Act to authorize the establishment of an emergency seat of government for the Commonwealth and to authorize the exercise of governmental powers and functions thereat during periods of emergency.

Referred to the Committee on State Government.

By Mr. ROVANSEK, Mrs. KOOKER and Mr. ISAACS. HOUSE BILL No. 1177.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) prescribing penalties for operators who fail to notify the Department of Revenue of a change of address within the time required by law.

Referred to the Committee on Motor Vehicles.

By Messrs. BRETH, DOWN, CURWOOD and WILLARD. HOUSE BILL No. 1178.

An Act promoting safety by regulating vessels, water skiing, and aquaplaning upon the waters of this Commonwealth; conferring powers and imposing duties on the Department of Revenue and the Pennsylvania Fish Commission; prescribing penalties; making an appropriation from the General Fund to the Fish Fund and providing for the reimbursement of the General Fund.

Referred to the Committee on Fisheries.

By Messrs. NEEDHAM, BELL, OGILVIE and SCARCELLI. HOUSE BILL No. 1179.

An Act amending "The Military Code of 1949" approved May 27, 1949 (P. L. 1903) providing for powers, responsibilities, duties and limitations of the Governor; * * * including the Pennsylvania Air National Guard within the provisions of this act.

Referred to the Committee on Military Affairs.

By Messrs. LIPPINCOTT, TOMPKINS, DEVLIN and RUDISILL. HOUSE BILL No. 1180.

An Act consolidating, revising and amending the divorce laws of the Commonwealth of Pennsylvania.

Referred to the Committee on Judiciary.

By Messrs. LIPPINCOTT, TOMPKINS, DEVLIN and RUDISILL. HOUSE BILL No. 1181.

An Act consolidating, revising and amending the marriage laws of the Commonwealth of Pennsylvania.

Referred to the Committee on Judiciary.

By Messrs. SCHAAF, PRENDERGAST, Mrs. MUNLEY and Mr. O'DELL.

HOUSE BILL No. 1182.

An Act authorizing counties, cities, boroughs, towns or townships to maintain actions for injunctions against persons, partnerships, firms, associations or corporations in order to prevent the sale, distribution, acquisition or possession of certain articles or matters of an indecent character.

Referred to the Committee on Judiciary.

By Messrs. SCHAAF, PRENDERGAST, Mrs. MUNLEY and Mr. O'DELL.

HOUSE BILL No. 1183.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), requiring reports to the sheriff by dealers and distributors of certain literature and fixing a fee upon making such reports.

Referred to the Committee on Judiciary.

By Messrs. GOODRICH, HAMILTON, MACHMER and POLEN. HOUSE BILL No. 1184.

An Act amending the "Public Schol Code of 1949," approved March 10, 1949 (P. L. 30), providing for reimbursement to school districts on account of depreciation charges for certain vehicles.

Referred to the Committee on Education.

By Messrs. McLAUGHLIN, FILO, Mrs. REIBMAN and Mrs. DONAHUE.

HOUSE BILL No. 1185.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905), further regulating speed restrictions; fixing penalties and prescribing powers and duties of the Secretary of Highways.

Referred to the Committee on Motor Cehicles.

By Messrs. GOLDSTEIN, KORNICK, Mrs. REIBMAN and Mr. RIGBY.

HOUSE BILL No. 1186.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905), authorizing the use of radiomicrowave equipment in timing speed, further regulating convictions and prescribing powers and duties of the Secretary of Revenue.

Referred to the Committee on Motor Vehicles.

By Messrs. GOLDSTEIN, KORNICK, STONE and RIGBY. HOUSE BILL No. 1187.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) providing for restrictions on speed of certain vehicles in certain cases and penalties for violation thereof.

Referred to the Committee on Motor Vehicles.

By Messrs. DOUGHERTY, STONE, Mrs. PASHLEY and Mrs. DONAHUE.

HOUSE BILL No. 1188.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) providing for the classification and issuance of various types of motor vehicle operator's licenses and prescribing penalties.

Referred to the Committee on Motor Vehicles.

By Mr. SAKULSKY. HOUSE BILL No. 1189.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), prescribing duties of magistrates and providing for the suspension of operating privileges in cases of speeding and illegal passing buses.

Referred to the Committee on Motor Vehicles.

By Messrs. SAKULUSKY, KORNICK and McLAUGHLIN. HOUSE BILL No. 1190.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) provisions for the revocation of operating privileges of persons violating certain provisions of the act and making racing on highways unlawful.

Referred to the Committee on Motor Vehicles.

By Messrs. RIGBY, GOLDSTEIN and Mrs. REIBMAN. HOUSE BILL No. 1191.

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) providing for periodic examination or re-examination of operators and penalties for the violation of licensing provisions.

Referred to the Committee on Motor Vehicles.

By Messrs. K. B. LEE, CLARKE, E. S. WILLIAMS and GOODRICH. HOUSE BILL No. 1192.

An Act regulating loans and installment payment contracts for real estate improvements; fixing interest rates and collection costs; and the liability on notes and other instruments in the form of negotiable instruments given for such obligations; and fixing penalties.

Referred to the Committee on Judiciary.

By Messrs. HAMILTON, STONE and DONALDSON. HOUSE BILL No. 1193.

A Joint Resolution proposing an amendment to article three, section eighten of the Constitution of the Commonwealth of Pennsylvania, permitting apropriations to be made for monetary loans to students.

Referred to the Committee on Education.

By Messrs. DONALDSON and CLARKE. HOUSE BILL No. 1194.

An Act amending the "Public School Employes' Retirement Law," approved July 18, 1917 (P. L. 1043), changing the provisions as to contributors who died before retirement.

Referred to the Committee on State Government.

By Messrs. RUDISILL, T. H. W. JONES, A. M. LEE and GAILEY. HOUSE BILL No. 1195.

An Act providing for the imposition of certain taxes upon the transfer of property passing from a decedent who was a resident of the Commonwealth at the time of his death or presumed death and of property having its situs in the Comomnwealth of a decedent who was a nonresident of the Commonwealth at the time of his death or presumed death; * * *.

Referred to the Committee on Judiciary.

By Messrs. DEVLIN, MIHM, DONALDSON and WILT. HOUSE BILL NO. 1196.

An Act making an appropriation to the Gumbert School for Girls situate in Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. DEVLIN, MIHM, DONALDSON and WILT. HOUSE BILL No. 1197.

An Act making an appropriation to the Thorn Hill School for Boys situate in Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. POLLASKI, SCHAAF, O'DELL and BLAIR. (Concurrent) RESOLUTION No. 53.

In the House of Representatives, April 6th, 1959.

Whereas, Good business climate is hereby defined as follows:

1. Fair and equitable treatment in legislation and administrative regulation for all segments of Pennsylvania's economy.

2. A framework of government, the support of which adds no greater cost to doing business than the cost of government imposed by other industrial states.

3. Equitable tax policies, and restriction of the cost of government to reasonable levels.

4. Fair treatment for all in legislation and administration of labor-management relations affairs.

5. Fostering, in the public interest, an economic atmosphere which will enable Pennsylvania's agriculture and industry to compete for out-of-state markets, remembering that wide marketing of Pennsylvania products brings wealth into the State, thereby raising the standard of living of all of our people; and

Whereas, For reasons hereinafter set forth, it will be critically important for Pennsylvania to create and maintain a good business climate; and

Whereas, Pennsylvania's population is increasing at the rate of about 60,000 persons per year; and

Whereas, The capital investment necessary to provide jobs for the expected 20,000 new workers each year will be in excess of three hundred million dollars ($300,000,-00) annually; and

Whereas, Industry and agriculture are the prime movers of the rest of the business economy; and

Whereas, Healthy industry broadens the tax base, thereby providing much-needed revenues for community facilities and government services for all our people; and

Whereas, In this era of rapid industrial expansion and relocation throughout the United States, industries, selecting locations, are vitally concerned about the comparative business climates among the states; and

Whereas, A good business climate attracts needed industrial payrolls, while a bad business climate tends to deter new payrolls from coming to a state and to drive established payrolls away; now, therefore, be it

Resolved (the Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania henceforth shall examine all proposed legislation relating to business, industry and agriculture in terms of its effect upon the business climate of the State, and shall determine whether such legislation may have any future discriminating or deterring effect upon the investment of capital and the creation of needed payrolls in Pennsylvania; and be it further

Resolved, That the members of the General Assembly hereby request the Governor, and the head of each department, board and commission in the State government to examine their own discretionary actions and orders in any way relating to business, industry and agriculture in terms of the effect of such governmental action upon the business climate in Pennsylvania; and be it further

Resolved, That the Chief Clerk of the House of Representatives and Secretary of the Senate are hereby directed to transmit suitable copies of this resolution to the Governor, and to the head of each department, board and commission in the government of the Commonwealth of Pennsylvania.

Referred to the Committee on Rules.

By Messrs. EWING and COOPER. RESOLUTION (Not Printed).

In the House of Representatives, April 6, 1959.

That splendid organization known as the Mt. Lebanon High School Band has again brought honor to the Commonwealth of Pennsylvania.

The Mt. Lebanon High School Band, which has consist-

ently been one of the outstanding bands in this State, marched in the 1954 Tournament of Roses Parade in Pasadena, California. Now again, in 1959, the band was honored with an invitation to return to the Tournament of Roses Parade.

Those of us who observed this magnificent spectacle on television will recall for many years to come the feeling of pride which surged within us when the Mt. Lebanon High School Band marched into view, and, amid the cheers of the throng, we heard the announcement that this outstanding group of musicians and performers came all the way from Pennsylvania. We will remember with admiration the beautiful renditions and precision marching which followed, as the Mt. Lebanon High School Band preceded the float commemorating Pittsburgh's Bi-Centennial. The many long hours of ardent practice which must have been spent in preparation for this event were certainly evidenced by the flawless performance given; therefore, be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania hereby extends to each member of the Mt. Lebanon High School Band its sincere congratulations for their excellent performance in the 1959 Tournament of Roses Parade which so well exemplified the character and ability of Pennsylvania's youth; and be it further

Resolved, That copies of this resolution be transmitted to Dr. Ralph D. Horsman, Superintendent of Mt. Lebanon Schools, to Dr. Nelson Mills, Principal of Mt. Lebanon High School, and to Mr. Philip Prutzman, Band Director of Mt. Lebanon High School, Mt. Lebanon, Pittsburgh, Pennsylvania.

Referred to the Committee on Rules.

By Mr. WORLEY. RSEOLUTION (Not Printed).

In the House of Representatives, April 6, 1959.

The death of Orville Newman, Littlestown, R. D. No. 2, Pennsylvania, was a great loss to his friends, family and community.

Mr. Newman, who operated a farm in Mount Joy Township, Adams County, was active in local politics and served as Secretary and Treasurer of the Board of Township Supervisors while serving as Township Supervisor; therefore be it

Resolved, That each member of this House of Representatives extend his personal sympathy to the surviving members of Mr. Newman's family upon their recent loss and bereavement; and be it further

Resolved, That a copy of this resolution be sent to Mrs. Orville Newman at his home in Littlestown, R. D. No. 2, Pennsylvania.

Referred to the Committee on Rules.

By. Mr. WORLEY.

RESOLUTION (Not Printed).

In the House of Representatives, April 6, 1959.

The death of Ervin Harbold, R. D. No. 1, York Springs, Pennsylvania, on Decbember 27, 1958, was a great loss to his family, friends and community.

Mr. Harbold, a long-time resident of Latimore Township, Adams County, and one of the area's outstanding citizens, was previously married to the former Mabel Guise and was a school director for eighteen years in addition to his life work as farmer and assistant mail carrier on York Springs, R. D.; therefore be it

Resolved, That a copy of this resolution be sent to Mrs. Ervin Harbold, York Springs, R. D. No.1, Pennsylvania.

Referred to the Committee on Rules.

By Mr. REINDENBACH, Mrs. MUNLEY, Messrs. WARGO, NEEDHAM and EDWARDS.

RESOLUTION (Not Printed).

In the House of Representatives, April 6, 1959.

Scranton and the entire Commonwealth have lost a genuine friend in the passing of Miss Elizabeth Lynett, the copublisher of the Scranton Times and coowner of Radio Station WEJL. For thirty-five years of her life, she devoted her time to her newspaper, her community, her church and her Nation.

Miss Lynett was one of the most widely known women in northeastern Pennsylvania. Outside of the newspaper, her personal kindness over the years and willingness to lend a "helping hand" to strangers as well as friends in distress were regarded as among Miss Lynett's most outstanding traits. Much of her help was extended either anonymously or at least without fanfare.

As a militant, crusading journalist whose single-handed efforts did much to eliminate the evil of Scranton area sweatshops in the mid-thirties, Miss Lynett was fitting herself to a pattern of family precedent.

Elizageth R. Lynett was a native of Scranton, having been born there on July 23, 1902. She attended the local schools and was graduated from Trinity College in Washington, D. C. in 1923. For the next twenty years she remained a member of the news staff of the Times but she always found time to make constributions of time, effort and money to welfare, cultural, church and civic projects. Her last contribution was made only a few days ago when she and her brother, Edward J. Lynett, as copublisher of the paper, pledged $50,000 to the Lackawanna Industrial Fund Enterprises, better known as LIFE.

Pennsylvania and the world can surely use more people like Miss Lynett—people who think of others and try to help those who need help. If all of us were to follow the "Golden Rule" as Elizabeth Lynett did throughout her all too short life, this world of ours would be a much better place to live in; therefore be it

Resolved, That the House of Representatives extends its deepest sympathy to the people of the Scranton Area who have indeed lost to the Great Beyond one of their best friends; and be it further

Resolved, That the House of Representatives extends its profound regret to Mr Edward J Lynett on the passing of his co-publisher and sister; and be it further

Resolved, That copies of this resolution be sent to Mr. Edward J. Lynett, 1636 N. Washington Avenue, Scranton and the Scranton Times, Pennsylvania Avenue and Spruce Street, Scranton.

Referred to the Committee on Rules.

By Messrs. WEIDNER, MACHMER, LUIGARD, BALTHASER and YATRON.

RESOLUTION (Not Printed)

In the House of Representatives, April 6, 1959.

The people of Berks County and especially those residing in West Reading are basking in glory today because, for the first time in P.I.A.A. history, two State basketball champions are from the same conference. On Friday night, March 20, 1959, Kutztown won the class B championship and West Reading won the class C title.

Albright College's fieldhouse was the scene of the victory for the Cowboys from West Reading High, as they defeated a fine Lilly Washington High team by a score of 74 to 55. This was the first State championship for the school, and they richly deserve all the honors being bestowed upon them. Their record of 27 victories and one defeat in the march to the crown is outstanding and it is fitting to note that their one loss was to their neighbor Kutztown who also went on to earn the title of State High School Basketball Champion in their class.

The hard play and clean sportsmanship displayed by the team were two of the factors responsible for the championship, but praise must also be showered upon the coach of the West Reading Cowboys. If it wasn't for the fine work and guiding hand of Roy Bilger, the team would never have made it to the top as they did.

With the spirit of individual responsibility and team cooperation that typifies America the team, students, coaches and members of the faculty of West Reading

High School have established sports as one of our best citizen builders and they have firmly implanted in the minds of our young men the desire to be a generous winner and a good loser.

Every member of the winning team deserves credit for the victory but if one boy must be singled out for stardom, it certainly would be Ron Krick who broke two records when he threw in 35 points on 15 field goals in the final game.

The victory is well deserved and the honor well placed, for during the season and in the play-offs the team has established an enviable reputation for skill and determination, but even more for clean playing, fairness and good sportsmanship; therefore be it

Resolved, That the members of the House of Representatives congratulate the West Reading High School basketball team on their glorious victories, and be it further

Resolved, That a copy of this resolution be presented to the team through the coach, Mr. Roy Bilger who is here with us today and who will accept our congratulations on behalf of the West Reading High School championship basketball team; and be it further

Resolved, That the members of the team, Dennis Becker, Michael Formicone, Edward Goodwin, Hans Hass, Jack Ruesman, Ronald Krick, Grant Krow, Edward Kuhn, Jack Moyer, Ricardo Scalese, James Walker, and Robert Wheeler stand at this time and be recognized; and be it further

Resolved, That copies of this resolution be sent to the high school principal, Authur B. Hummelberger and the athletic director, John Shaner in West Reading.

Referred to the Committee on Rules.

By Messrs. MACHMER, LUIGARD, YATRON, BALTHASER and WEIDNER.

RESOLUTION (Not Printed)

In the House of Representatives, April 6, 1959.

Kutztown High School and West Reading High School helped the Berks County Scholastic Basketball Conference make P.I.A.A. history on March 20, 1959 when they both won the State basketball championship for their respective class. This was the first time in the long history of the P.I.A.A. that two State champions in the same season were from the same circuit. We're sure that the residents of Berks county are proud of their teams and they certainly have the right to be.

To the people of Kutztown the honor and glory is even more significant because it was the third time the school has emerged victorious in their quest for the class B crown. To add to this we must also praise the team for its wonderful season record as they finished unbeaten in the 29 games they played. They are the only team in the Commonwealth that can boast of an undefeated season.

The Cougars from Kutztown climaxed their perfect season with a smashing 51 to 34 victory over the District 10 representative West Middlesex to bring home the laurels. The game was played at Westminster College in New Wilmington, Pennsylvania. The coach John Silan has put this team a notch or two ahead of his other State champions by saying that they were the best overall team he ever had. The Kutztown mentor has always instructed his teams to fight hard but in a clean sportsmanlike manner and the team at the championship game displayed the fact that his instructions were followed to the letter.

Our congratulations for this great victory are certainly in order and we will extend them. However, this team, the student body of the Kutztown Area High School, Coach John Silan and the supervising principal Paul C. Dunkelberger deserve congratulations for something far more important, that is the inspiring display of good sportsmanship and good citizenship they have shown during the entire season. The members of the staff and faculty have worked earnestly and hard to supply our State with that which it needs most—good citizens. They have been successful. The students have responded to their teaching and good examples and have in turn shown an example of right living which everyone may well emulate; therefore be it

Resolved, That the House of Representatives extends its heartiest congratulations to the team and coach of Kutztown High which is a true champion in every sense of that word, and be it further

Resolved, That a copy of this resolution be presented to the coach Mr. Silan who is here in the House today, and be it further

Resolved, That the team consisting of Milton L. Borrell, Terry Christman, Dennis J. DeTurk, Lee D. DeTurk, Richard W. Houck, Harry H. Kline, Edwin F. Kutz, Stanley R. Saul, Philip Scheidt, Gene R. Stump, Kraig A. Wagaman, and Glenroy Wiltrout stand at this time and be recognized and be it further

Resolved, That a copy of this resolution be sent to the school.

Referred to the Committee on Rules.

By Mr. O'NEIL. RESOLUTION (Not Printed).

In the House of Representatives, March 6, 1959.

Miss Marlene Brazinski, a senior at St. Catherine's High School and daughter of Mr. and Mrs. Anthony Brazinski, of 406 South Avenue, DuBois, gained the highest oratorical honors in Pennsylvania on Friday evening, March 20, 1959, when she won first place in the American Legion's 1959 finals in state competition held at Pennsylvania State University.

Miss Brazinski, in her prepared address spoke on "The Living Constitution," and in her extemporaneous talk on Article 1 of the United States Constitution.

Miss Brazinski transferred to St. Catherine's High School after receiving her elementary education at St. Joseph's School. She has reflected a great measure of honor on her high school in capably demonstrating the results of the fine training she has received there in oratory as well as in other subjects. As she goes on to represent the Commonwealth of Pennsylvania in the sectional and national competition of the American Legion Oratorical Contest to be held in Baltimore, and later in San Francisco, the citizenry of Pennsylvania can take just pride in this fine young woman as the representative of the Commonwealth; therefore be it

Resolved, That the House of Representatives hereby extends its hearty congratulations to Miss Marlene Brazinski on her outstanding attainment when she won first prize in the state competition, and extends its every wish that her successes continue to mount in her future fields of endeavor, and be it further

Resolved, That a copy of this resolution be forwarded to Miss Brazinski at her home, 406 South St., DuBois, Pennsylvania.

Referred to the Committee on Rules.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 6, 1959

Resolved, (the House of Representatives concurring), That when the Senate adjuorns this week, it reconvene on Monday, April 13, 1959, at three o'clock p.m., EST and when the House of Representatives adjuorns this week, it reconvene on Monday, April 13, 1959, at four-thirty o'clock p.m., EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

HARRISBURG CHAPTER, LEAGUE OF WOMEN VOTERS WELCOMED

The SPEAKER. The cair notes the presence in the House of the Legislative Commission of the Harrisburg Chapter of the League of Women Voters. They are the guests of the gentleman from Dauphin, Mr. Oglivie.

STUDENTS OF GREENCASTLE-ANTRIM HIGH SCHOOL WELCOMED

The SPEAKER. The Chair also notes the presence in the House of 118 members of the Junior Class of the Greencastle-Antrim High School who are here accompanied by their Social Studies teacher, Miss Willoughby. They are the guests of the gentleman from Franklin, Mr. Horst.

STUDENTS OF OLEY VALLEY AREA SCHOOL WELCOMED

The SPEAKER. The Chair notes also the presence in the House of 65 students of Alsace Township, Berks County. They are members of the sixth grade of the Olney Valley Area Schools, Berks County, and are accompanied by their principal, Mr. Degler. They are the guests of the gentleman from Berks, Mr. Machamer.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. GELFAND for today and tomorrow because of the death of his mother.

REPORTS FROM COMMITTEE

Mr. BELL from the Committee on Judiciary Special, reported as committed, House Bill No. 226, entitled:

An Act permitting certain ambulances, fire apparatus, rescue vehicles and other emergency vehicles to pass over turnpikes, toll roads and toll bridges without paying toll.

Mr. MAXWELL from the Committee on Professional Licensure, reported as committed, House Bill No. 272, entitled:

An Act requiring State licensing boards and agencies to give credit for training received in the armed services of the United States toward requirements for internship, clerkship, apprenticeship and other job training as a prerequisite to issuing a license.

Mr. HAMILTON from the Committee on State Government, reported as committed, House Bill No. 388, entitled:

A Supplement to the "State Employes' Retirement Law" approved June 27, 1923 (P. L. 858) authorizing certification of periods of State employment and transfer of contingent and State annuity reserves and accumulated deductions from the State Employes Retirement System to the retirement systems of counties of the second class.

Mr. T. H. W. JONES from the Committe on State Government, reported as committed, House Bill No. 394, entitled:

An Act amending the "State Employes' Retirement Law," aproved June 27, 1923 (P. L. 858), excepting employes of county health departments in counties of the second class from the act.

Mr. LUIGARD from the Committee on Railroads and Railways, reported as committed, House Bill No. 401, entitled:

An Act requiring common carriers by railroad to furnish flag protection to all trains occupying the main tracts.

Mr. J. P. O'DONNELL from the Committee on Railroads and Railways, reported as committed, House Bill No. 402, entitled:

An Act to repeal Secs. 662, 663 and 730 of "The Penal Code," approved June 24, 1939 (P. L. 872), relating to the imposition of penalties against railroad employes and other persons for certain activities during strikes and against transportation employes for injuries or death resulting from their actions.

Mr. LIMPER from the Committee on Railroads and Railways, reported as committed, House Bill No. 406, entitled:

An Act relating to employers and employes of railroads; and providing for the regulation of health and safety conditions in places of railroad employment.

Mr. CAPITOLO from the Committee on Railroads and Railways, reported as committed, House Bill No. 438, entitled:

An Act compelling common carriers by railroad to man locomotives, trains and other self-propelled engines or machines, with competent employes; providing for the minimum number and qualifications of men so employed; and providing penalties.

Mr. GAILEY from the Committee on Judiciary, reported as committed, House Bill No. 442, entitled:

An Act amending the "Business Corporation Law," approved May 5, 1933 (P. L. 364), prescribing what shall constitute "doing business" by foreign business corporations in this Commonwealth for the purpose of service of process upon the Secretary of the Commonwealth.

Mr. SULLIVAN from the Committee on Cities—Counties First Class, reported as committed, House Bill No. 505, entitled:

An Act amending the "Local Health Administration Law," approved August 24, 1951 (P. L. 1304), extending the provisions thereof to counties of the first class and to municipalities located in counties of the first class.

Mr. SHERMAN from the Committee on Education, reported as committed, House Bill No. 568, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177), giving additional powers and duties to the Department of Public Instruction relating to acquisition of grounds and construction of school buildings.

Mrs. ANDERSON from the Committee on Education, reported as committed, House Bill No. 569, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), changing provisions with respect to acquisition of real property and the disposal thereof.

Mr. GALLAGHER from the Committee on Railroads and Railways, reported as committed, House Bill No. 628, entitled:

An Act regulating the time of payment of wages and earnings of railroad employes.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 668, entitled:

An Act authorizing the licensing of public weighmasters; defining their powers and duties; providing for the collection and disposition of license fees and imposing penalties for violations.

Mrs. KERNAGHAN from the Committee on Boroughs, reported as committed, House Bill No. 693, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing for payment to organizations of American Gold Star Mothers.

Mr. LUTTY from the Committee on State Government, reported as committed, House Bill No. 707, entitled:

An Act amending the act of January 18, 1952 (P. L. 2159), entitled "An act creating the Pennsylvania Public Safety Commission as a commission * * *," increasing the membership of the commission.

Mr. AUKER from the Committee on Judiciary, reported as committed, House Bill No. 734, entitled:

An Act relating to tort claims against the Commonwealth; waiving in part the Commonwealth's immunity from liability for certain torts; * * *.

Mr. RENWICK from the Committee on State Government, reported as committed, House Bill No. 735,, entitled;

An Act relating to the public lands of the Commonwealth; defining such land; providing for the sale of vacant and unimproved public lands and the price to be paid therefor; providing for the conveyance of title to vacant and unappropriated public land to the Department of Forests and Waters for forest culture, forest reservation, or State park purposes; * * *.

Mr. OGILVIE from the Committee on Cities—Third Class, reported as committed, House Bill No. 738, entitled:

An Act amending the act of May 23, 1945 (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

Mr. JUMP from the Committee on Cities—Third Class, reported as committed, House Bill No. 739, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

Mr. TOMPKINS from the Committee on Judiciary, reported as committed, House Bill No. 766, entitled:

An Act amending the "Administrative Agency Law" approved June 4, 1945 (P. L. 1388) requiring the conducting of investigations by agencies as a requisite to the validity of adjudication in certain cases.

Mr. STONE from the Committee on Cities—Third Class, reported as committed, House Bill No. 791, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," authorizing cities to contract with and make payments to transportation authorities for the furnishing of public transportation services.

Mr. PRICE from the Committee on State Government, reported as committeed, House Bill No. 794, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), providing that violations of certain rules promulgated by the Department of Forests and Waters shall be summary offenses, and extending the provisions of the act to include violations at certain additional parks.

Mr. FINEMAN from the Committee on State Government, reported as committed, House Bill No. 795, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing that rules and regulations established by the Department of Forests and Waters governing State parks shall apply to the Pennsylvania State Park at Erie, Washington Crossing Park and Valley Forge Park.

Mr. WILT from the Committee on State Government, reported as committed, House Bill No. 799, entitled:

An Act fixing the fees to be charged by the Department of Internal Affairs.

Mr. STONE from the Committee on Judiciary, reported as committed, House Bill No. 829, entitled:

An Act amending "The General County Assessment Law," approved May 22, 1933 (P. L. 853), removing the restrictions placed upon the expenditure of tax moneys paid under protest; eliminating the payment of interest on refunds.

Mr. P. J. MURPHY from the Committee on Cities—Third Class, reported as committed, House Bill No. 857, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), permitting cities to lease their port facilities for a term not exceeding twenty-five years.

Mr. H. G. MILLLER from the Committee on Cities—Third Class, reported as committed, House Bill No. 878, entitled:

An Act amending " The Third Class City Code" approved June 23, 1931 (P. L. 932) prviding for the payment of service increments to firemen in addition to their pensions.

Mr. RUDISILL from the Committee on State Government, reported as committed, House Bill No. 886, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey two tracts of land, consisting of 5.13 acres, more or less, and 50.50 acres, respectively, situate in Madison Township, Perry County.

Mr. GARLOCK from the Committee on State Government, reported as committed, House Bill No. 887, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey two tracts of land, consisting of 29.60 acres, more or less, and 26.30 acres, respectively, siutate in Woodbury Township, Blair County.

Mr. SILVERMAN from the Committee on Public Health and Sanitation, reported as amended, House Bill No. 892, entitled:

An Act amending the act of July 10, 1935 (P. L. 645), entitled "An act imposing certain requirements on certain hospitals receiving State aid; * * *" regulating the availability of doctors at all hospitals.

Mr. A. J. MURPHY from the Committee on Boroughs, reported as committed, House Bill No. 897, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) specifying the zone of jurisdiction of borough planning commissions.

Mr. KOVOLENKO from the Committee on Boroughs, reported as committed, House Bill No. 908, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) empowering the borough council to adopt a procedure for the sale of personal property of an estimated sale value of less than two hundred dollars ($200), such procedure not to require the approval of each individual sale by the council.

Mr. STONE from the Committee on Cities—Third Class, reported as committed, House Bill No. 927, entitled:

An act amending the act of May 23, 1945 (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," defining years of service to include time spent in the armed forces of the United States upon certain payments.

Mr. LUIGARD from the Committee on Cities—Third Class, reported as committed, House Bill No. 946, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), further providing for the organization, hours of service and compensation of firemen.

Mr. VERONA from the Committee on Boroughs, reported as committed, House Bill No. 947, entitled:

An Act amending the act of September 7, 1955 (P. L. 579), entitled "An act requiring records of deeds in certain cases to report transfers of property to borough, township, school district, town and second class A and third class city tax collectors," providing that all transfers of property in boroughs, townships, school districts, towns and second class A and third class cities shall be reported to the tax collector thereof, and providing that the fee shall be paid by the transferee of such property.

Mr. DENGLER from the Committee on Education, reported as committed, House Bill No. 956, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing expenditures for evaluation of school programs.

Mr. YATRON from the Committee on Education, reported as committed, House Bill No. 957, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing the procedure for a change of classification.

Mr. PARLANTE from the Committee on Cities—Counties First Class, reported as committed, House Bill No. 965, entitled:

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743), eliminating the central police court; providing for central magistrates' courts and for the assignment of magistrates by the chief magistrate.

Mr. COMER from the Committee on Cities—Counties First Class, reported as committed, House Bill No. 968, entitled:

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) creating the position of referee in the traffic court, prescribing their functions and fixing their salaries.

Mrs. PASHLEY from the Committee on Cities—Counties First Class, reported as committed, House Bill No. 969, entitled:

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) providing for the appointment of an acting chief magistrate.

Mr. REIDENBACH from the Committee on State Government, reported as committed, House Bill No. 975, entitled:

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

Mrs. HENZELL from the Committee on Education, reported as committed, House Bill No. 980, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions relating to teaching qualifications, certification of teachers and the registering and recording of certificates.

Mr. ESHLEMAN from the Committee on Education, reported as committed, House Bill No. 981, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions relating to attending high schools in nonresident districts and to the payment of tuition.

Mr. RUDISILL from the Committee on Boroughs, reported as committed, House Bill No. 1035, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing that the civil service provisions of the act shall not apply to the retirement of police and firemen.

Mr. ARLENE from the Committee on Railroads and Railways, reported as committed, House Bill No. 1119, entitled:

An Act requiring attendants at certain railroad grade crossings, and imposing a duty on the Public Utility Commission.

Mr. FRANK from the Committee on Counties, reported as committed, Senate Bill No. 127, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto

Mr. SNIDER from the Committee on State Government, reported as committed, Senate Bill No. 173, entitled:

An Act amending the act of April 25, 1929 (P. L. 723) entitled "An Act regulating the investment of funds by administrative departments * * * " increasing the investment powers of State administrative departments boards commissions or officers

Mr. WOOD from the Committee on State Government, reported as committed, Senate Bill No. 250, entitled:

An Act amending the act of April 9, 1929 (P. L. 343) entitled "The Fiscal Code" providing for additional reimbursement and procedures relative thereto in the auditing of disbursements affairs and accounts and clarifying the provisions relating to audits

Mr. DEVLIN from the Committee on Rules, reported as committed, House Resolution (Not Printed).

BILLS RE-REFERRED

Mr. LEONARD from the Committee on Judiciary Special, returned with the recommendation that it be re-referred to the Committee on Workmen's Compensation, House Bill No. 11, entitled:

An Act amending the "Unemployment Compensation Law" approved December 5, 1936 (1937 P. L. 2897) making persons discharged for failing to give testimony with respect to membership or affiliation with subversive organizations or movements ineligible for compensation.

The SPEAKER: The bill is re-referred to the Committee on Workmen's Compensation.

Mr. SCHWARTZ from the Committee on State Government, returned with the recommendation that it be re-referred to the Committee on Workmen's Compenation, House Bill No. 224, entitled:

An Act amending the "Unemployment Compensation Law" approved December 5, 1936 (1937 P. L. 2897) authorizing the Commonwealth and its political subdivisions and instrumentalities to come within the provisions of the act

The SPEAKER: The bill is re-referred to the Committee on Workmen's Compensation.

Mr. SCHWARTZ from the Committee on State Government, returned with the recommendation that it be re-referred to the Committee on Public Health and Sanitation, House Bill No. 1058, entitled:

An Act relating to plumbing, providing for the regulation of persons engaged in plumbing, prescribing the powers and duties of the Department of Health and those of local governments with respect thereto.

The SPEAKER: The bill is re-referred to the Committee on Public Health and Sanitation.

Mr. SCHWARTZ from the Committee on State Government, returned with the recommendation that it be re-referred to the Committee on Professional Licensure, House Bill No. 1059, entitled:

An Act relating to licensing of persons engaged in plumbing; creating a State Plumbing Board in the Department of Public Instruction; prescribing its powers and duties and those of local governments with respect thereto.

The SPEAKER: The bill is re-referred to the Committee on Professional Licensure.

Mr. SCHWARTZ from the Committee on State Government, returned with the recommendation that it be re-referred to the Committee on Public Health and Sanitation, House Bill No. 1076, entitled:

An Act empowering the Commonwealth to acquire land and operate burial grounds for the disposal of radioactive materials.

The SPEAKER: The bill is re-referred to the Committee on Public Health and Sanitation.

ANNOUNCEMENT

The SPEAKER. The photographer will take pictures of the Members of the House at 1:00 o'clock. The Chair hopes the respective Floor Leaders and Whips will see that all Members are in their seats come 1:00 o'clock.

NEWPORT HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair notes the presence of the Junior and Senior students of the Newport High School. They are the guests of the gentleman from Perry, Mr. Barton. They are accompanied by their teachers, Mr. Wolpert, Mr. Kipp and Mr. Fitzpatrick.

CAMERON COUNTY HIGH SCHOOL SENIORS WELCOMED

The SPEAKER. The Chair welcomes the Senior Class of Cameron County High School, of Emporium. They are here under the supervision of their teachers, Dr. Stroup, Mr. Miller and Mr. Bricker. They are guests of the gentlemen from Cameron, Mr. Tompkins.

(A photograph of the House was taken)

DEMOCRAT CAUCUS

Mr. McCANN. Mr. Speaker, I request that the House recess for the purpose of a Democratic Caucus from ten minutes after one, until twenty-five minutes to three. The caucus will start immediately, in the new House Caucus Room.

Will all of the Democratic Members please bring their House calendar with them to the caucus.

REPUBLICAN CAUCUS

Mr. A. W. JOHNSON. Mr. Speaker, I would also like to announce a Republican Caucus in the old House Caucus Room to start immediately.

RECESS

The SPEAKER. At the request of the respective Floor Leaders, the Chair declares a recess of one and one-half hours for the purpose of Democrat and Republican caucuses.

The Chair hears no objection.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

BILLS INTRODUCED AND REFERRED

By Mesrs. ROVANSEK, KORNICK, FLYN and BUCHANAN HOUSE BILL No. 1198

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), further prescribing the powers and duties of the Department of Mines and Mineral Industries in relation to abandoned coal mines.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. WELSH, TAYLOR, SULLIVAN and GALLAGHER. HOUSE BILL No. 1199

An Act amending "The Pennsylvania Occupational Disease Act," approved June 21, 1939 (P. L. 566), increasing the maximum benefit allowed for total disability.

Referred to the Committee on Workmen's Compensation.

By Messrs. WELSH, TAYLOR, SULLIVAN and GALLAGHER. HOUSE BILL No. 1200

An Act amending the "Unemployment Compensation

Law," aproved December 5, 1936 (1937 P. L. 2897) eliminating the waiting period of one week and providing compensation for each day of unemployment.

Referred to the Committee on Workmen's Compensation.

By Messrs. WELSH, TAYLOR, SULLIVAN and GALLAGHER. HOUSE BILL No. 1201

An Act amending "The Pennsylvania Occupational Disease Act" approved June 21, 1939 (P. L. 566), increasing the maximum benefits allowed in certain cases.

Referred to the Committee on Workmen's Compensation.

By Messrs. WELSH, TAYLOR, SULLIVAN and GALLAGHER. HOUSE BILL No. 1202

An Act amending the "Unemployment Compensation Law" approved December 5, 1936 (P. L. 2897) further defining employes' eligibility for compensation.

By Messrs. FILO, WELSH, LUIGARD and LEONARD. HOUSE BILL No. 1203

An Act amending "The Pennsylvania Occupational Disease Act," approved June 21, 1939 (P. L. 566) providing additional compensation for employes with dependents, in certain cases.

Referred to the Committee on Workmen's Compensation.

By Messrs. FILO, WELSH, LUIGARD and LEONARD. HOUSE BILL No. 1204

An Act to prescribe minimum wage and maximum hour standards; to provide for the further determination and establishment of minimum wages by industry; and to provide for enforcement of such provisions; and for other purposes.

Referred to the Committee on Labor Relations.

By Messrs. FILO, WELSH, LUIGARD and LEONARD. HOUSE BILL No. 1205

An Act repealing clause (f) of section 402, of the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897) relating to ineligibility for compensation under shipping articles.

Referred to the Committee on Workmen's Compensation.

By Messrs. FILO, WELSH, LUIGARD and LEONARD. HOUSE BILL No. 1206

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897) increasing the rate and amount of compensation.

Referred to the Committee on Workmen's Compensation.

By Messrs. DONALDSON, J. J. MURRAY, JENKINS and WILT. HOUSE BILL No. 1207

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for payments on account of pupil transportation to certain additional school districts.

Referred to the Committee on Education.

By Messrs. A. J. MURPHY and KOVOLENKO. HOUSE BILL No. 1208

An Act providing for unemployment compensation for self employed persons.

Referred to the Committee on Workmen's Compensation.

By Messrs. A. J. MURPHY and KOVOLENKO. HOUSE BILL No. 1209.

An Act amending the "Local Tax Enabling Law" approved June 25, 1947 (P. L. 1145), increasing the maximum rate of tax on house trailers.

Referred to the Committee on Ways and Means.

By Messrs. CAPANO, LAMB, MRS. DONAHUE and Mr. T. W. H. JONES. HOUSE BILL No. 1210.

An Act amending the "Adoption Law," approved April 4, 1925 (P. L. 127), authorizing parents to relinquish duties to children and making changes in relinquishment proceedings.

Referred to the Committee on Judiciary.

By Messrs. LUTTY, LAMB and WILT. HOUSE BILL No. 1211.

A Supplement to the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," providing a period during which certain persons may join the pension fund created under the act.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Mr. R. P. JOHNSON. HOUSE BILL No. 1212.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), making it unlawful to give false reports of criminal offenses.

Referred to the Committee on Judiciary.

By Messrs. DENGLER, RENWICK, Mrs. KERNAGHAN and Mr. YATRON. HOUSE BILL No. 1213.

An Act amending "The Mental Health Act of 1951," approved June 12, 1951 (P. L. 533), further regulating the payment of costs for the care of patients, and limiting liability for such payment.

Referred to the Committee on Welfare.

By Messrs. KAMYK, HAMILTON, CIOFFI and GIBB. HOUSE BILL No. 1214.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 72.088 acres, more or less, of land situate in Aleppo and Kilbuck Townships, Allegheny County.

Referred to the Committee on State Government.

By Messrs. DONALDSON, DEVLIN, RUDISILL and BOWMAN. HOUSE BILL No. 1215.

An Act relating to the satisfaction of mortgages in counties of the second, third, fourth, fifth, sixth, seventh and eighth classes by the recording of a satisfaction piece, prescribing forms therefor, and fixing fees for the recording thereof.

Referred to the Committee on Judiciary.

By Messrs. GOODRICH, WESCOTT, WHEELER and HAMILTON. HOUSE BILL No. 1216.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), further regulating the amount of purchases which may be made in the field by departments, boards or commissions without competitive bids.

Referred to the Committee on State Government.

By Messrs. DENNISON and O'DELL.

HOUSE BILL No. 1217.

An Act providing for the levy and execution upon wages, debts, earnings, salary, income from trust funds, or profits due and owing to a judgement debtor and the effect thereof, and imposing duties upon garnishees.

Referred to the Committee on Judiciary.

By Messrs. DENNISON and O'DELL.

HOUSE BILL No. 1218.

An Act providing for the levy and execution, pursuant to a judgement rendered on a debt for necessary food or clothing, upon wages, debts, earnings, salary, income from trust funds or profits due and owing to a judgement debtor and the effect thereof, and imposing duties upon garnishees.

Referred to the Committee on Judiciary.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 764

An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster.

With the information that the Senate had passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the Amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 3, by inserting after the word "the" the words "Speaker of The"; page 2, line 1, by inserting after the word "the" the words "President pro tempore of the"; page 2, line 2, by inserting at the beginning of the line the following: "On February 9, 1959, pursuant to a House concurrent resolution of 1959 designated as House Resolution Serial No. 19."

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the amendments made by the Senate? The Chair hears no objection, and consent is granted.

On the question,

Will the House concur in the amendments made by the Senate?

Mr. McCANN. Mr. Speaker, on House Bill No. 764, Printer's No. 211, that has been brought before the House here today, the Senate has reaffirmed our position on the Resolution dealing with the joint committee that is acting in the investigation.

The amount of money in the bill is still the same as we passed in the House, and the Senate has concurred and added an additional section, reaffirming our position regarding the investigating committee appointed by both the House and the Senate.

Mr. Speaker, I ask that all the members of this House support the amendments placed to House Bill No. 764, Printer's No. 211, by the Senate, and that we do concur.

On the question recurring,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boies,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heffner,	Miller, H. G.,	Stank,
Branca,	Helm,	Mills,	Steckel,
Brenninger,	Henzel,	Monroe,	Stevens,
Breth,	Hocker,	Moran,	Stewart,
Brown,	Holliday,	Muldowney,	Stimmel,
Buchanan,	Holt,	Mullen,	Stone,
Burns,	Horst,	Munley,	Stoner,
Capano,	Irvis,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Isaacs,	Murphy, P. J.,	Sullivan,
Cianfrani,	Jenkins,	Murray, H. P.	Taylor,
Cioffi,	Jim,	Murray, J. J.,	Tompkins,
Clarke.	Johnson, A. W.,	Musto,	Trusio,
Comer,	Johnson, R.,	Naugle,	Ujobai,
Cooper,	Jones, T. H. W.,	Needham,	Varallo,
Crossin,	Jump,	Nelson,	Varner,
Curwood,	Kamyk,	O'Dell,	Verona,
Davis,	Kee,	O'Donnell, J. A.,	Wall,
Dengler,	Keiser,	O'Donnell, J. P.,	Walsh,
Dennis,	Kernaghan,	Odorisio,	Wargo,
Dennison,	Kessler,	Ogilvie,	Weidner,
Devlin,	Kooker,	O'Neil,	Welsh,
Donahue,	Kornick,	Parlante,	Wescott,
Donaldson,	Korns,	Pashley,	Wheeler,
Dougherty,	Kovolenko,	Perry, H. H.,	Whittaker,
Down,	Kubitsky,	Perry, P. E.,	Williams, A. D., Jr.,
Edwards,	Lamb,	Petrosky,	Williams, E. S.,
Eilberg,	Lee, A. M.,	Polaski,	Willard,
Eshback,	Lee, K. B.,	Polen,	Willaredt,
Eshleman,	Leonard,	Prendergast,	Wilt,
Ewing,	Light,	Price,	Wood,
Farabaugh,	Limper,	Pursley,	Worley,
Fetterolf,	Lippincott,	Reibman,	Wynd,
Filo,	Lopresti,	Reidenbach,	Yatron,
Fineman,	Luigard,	Renwick,	Yetter,
Floyd,	Lutty,	Rigby,	Zimmerman,
Flynn,	McCandless,	Riley,	Andrews,
Foerster,	McCann,	Rovansek,	Speaker
Fox,			

NAYS—0

NOT VOTING—9

Gelfand,	Heavey,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,
Haudenshield,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform to the Senate accordingly.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 764.

An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GOODRICH asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 3, entitled

An Act providing for a referendum to determine the will of the electorate in regard to horse racing with legal wagering within the State with the moneys derived therefrom by the Commonwealth of Pennsylvania to be deposited in the General Fund.

The first section was read.

On the question.

Will the House agre to the section?

BILL RECOMMITTED

Mr. MAXWELL. Mr. Speaker, I move that this bill be recommitted to the Committee on Law and Order for the purpose of amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 60, entitled:

An Act amending the act of May 29, 1945 (P. L. 1108) entitled "An act authorizing the establishment, construction and maintenance of limited access highways and local service highways * * *" requiring that areas under elevated portions of limited access highways in urban areas be lighted and regulating parking under elevated portions of limited access State highways.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN, Mr. Speaker, I move that this bill be recommitted to the Committee on apropriations.

The motion was agreed to.

Agreeably to order,

The House preceeded to the second reading and consideration of House Bill No. 90, entitled:

An Act permitting the completion of baseball games in cities of the first or second class notwithstanding provisions to the contrary.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 336, entitled:

An Act requiring the approval of electorate prior to the construction erection or purchase of public housing projects in cities of the first class

The first section was read.

On the question,

Will the House agree to the section?

Messrs. COMER and KEE offered the following amendments:

Amend Sec. 1, page 1, line 2, by striking out "purchased" and inserting "acquired"

Amend Sec. 1, page 2, line 6, by inserting after "constructed" erected or acquired if, on or before the expiration of thirty days after the public hearing required by law, a petition bearing the signatures of at least three per centum of the duly registered electors in such ward requesting a referendum shall be duly filed with the county board of elections of such city

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Messrs. COMER and KEE offered the following amendments:

Amend Sec. 2, page 2, line 7, by inserting after "upon" receiving such

Amend Sec. 2, page 2, line 7, by striking out "of" where it appears for the second time.

Amend Sec. 2, page 2, lines 9, 10, 11 and 12, by striking out "a city of the first class or an authority proposing" in line 9, all of the lines 10 and 11, and "of the first class" in line 12 and inserting immediately thereafter shall examine the same and if it bears the requisite number of bona fide signatures

Amend Sec. 2, page 2, line 18, by striking out "purchased" and inserting "acquired"

Amend Sec. 2, page 3, line 2, by striking out "purchased" and inserting "acquired"

They were agreed to.

The section was agreed to as amended.

The third section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Messrs. COMER and KEE offered the following amendments:

Amend Title, page 1, second line of Title, by striking out "purchase" and inserting "acquisition"

Amend Title, third line of Title, by inserting after "class" in certain cases

They were agreed to.

The Title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 414, entitled:

An Act amending "The Mental Health Act of 1951" approved June 12 1951 (P L 533) adding and changing definitions and providing that the estate of persons liable for the support of patients shall not be liable subsequent to the death of said persons liable for support

The first second was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. DENGLER. Mr. Speaker, I move that this bill be recommitted to the Committee on Welfare.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 523, entitled:

An Act amending "The Fourth to Eighth Class County Assessment Law" approved May 21 1943 (P L 571) increasing the compensation of assessors and providing for mileage

The first section was read.

On the question,

Will the House agree to the section?

Mr. GAILEY offered the following amendments:

Amend Sec. 1 (Sec. 505), page 2, line 5, by inserting after "paid" not less than

Amend Sec. 1 (Sec. 505), page 2, line 5, by striking out the brackets before and after "twelve" and inserting immediately thereafter: nor more than

Amend Sec. 1 (Sec. 505), page 3, lines 3 and 4, by striking out all of line 3, and "his duties" in line 4.

Amend Sec. 1 (Sec. 505), pages 3, lines 8 and 9, by striking out "and the" in line 8, and "number of miles driven in the performance of his duties" in line 9.

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. GAILEY offered the following amendments:

Amend Title, page 2, next from last line of Title, by inserting after "the" maximum daily

Amend Title, page 2, last line of Title, by striking out all of said line.

They were agreed to.

The Title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 582, entitled:

An Act amending the "Minor Judiciary Fee Bill" approved January 7 1952 (P L 1841) changing fees in civil cases

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed or third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 584, entitled

An Act amending the act of May 18, 1937 (P. L. 654) entitled as amended "An act to provide for the safety and to protect the health and morals of persons while employed * * *" increasing penalties.

And said bill having been read at length the second time and agreed to

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 639, entitled:

An Act amending the act of May 21, 1943 (P. L. 322) entitled "An act providing for the issuance of certified copies of death, birth and marriage certificates * * * to disabled war veterans and their dependents * * *" extending its provisions to all honorably discharged veterans of wars and armed conflicts regardless of disability.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 743, entitled:

An Act amending the act of June 27, 1939 (P. L. 1207) entitled "An act regulating the appointment of employes (except chiefs deputy chiefs and chief clerks) in bureaus of fire and fire alarm operators and fire box inspectors in bureaus of electricity in cities of the second class * * *" further regulating physical examinations required for applicants for original appointment.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 758, entitled:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "An act for the government of cities of the second class" adding additional means of security and further regulating the deposit of city funds with depositories.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 863, entitled:

An Act amending the act of February 9, 1901 (P. L. 3) entitled "An act to provide for increasing the capital stock and indebtedness of corporations" deleting certain requirements of corporate officers.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 865, entitled:

An Act amending the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" providing for additional payments to certain pensioned or retired employes.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. KAMYK. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities—Counties Second Class and Second Class A.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 882, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class * * *" further providing for pension payments to members of the pension fund becoming disabled.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 883, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law" approved May 22, 1935 (P. L. 233) further providing for the payment of pensions upon disability.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 945, entitled:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "An act for the government of cities of the second class" further regulating contracts relating to city affairs.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 71, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" regulating the rate of taxation for any occupation tax levied by a county.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 255, Printer's No. 272 and

Senate Bill No. 256, Printer's No. 273

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 335, entitled:

An Act amending the act of July 29, 1953 (P. L. 1435) entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents ***" authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 339, entitled:

An Act amending the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and payment of such pensions" extending the time for authority employes to join or refuse to join the pension fund.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair welcomes a former Member from Philadelphia, The Honorable Louis Amarando, former leader of the Philadelphia delegation.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 108, entitled:

An Act amending the act of May 1, 1907 (P. L. 135) entitled "An act relating to the appointment of stenographers to report proceedings in the several courts of common pleas and orphans' courts * * * as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers * * *" changing liability for payment of costs in furnishing copies of notes of testimony requested by defendants.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boles,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heffner,	Miller, H. G.,	Stank,
Branca,	Helm,	Mills,	Steckel,
Brenninger,	Henzel,	Monroe,	Stevens,
Breth,	Hocker,	Moran,	Stewart,
Brown,	Holliday,	Muldowney,	Stimmel,
Buchanan,	Holt,	Mullen,	Stone,
Burns,	Horst,	Munley,	Stoner,
Capano,	Irvis,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Isaacs,	Murphy, P. J.,	Sullivan,
Cianfrani,	Jenkins,	Murray, H. P.	Taylor,
Cioffi,	Jim,	Murray, J. J.,	Tompkins,
Clarke,	Johnson, A. W.,	Musto,	Trusio,
Comer,	Johnson, R.,	Naugle,	Ujobai,
Cooper,	Jones, T. H. W.,	Needham,	Varallo,
Crossin,	Jump,	Nelson,	Varner,
Curwood,	Kamyk,	O'Dell,	Verona,
Davis,	Kee,	O'Donnell, J. A.,	Wall,
Dengler,	Keiser,	O'Donnell, J. P.,	Walsh,
Dennis,	Kernaghan,	Odorisio,	Wargo,
Dennison,	Kessler,	Ogilvie,	Weidner,
Devlin,	Kooker,	O'Neil,	Welsh,
Donahue,	Kornick,	Parlante,	Wescott,
Donaldson,	Korns,	Pashley,	Wheeler,
Dougherty,	Kovolenko,	Perry, H. H.,	Whittaker,
Down,	Kubitsky,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Lamb,	Petrosky,	Williams, E. S.,
Eilberg,	Lee, A. M.,	Polaski,	Willard,
Eshback,	Lee, K. B.,	Polen,	Willaredt,
Eshleman,	Leonard,	Prendergast,	Wilt,
Ewing,	Light,	Price,	Wood,
Farabaugh,	Limper,	Pursley,	Worley,
Fetterolf,	Lippincott,	Reibman,	Wynd,
Filo,	Lopresti,	Reidenbach,	Yatron,
Fineman,	Luigard,	Renwick,	Yetter,
Floyd,	Lutty,	Rigby,	Zimmerman,
Flynn,	McCandless,	Riley,	Andrews,
Foerster,	McCann,	Rovansek,	Speaker
Fox,			

NAYS—0

NOT VOTING—9

Gelfand,	Heavey,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,
Haudenshield,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 542, entitled:

An Act to regulate and establish the fees to be received by the clerk of oyer and terminer and quarter sessions of the peace and the municipal court of Philadelphia in counties of the first class.

On the question,

Shall the bill pass finally?

Mr. GOLDSTEIN. Mr. Speaker, will one of the sponsors, or one of their representatives, consent to be interrogated concerning this bill?

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Sherman.

Mr. SHERMAN. I shall, Mr. Speaker.

Mr. GOLDSTEIN. In a criminal case do the costs follow the verdict?

Mr. SHERMAN. No, not in every case.

Mr. GOLDSTEIN. Do you mean to say that if a man is found guilty of an offense the cost does not follow the verdict in the city of Philadelphia?

Mr. SHERMAN. It is discretionary with the judge, Mr. Speaker.

Mr. GOLDSTEIN. Mr. Speaker, in the city of Philadelphia where a man has been found guilty and the costs total $500, do they allow the defendant to go scott free of the costs at the discretion of the judge?

Mr. SHERMAN. Well, I have had about twenty-five years' practice and I have heard of hardly any case in which there is $500 costs, Mr. Speaker, but that is still discretionary with the court.

Mr. GOLDSTEIN. Mr. Speaker, where a case has been appealed from the criminal court of Philadelphia and there are paper books involved, and the paper books and the printing will aggregate perhaps a thousand dollars, does not the law provide that the losing party, if it be the defendant, shall pay the cost of those paper books?

Mr SHERMAN. I shall be happy to listen to any law that my opponent has looked up on that subject, but I have never been able to find any in criminal cases.

Mr. GOLDSTEIN. Who pays the cost of the witness fees in the city of Philadelphia?

Mr. SHERMAN. It would depend on who subpoenaed the witnesses, Mr. Speaker.

Mr. GOLDSTEIN. Mr. Speaker, where twenty witnesses have been subpoenaed in a criminal case the defendant is found guilty, and the case has been in session for, say, twenty days and the witness bill would be three or four hundred dollars, who would pay the cost when the defendant is found guilty?

Mr. SHERMAN. It is unusual to have such cases Mr. Speaker, but that will still be discretionary with the court.

Mr. GOLDSTEIN. Now, Mr. Speaker, I call attention of the gentleman from Philadelphia to page 3, lines 9 to 11, inclusive, which read as follows: "Cost per one indictment in each criminal case, in lieu of all fees chargeable, $50." Does this not mean, where the costs in the case would aggregate $5,000, that under this statute all the defendant would be required to pay is $50?

Mr. SHERMAN. Mr. Speaker, the practice of my friend is greatly different in his county than in the county of Philadelphia, apparently. Now in Philadelphia heretofore, it was only $25.13 per bill. At the present time we have made it $50 per bill. That has been the only change in those lines.

Mr. GOLDSTEIN. Mr. Speaker, can the gentleman point out any act in the State of Pennsylvania applying to any other district which has language of this character making a maximum cost bill for a guilty defendant only the sum of $50?

Mr. SHERMAN. Mr. Speaker, I did not say the maximum. The cost itself on the bill of indictment may be $50, but I am sure my friend knows of fines and such things in the terms of prisoners, which may be imposed in a particular case.

Mr. GOLDSTEIN. Thank you, Mr. Sherman.

The Speaker has noted the presence in the Hall of the House of Mr. Louis Amarando, one of our good members of former years. I want the gentleman to know that I have absolutely no objections . . .

The SPEAKER. I would say the gentleman is out of order in addressing his remarks to any casual visitor.

Mr. GOLDSTEIN. Well, thank you, Mr. Speaker.

The SPEAKER. You can get at it in a different way but not directly. Being a lawyer, you should know when and how to do that.

Mr. GOLDSTEIN. I shall. On behalf of the taxpayers of the city of Philadelphia, I have no objection to having the fee bill increased, but, on the behalf of the taxpayers of the city of Philadelphia, I have vigorous objection to having racketeers and criminals get a free ride.

Mr. Sherman, apparently, is not familiar with the process of the criminal law in the other sixty-six counties of this state. Where a man has been found guilty of a crime in the county of Allegheny, the costs are as follows: the district attorney's fee bill, the clerk of courts fee bill, the witnesses' fee bill, the cost of appeal, any other item in connection with the process of the prosecution. In my meager knowledge of the district attorney's administration, I know of cases where the cost in one indictment ran up to $1,000 or more.

Now, if this be the practice in the city of Philadelphia and if this practice is condoned by the judges of that city, then I say that it is time to make a change. Why should any defendant pay $50 if the fee bill is only $25.13? He should not be mulcted, and why should the citizens of the city of Philadelphia be mulcted if the costs of prosecution run into the hundreds of dollars?

I repeat, the taxpayers of the city of Philadelphia should be protected, and I think this law, which applies to the other sixty-six counties of the state, should apply to Philadelphia likewise.

I ask for a slow roll call in the interest of the worthy administration of justice and seeing the taxpayer get his square break. I hope that both sides of the aisle vote against this bill in its present shape.

Mr. SCHWARTZ. Mr. Speaker, I would like to interrogate the gentleman from Allegheny, Mr. Goldstein.

The SPEAKER. Will the gentleman from Allegheny, Mr. Goldstein, permit himself to be interrogated?

Mr. GOLDSTEIN. I shall.

Mr. SCHWARTZ. Do you have a police department in the city of Pittsburgh?

Mr. GOLDSTEIN. I believe we do, and sometimes in the paper the question has been raised as to its availability and to its power.

Mr. SCHWARTZ. Is the gentleman familiar with

whether or not policemen in the city of Pittsburgh, when called upon to testify in a criminal case, receive witness fees in addition to their regular salaries?

Mr. GOLDSTEIN. This has been a matter of much concern in the city of Pittsburgh and Allegheny County. Policemen do receive witness fees in the city of Pittsburgh. However, let me continue.

Mr. SCHWARTZ. Just answer my questions please. Then the gentleman can make a statement.

Mr. GOLDSTEIN. I will.

Mr. SCHWARTZ. Is the gentleman familiar with the fact that in the city of Brotherly Love the police who are witnesses do not receive witness fees?

Mr. GOLDSTEIN. I do not know that, and that would not change my position on this bill.

Mr. SCHWARTZ. Is the gentleman familiar with what the policy is throughout the rest of the sixty-six counties of Pennsylvania with respect to the payment of witness fees to police officers who are already being compensated on the payroll?

Mr. GOLDSTEIN. I am not.

Mr. SCHWARTZ. That is all, Mr. Speaker.

Mr. GOLDSTEIN. Mr. Speaker, will the gentleman from Philadelphia, Mr. Schwartz, consent to be interrogated?

The SPEAKER. Will the gentleman from Philadelphia, Mr. Schwartz, consent to be interrogated?

Mr. SCHWARTZ. I shall, Mr. Speaker.

Mr. GOLDSTEIN. In the case of a trial of a man charged with embezzlement and where there are probably 50 or 75 witnesses, all non-public officials, are not these people paid witness fees in the city of Philadelphia?

Mr. SCHWARTZ. Well, if there were a case of embezzlement with 50 or 75 witnesses,—first of all, I have never heard of such a case—they necessarily would not have to be paid.

Mr. GOLDSTEIN. Does the district attorney get a docket fee in the city of Philadelphia?

Mr. SCHWARTZ. I am not familiar with that.

Mr. GOLDSTEIN. Is the gentleman not familiar with the fee bill of the district attorney of the City of Philadelphia?

Mr. SCHWARTZ. I am not.

Mr. GOLDSTEIN. Is the gentleman familiar with the case of Commonwealth vs. Trunk, which said that when there is an appeal by a defendant to the Superior Court, if he wins the case he does not have to pay the cost of the appeal or paper book but if he is unsuccessful he must pay the costs?

Mr. SCHWARTZ. What is the citation, Mr. Goldstein?

Mr. GOLDSTEIN. Commonwealth vs. Trunk, which happens to be a case where the decision was reversed.

Mr. SCHWARTZ. No, I said the citation, not the title of the case.

Mr. GOLDSTEIN. I do not have the citation, but I assure you that is the law.

Mr. Speaker, the gentleman has had an Appellate Court practice, has he not?

Mr. SCHWARTZ. I am sorry, I thought you were finished with me, Mr. Goldstein.

Yes, I have had an Appellate Court practice.

Mr. GOLDSTEIN. Now, where you have a paper book involving a murder trial, and say the paper book consists of 1500 pages, what would the cost of that paper book be?

Mr. SCHWARTZ. It would depend upon how much the printer is entitled to per page. I am not familiar with that at this moment.

Mr. GOLDSTEIN. Well, it would be approximately $1.50 to $2 a page, would it not?

Mr. SCHWARTZ. I will take your word for it.

Mr. GOLDSTEIN. Well, then, if the defendant loses that case, and the paper book cost the district attorney's office $2,000 to print, who will pay for that paper book if the judgement is against the defendant criminal in your county?

Mr. SCHWARTZ. That I do not believe would have anything to do with a county. That is an appeal before the Superior Court, I believe, that you are speaking of. I think the rules of the Superior or Supreme Court would guide who would pay the costs.

Mr. GOLDSTEIN. Thank you, Mr. Schwartz.

If I am wrong in my statement, I stand to be corrected, but the law of Pennsylvania regarding costs is strictly statutory. Insofar as appeals are concerned, if the defendant is unsuccessful and there are paper books involved, the defendant is responsible for the payment of the paper books to the county from which he took the appeal. These in many cases have run into hundreds and thousands of dollars.

I am amazed that the administration of the system of costs in Philadelphia is so unusual and I would suggest that this particular bill be amended and take 9, 10, and 11 out. Then the clerk of courts in Philadelphia will get the just fee to which it is entitled. I want the clerk of courts to get everything he is entitled to to maintain his office on a high standard. I do not want any defendant to get a free ride.

Mr. SCHWARTZ. Mr. Speaker, I was not being critical in my previous questioning of Mr. Goldstein about the system used in Allegheny County. I believe Allegheny County should have a perfect right to administer its costs and its law as it sees fit, and I feel the same thing is true of Philadelphia County, unless there is some state law that applies uniformly throughout the Commonwealth of Pennsylvania. I do not believe there is because of the one instance which I pointed out having to do with the payment of witnesses in criminal cases.

This is a simple matter that is before the House at the present time. The attempt here is to increase the fees. They have not been increased; I think it goes back to 1879, since then there has been an increase in the fee bills for the Clerk of Quarter Sessions in Philadelphia County. This is merely an effort to put the fees where they actually and correctly compensate for the costs that are involved. This has not to do just with the one item of payment of costs upon conviction. If you will read this bill you will see that it covers the entire field of those fees which are charged by the Clerk of Quarter Sessions in the city of Philadelphia.

Mr. GOLDSTEIN. Mr. Speaker, I would like to ask the gentleman from Philadelphia, Mr. Sherman, to be interrogated on one item only.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Sherman, consent to be interrogated on one item only?

Mr. SHERMAN. Any time.

Mr. GOLDSTEIN. Is it not a fact that the item of $50 is new and never was contained in the fee bill of the clerk of courts prior to this time?

Mr. SHERMAN. I did not get the question.

Mr. GOLDSTEIN. Is the item of $50 a new feature of the clerk of courts bill?

Mr. SHERMAN. I think not.

Mr. GOLDSTEIN. It was in the old statute?

Mr. SHERMAN. It has always been $25.13.

Mr. GOLDSTEIN. Can you show me a statutory statement to that effect?

Mr. SHERMAN. Not at the moment, but I presumed the gentleman looked over on the calendar for the past few weeks and I have taken for granted that if he were to interrogate, he would have looked it up by this time.

Mr. GOLDSTEIN. Thank you.

I will make this statement. I suggest that the gentleman from Philadelphia go over to the Attorney General's office and look up the fee bill for the clerk of courts for the city of Philadelphia and show me any item of $25.13. If he does, I will reverse my position.

Mr. SHERMAN. May I interrogate, Mr. Speaker, Mr. Goldstein?

The SPEAKER. Will the gentleman from Allegheny consent to be interrogated?

Mr. GOLDSTEIN. I shall.

Mr. SHERMAN. Have you handled any appellate practice, Mr. Goldstein?

Mr. Goldstein. I have.

Mr. SHERMAN. Have you handled any appellate practice in which the appellate courts have stated that either party may pay the costs, whether defendant or plaintiff in the case, or whether there is no cost to be assessed?

Mr. GOLDSTEIN. The appellate courts of this state have jurisdiction, in determining the appeal, of either affirming the judgment, reversing the judgment or modifying the judgment, and have full power to decide who shall pay the costs. I know of cases where the defendant has been found guilty in the lower courts, the judgment has been affirmed, and he is compelled to pay costs aggregating hundreds of dollars.

Mr. SHERMAN. In other cases the other party has paid the costs under similar circumstances, is that not so?

Mr. GOLDSTEIN. I do not understand what the gentleman means by "the other party".

Mr. SHERMAN. Otherwise in some cases the appellant has been obliged to pay the costs, in some cases the appellee, so you would agree, in accordance with my statement, it is discretionary with the court upon whom costs should be imposed, am I not right?

Mr. GOLDSTEIN. I do not agree with the gentleman at all. If the Supreme Court or Superior Court handles the case it decides who shall pay the costs in considering the appeal. You are talking about the lower court. The lower court in our jurisdiction—and I know that applies to a great number of other jurisdictions in this state—will set aside the costs upon proper petition. This is a matter of grace by the court. But what you are trying to do is make legal a dubious practice in the courts of Philadelphia.

Mr. SHERMAN. I had not intended to debate this bill. I figured it did not require any debate. I figured that the particular items Mr. Goldstein mentioned he would be well aware of. But one particular statement did upset me, and I believe he owes an apology not only to the city of Philadelphia but his own county of Allegheny.

If he meant that racketeers and criminals in Allegheny County may go scott free in certain cases where they should not, certainly he should apoligize to that county. As far as Philadelphia, if he happened to say that, which if my hearing serves me I thought he did, certainly his apology is deserved to the city of Philadelphia.

We deal with our criminals quite strictly, and the matter of fees is only an incidental item to the punishment that should be meted out and is meted out to our racketeers if they do exist.

Mr. EILBERG. Mr. Speaker, I have served as an Assistant District Attorney in Philadelphia, and I listened very carefully to the remarks of my colleague, Mr. Goldstein.

His remarks seem to be concentrated in the area of the costs of appellate decisions. I would say to Mr. Goldstein that there are approximately 10,000 criminal cases tried in Philadelphia each year. This figure is just approximate. Of that number only a very small percentage are appealed, probably not more than two percent. So that I do not think appellate costs should concern us too much at this time.

On the other hand, of cases tried in Philadelphia where a defendant is found guilty and a fine is imposed and costs, the great bulk involve cases where the defendants are indigent and are unable to raise the fine or the costs. I have personally tried many cases where the defendants were unable to pay the costs or the fine, and we invariably asked the court for time to pay the fine and the costs.

We do not say we should coddle criminals in Philadelphia. We do not do that. But at the same time we feel something should be done to raise the costs so that they come close to paying the essential costs of the Clerk of Quarter Sessions, and this is a step in the right direction.

Philadelphia no doubt is paying and will continue to pay some of the actual costs of the office of the Clerk of Quarter Sessions recently remodeled by Mr. Amarando, but we do feel that $50 is a fair, round figure, something that we can pay. If we go into hundreds of dollars we will crowd our prisons which are already overcrowded. We in Philadelphia need this bill and we ask you to vote for it.

Mr. FILO. Mr. Speaker, during this debate some question was raised about the city of Pittsburgh police. Mr. Goldstein made the reference that he doubted whether there were police in the city of Pnttsburgh. I feel that this statement should be either elaborated on, or stricken from the record, because I deal with them and some of them are the finest police in the state.

The SPEAKER. The remarks of the gentleman will be included in the record.

On the question recurring.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken as follows:

YEAS—177

Anderson,	Frank,	McCandless,	Rovansek,
Arlene,	Frascella,	McCann,	Royer,
Auker,	Gailey,	McCormack,	Rudisill,
Balthaser,	Gallagher,	McDonald,	Sakulsky,
Barton,	Garlock,	McKeever,	Scarcelli,
Bell,	George,	McLaughlin,	Schaaf,
Blair,	Gibson,	Machmer,	Schuster,
Boles,	Goodrich,	Maxwell,	Schwartz,
Bonner,	Gramlich,	Meholchick,	Seltzer,
Boris,	Hamilton,	Merry,	Sherman,
Bower,	Heavey,	Mihm,	Shupnik,
Bowman,	Heffner,	Miller, B. Z.,	Silverman,

Branca,	Helm,	Miller, H. G.,	Snare,
Brenninger,	Henzel,	Mills,	Snider,
Breth,	Hocker,	Monroe,	Stank,
Buchanan,	Holliday,	Moran,	Steckel,
Burns,	Holt,	Muldowney,	Stewart,
Capano,	Horst,	Mullen,	Stimmel,
Capitolo,	Irvis,	Munley,	Stone,
Cianfrani,	Isaacs,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Jenkins,	Murphy, P. J.,	Sullivan,
Clarke,	Jim,	Murray, H. P.	Taylor,
Comer,	Johnson, A. W.,	Murray, J. J.,	Tompkins,
Cooper,	Johnson, R.,	Musto,	Trusio,
Crossin,	Jones, T. H. W.,	Needham,	Ujobai,
Curwood,	Jump,	Nelson,	Varallo,
Davis,	Kamyk,	O'Dell,	Verona,
Dengler,	Kee,	O'Donnell, J. A.,	Wall,
Dennis,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Williams,A.D.,Jr.,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kubitsky,	Perry, P. E.,	Willard,
Ewing,	Lamb,	Petrosky,	Willaredt,
Farabaugh,	Lee, A. M.,	Polaski,	Wilt,
Fetterolf,	Lee, K. B.,	Polen,	Wood,
Filo,	Leonard,	Prendergast,	Wynd,
Fineman,	Limper,	Reibman,	Yatron,
Floyd,	Lippincott,	Reidenbach,	Zimmerman,
Flynn,	Lopresti,	Renwick,	Andrews,
Foerster,	Luigard,	Riley,	Speaker
Fox,	Lutty,		

NAYS—19

Agnew,	Eshleman,	McInroy,	Stoner,
Ashton,	Fulmer,	Price,	Varner,
Brown,	Gibb,	Pursley,	Whittaker,
Dennison,	Goldstein,	Rigby,	Worley,
Edwards,	Light,	Stevens,	

NOT VOTING—13

Gelfand,	Magee,	Murray, P. G.,	Thompson,
Guthrie,	Mahan,	Naugle,	Walsh,
Haudenshield,	Markley,	Stroup,	Yetter,
Knecht,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 728, entitled:

An Act to encourage and permit the prospecting for and development of certain valuable minerals on State forest land and providing for the waiver of competitive requirements thereof.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Agnew,	Frascella,	McCormack,	Royer,
Anderson,	Fulmer,	McDonald,	Rudisill,
Arlene,	Gailey,	McInroy,	Sakulsky,
Ashton,	Gallagher,	McKeever,	Scarcelli,
Auker,	Garlock,	McLaughlin,	Schaaf,
Balthaser,	George,	Machmer,	Schuster,
Barton,	Gibb,	Magee,	Schwartz,
Bell,	Gibson,	Mahan,	Seltzer,
Blair,	Goldstein,	Maxwell,	Sherman,
Boies,	Goodrich,	Meholchick,	Shupnik,
Bonner,	Gramlich,	Merry,	Silverman,
Boris,	Hamilton,	Mihm,	Snare,
Bower,	Heavey,	Miller, B. Z.,	Snider,
Bowman,	Heffner,	Miller, H. G.,	Stank,
Branca,	Helm,	Mills,	Steckel,
Brenninger,	Henzel,	Monroe,	Stevens,
Breth,	Hocker,	Moran,	Stewart,
Brown,	Holliday,	Muldowney,	Stimmel,
Buchanan,	Holt,	Mullen,	Stone,
Burns,	Horst,	Munley,	Stoner,
Capitolo,	Irvis,	Murphy, A.J., Jr.,	Strausser,
Cianfrani,	Isaacs,	Murphy, P. J.,	Sullivan,
Cioffi,	Jenkins,	Murray, H. P.	Taylor,
Clarke,	Jim,	Murray, J. J.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Trusio,
Cooper,	Johnson, R.,	Naugle,	Ujobai,
Crossin,	Jones, T. H. W.,	Needham,	Varallo,
Curwood,	Jump,	Nelson,	Varner,
Davis,	Kamyk,	O'Dell,	Verona,
Dengler,	Kee,	O'Donnell, J. A.,	Wall,
Dennis,	Keiser,	O'Donnell, J. P.,	Walsh,
Dennison,	Kernaghan,	Odorisio,	Wargo,
Devlin,	Kessler,	Ogilvie,	Weidner,
Donahue,	Kooker,	O'Neil,	Welsh,
Donaldson,	Kornick,	Parlante,	Wescott,
Dougherty,	Korns,	Pashley,	Wheeler,
Down,	Kovolenko,	Perry, H. H.,	Whittaker,
Edwards,	Kubitsky,	Perry, P. E.,	Williams,A.D.,Jr.,
Eilberg,	Lamb,	Petrosky,	Williams, E. S.,
Eshback,	Lee, A. M.,	Polaski,	Willard,
Eshleman,	Lee, K. B.,	Polen,	Willaredt,
Ewing,	Leonard,	Prendergast,	Wilt,
Farabaugh,	Light,	Price,	Wood,
Fetterolf,	Limper,	Pursley,	Worley,
Filo,	Lippincott,	Reibman,	Wynd,
Fineman,	Lopresti,	Reidenbach,	Yatron,
Floyd,	Luigard,	Renwick,	Yetter,
Flynn,	Lutty,	Rigby,	Zimmerman,
Foerster,	McCandless,	Riley,	Andrews,
Fox,	McCann,	Rovansek,	Speaker
Frank,			

NAYS—1

Capano,

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 114, entitled as follows:

An Act amending the "Liquor Code" approved April 12 1951 (P. L. 90), authorizing issuance of special temporary permits for the retail sale of malt or brewed beverages at baseball parks under certain circumstances in cities of the first class.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SCHWARTZ. Mr. Speaker, so that there will not be any misconception about this bill, I believe there are certain facts which should be given to the House for its edification.

First of all, this bill has nothing to do with beer sales on a Sunday, so, that should be clearly understood by the Members of the House. There is no such request in this particular bill.

Secondly, this is for the sale of beer in paper containers as set forth in the bill. It is not a sale of bottled or canned goods.

We in Philadelphia feel that we need the revenue down there in our ball park in order to make it a successful operation and in order to continue it in existence, so that the citizens of the city of Philadelphia and in and around the city of Philadelphia can have the comfort and the same rights in the ball park as they have outside of the ball park throughout the entire Commonwealth of Pennsylvania.

I do not want to belabor the issue, but I have here telegrams from each and every ball park and ball club in the entire United States. Everyone of them, with the exception of Pennsylvania, permits the sale of beer in their ball parks and in each case I have a telegram signed by the manager, or by the owner, of the particular ball team in which he sets forth the fact that the operation has been successful in their particular ball park, that they think it is good, that they have not had any adverse effect. In fact in many instances they bring to our attention the fact that beer permitted in the ball park alleviates a drinking condition to a great extent. In other words, it prevents the use of hard liquor in the ball park because of the fact that beer is available to the patrons if they so desire. It also prevents the cans and cartons and bottles being strewn over the entire ball park.

By the way, this bill as drawn applies only to the city of Philadelphia and not to any other part of the state. We therefore request the consideration of the membership to aid us in Philadelphia in keeping the Phillies in the ball Park.

Mr. McCORMACK. Mr. Speaker, I want to make a very brief statement in favor of this bill and I do not know whether I can appeal to anyone who has already decided to vote against it.

What the Representative from Philadelphia, Mr. Schwartz said was certainly true, this is a bill designed primarily to keep the major league ball club not only in the first class city of Philadelphia, but in the state of Pennsylvania. It was not so long ago that most of us, when we first heard that the Philadelphia Athletics were contemplating moving to another state, many of us said, "Well, that could not happen." Well, just in the past six weeks we have seen where the necessary implementing legislation to lure the Phillies to New Jersey and the Delaware Township area was defeated, but had it gone through.

Certainly, I think, the Phillies would have seriously considered going over there. But this bill if it passes, will enable the Phillies to realize, and very frankly, this is a revenue-producing measure on behalf of the management of the ball park, some $150,000 to $200,000.

If you are opposed to drinking in the ball park, you can still vote for this bill because there is nothing to prevent beer from being brought into the ball park by the spectators. It is a safety measure in addition to a revenue raising measure, because it provides that the beer must be dispensed in paper cups, and it also limits the sale, I believe, to one-half hour before the game and one-half hour after the game. Nobody is going to get rich on this measure, but it will enable us to compete as favorably as possible with other large cities throughout the United States. I would ask those Members who are not firmly opposed to a measure like this on principle to give us a few votes so that we can ask the Phillies to stay in Philadelphia.

Mr. FINEMAN. Mr. Speaker, I think if this House fails to pass this legislation it can be said of us that we indeed "struck out". We will have struck out without even taking the bat off our shoulders.

This is a baseball bill and I do not want this Assembly to become suckers for a curve that is being thrown at us in the form of certain communications which have been directed to each Member's desk. I am constrained to make some reply on the floor of this House to the communication dated April 3, 1959 that has been received by each Member of this House.

This letter, which fairly drips with venom and vindictiveness, contains a great amount of inaccuracy and misstatement of facts, and I want to bring these inaccuracies and these misstatements to the attention of the Members of this House.

In one of the opening paragraphs of the letter the author states that this bill is part of a concerted plan to get New Jersey to bid high for the Phillies in order to stir up sentiment among Philadelphians to make a strong enthusiastic effort to hold their last place team, and the author underlines the words "last place".

Now, first of all I resent the ridicule which he uses, and the light in which he discloses the plight of the Philadelphia Phillies in the 1958 campaign. The author would have you believe that simply because a last place team is a last place team, we should not have any active interest in keeping that particular club in the city. He would have you believe that no other team in the National League was, at one time or another, in last place. I refer to the situation with the other major league baseball team in this state, the Pittsburgh Pirates, who today are challenging for the top rung in the league, but who not too many years ago were themselves fighting to keep out of the cellar.

To state that this is part of a concerted effort and that the activity of the New Jersey authorities in considering legislation to induce and entice the Philadelphia Phillies to come to Jersey is a gross inaccuracy because that was a bonafide effort, and, as a matter of fact, the bubble has not burst, as this gentleman who wrote this letter would have us believe and the effort is still being made. Philadelphia is still confronted with the threat of losing the Philadelphia Phillies. I trust we will not stand by and watch that happen, as we stood by and watched the Philadelphia A's leave our environs.

The next thing he says in this letter, "By leagalizing beer for the Philadelphia ball park, the Phillies' management hopes to profit to the extent of several hundred thousand dollars a year and thus help to pay the freight and this is the real purpose behind this bill. Advocates of this measure have not featured any actual demand for beer among the fans."

We are not advocating the passage of this bill because we have been flooded with demands by the fans who come to watch our ball games that they want beer—beer is available to them now, and as a matter of fact fans do bring their own cases and quantities of beer to the ball park now.

The purpose of this bill is twofold, one, it provides a safety measure, a measure of control within the power of the management of the park to control the consumption of beer, to control and possibly eliminate the dangerous conditions that exist when beer is dispensed in bottles and cans; and secondly, and most important, it is a revenue-raising feature.

Why is this revenue needed? Let me close on this point, there was some discussion about an $8 million municipal loan being floated for the purpose of constructing a stadium on South Broad Street in the city of Philadelphia. That plan never came to fruition for the reason that the Philadelphia Phillies management was unable to financially afford a rental to the city of Philadelphia which would enable the city to, in due time, redeem the bonds that were floated for this money. It is this sort of measure which will put additional revenues into the pocket of the ownership and management of the club that will enable them to pay the kind of rental and thus enhance the possibility of the Phillies getting a decent municipal ball park. The city of Philadelphia seriously needs this bill and we earnestly solicit your cooperation in its passage.

Mr. DOUGHERTY. Mr. Speaker and Members of the House, I rise to support this bill and ask my friends on both sides of the aisle to do so.

This is not a Republican or Democratic measure. It is not a measure to put beer in the ball park. If you can, picture the carrying in of a dozen cans or a dozen bottles into the ball park by numerous spectators, the puncturing of the cans and the spraying of the beer, the opening of bottles and the spraying of beer, and then the throwing of the cans and the bottles, in place of an orderly manner of paper cups. I say that this is not a Republican or Democratic measure; it's a measure strictly for Philadelphia. I don't know how anyone from other parts of the state could really vote against it, a measure that is so badly needed in the city of Philadelphia.

Mr. McINROY. Mr. Speaker and Members of the House, no one likes baseball any better than I do. I played it for a good many years and I enjoyed it. I watched the Phillies play in many engagements, I watched the old Philadelphia Athletics when they were in Philadelphia, and I want to call the attention of the proponents of this bill that the lack of beer isn't what is ailing the Phillies in Philadelphia.

The Pittsburgh Pirates don't have it in Pittsburgh. How about the Brooklyn Dodgers moving out of Brooklyn. They had plenty of beer in the Brooklyn Dodger Park. How about the New York Giants in New York? They moved out of New York.

One of the solutions to the Phillies' problem is to get a good winning team and get public support behind it. That will help to make the Phillies a winning team.

So far as the rest of us being concerned with this bill, we are concerned for several reasons. If this is granted to Philadelphia, what will happen to Pittsburgh and all the other minor league teams and smaller teams throughout the State? In other words, you have to look far ahead. Therefore, I think you should vote down this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—88

Anderson,	Frascella,	McLaughlin,	Riley,
Arlene,	Gailey,	Machmer,	Rovansek,
Balthaser,	Gallagher,	Meholchick,	Scarcelli,
Bell,	Holt,	Mihm,	Schaaf,
Boles,	Isaacs,	Monroe,	Schuster,
Bonner,	Jenkins,	Moran,	Sherman,
Branca,	Jump,	Muldowney,	Shupnik,
Breth,	Kamyk,	Mullen,	Silverman,
Capitolo,	Kee,	Munley,	Stank,
Cianfrani,	Kornick,	Murphy, P. J.,	Steckel,
Clarke,	Kovolenko,	Murray, J. J.,	Stimmel,
Comer,	Kubitsky,	Musto,	Sullivan,
Crossin,	Lamb,	O'Donnell, J. A.,	Taylor,
Dennis,	Leonard,	O'Donnell, J. P.,	Trusio,
Devlin,	Limper,	Odorisio,	Varallo,
Dougherty,	Lippincott,	Parlante,	Verona,
Eilberg,	Lopresti,	Pashley,	Wargo,
Farabaugh,	Luigard,	Perry, P. E.,	Welsh,
Filo,	Lutty,	Polaski,	Wheeler,
Floyd,	McCann,	Prendergast,	Wynd,
Flynn,	McDonald,	Reibman,	Yatron,
Frank,	McKeever,	Renwick,	Andrews, Speaker

NAYS—109

Agnew,	Fox,	Lee, K. B.,	Sakulsky,
Ashton,	Fulmer,	Light,	Schwartz,
Auker,	Garlock,	McCandless,	Seltzer,
Barton,	George,	McCormack,	Snare,
Blair,	Gibb,	McInroy,	Snider,
Boris,	Gibson,	Mahan,	Stevens,
Bower,	Goldstein,	Maxwell,	Stewart,
Bowman,	Goodrich,	Miller, B. Z.,	Stone,
Brenninger,	Hamilton,	Miller, H. G.,	Stoner,
Brown,	Heavey,	Mills,	Strausser,
Buchanan,	Heffner,	Murphy, A.J., Jr.,	Tompkins,
Burns,	Helm,	Murray, H. P.	Ujobai,
Capano,	Henzel,	Naugle,	Varner,
Cooper,	Hocker,	Needham,	Wall,
Curwood,	Holliday,	Nelson,	Walsh,
Davis,	Horst,	O'Dell,	Weidner,
Dengler,	Irvis,	Ogilvie,	Wescott,
Dennison,	Jim,	O'Neil,	Whittaker,
Donahue,	Johnson, A. W.,	Perry, H. H.,	Williams,A.D.,Jr.,
Donaldson,	Johnson, R.,	Petrosky,	Williams, E. S.,
Down,	Jones, T. H. W.,	Polen,	Willard,
Edwards,	Keiser,	Price,	Willaredt,
Eshback,	Kernaghan,	Pursley,	Wilt,
Eshleman,	Kessler,	Reidenbach,	Wood,
Ewing,	Kooker,	Rigby,	Worley,
Fetterolf,	Korns,	Royer,	Yetter,
Fineman,	Lee, A. M.,	Rudisill,	Zimmerman,
Foerster,			

NOT VOTING—12

Cioffi,	Guthrie,	Magee,	Murray, P. G.,
Gelfand,	Haudenshield,	Markley,	Stroup,
Gramlich,	Knecht,	Merry,	Thompson,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

The SPEAKER. The Chair requests Mr. Lopresti from Cambria to preside temporarily.

Mr. LOPRESTI IN THE CHAIR.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 221, entitled as follows:

An Act amending "The Administrative Code of 1929," approved April 9 1929 (P. L. 177) providing for the supervision of the Department of Property and Supplies over the construction and alteration of buildings and over the plans and specifications thereof

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—119

Anderson,	Fox,	McLaughlin,	Riley,
Balthaser,	Frank,	Machmer,	Rovansek,
Bell,	Frascella,	Maxwell,	Rudisill,
Blair,	Gailey,	Meholchick,	Sakulsky,
Boies,	Gallagher,	Mihm,	Scarcelli,
Bonner,	Garlock,	Mills,	Schaaf,
Bower,	George,	Monroe,	Schuster,
Branca,	Goodrich,	Moran,	Schwartz,
Breth,	Hamilton,	Muldowney,	Sherman,
Buchanan,	Heavey,	Mullen,	Shupnik,
Burns,	Holt,	Munley,	Silverman,
Capano,	Irvis,	Murphy, A.J., Jr.,	Snider,
Capitolo,	Jenkins,	Murphy, P. J.,	Stank,
Cianfrani,	Jim,	Murray, J. J.,	Stevens,
Cioffi,	Jones, T. H. W.,	Musto,	Stone,
Clarke,	Jump,	Needham,	Strausser,
Comer,	Kamyk,	Nelson,	Sullivan,
Crossin,	Kessler,	O'Donnell, J. A.,	Taylor,
Curwood,	Kornick,	O'Neil,	Trusio,
Dengler,	Kovolenko,	Parlante,	Varallo,
Dennis,	Lamb,	Pashley,	Varner,
Devlin,	Leonard,	Perry, H. H.,	Verona,
Donahue,	Limper,	Perry, P. E.,	Walsh,
Dougherty,	Lopresti,	Petrosky,	Wargo,
Eilberg,	Luigard,	Polaski,	Welsh,
Farabaugh,	Lutty,	Polen,	Wescott,
Filo,	McCann,	Prendergast,	Wheeler,
Fineman,	McCormack,	Reibman,	Yatron,
Flynn,	McDonald,	Reidenbach,	Yetter,
Foerster,	McKeever,	Renwick,	

NAYS—74

Agnew,	Gibb,	Light,	Stewart,
Ashton,	Goldstein,	Lippincott,	Stimmel,
Auker,	Heffner,	McCandless,	Stoner,
Barton,	Helm,	McInroy,	Tompkins,
Boris,	Henzel,	Mahan,	Ujobai,
Bowman,	Hocker,	Miller, B. Z.,	Wall,
Brenninger,	Holliday,	Miller, H. G.,	Weidner,
Brown,	Horst,	Murray, H. P.	Whittaker,
Cooper,	Isaacs,	Naugle,	Williams,A.D.,Jr.,
Davis,	Johnson, A. W.,	O'Dell,	Williams, E. S.,
Dennison,	Johnson, R.,	Odorisio,	Willard,
Donaldson,	Kee,	Ogilvie,	Willaredt,
Down,	Keiser,	Price,	Wilt,
Edwards,	Kernaghan,	Pursley,	Wood,
Eshback,	Kooker,	Rigby,	Worley,
Eshleman,	Korns,	Seltzer,	Wynd,
Ewing,	Kubitsky,	Snare,	Zimmerman,
Fetterolf,	Lee, A. M.,	Steckel,	Andrews,
Fulmer,	Lee, K. B.,		Speaker

NOT VOTING—16

Arlene,	Gramlich,	Magee,	O'Donnell, J. P.,
Floyd,	Guthrie,	Markley,	Royer,
Gelfand,	Haudenshield,	Merry,	Stroup,
Gibson,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 266, Printer's No. 124,

was pased over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 457, entitled as follows:

An Act creating an Anthracite Mine Law Study Commission for the purpose of making a study and investigation of all laws relating to anthracite coal mines and the preparation of a modern code relating thereto

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boies,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heavey,	Miller, H. G.,	Stank,
Branca,	Heffner,	Mills,	Steckel,
Brenninger,	Helm,	Monroe,	Stevens,
Breth,	Henzel,	Moran,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennis,	Keiser,	Odorisio,	Wargo,
Dennison,	Kernaghan,	Ogilvie,	Weidner,
Devlin,	Kessler,	O'Neil,	Welsh,
Donahue,	Kooker,	Parlante,	Wescott,
Donaldson,	Kornick,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams,A.D.,Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 463, entitled as follows:

An Act amending the act of March 17 1921 (P. L. 32) entitled "An act authorizing the erection and construction by counties of memorial halls * * *" requiring memorial halls to contain rooms for meetings of the Italian American World War Veterans of the United States Incorporated

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boies,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heavey,	Miller, H. G.,	Stank,
Branca,	Heffner,	Mills,	Steckel,
Brenninger,	Helm,	Monroe,	Stevens,
Breth,	Henzel,	Moran,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennis,	Keiser,	Odorisio,	Wargo,
Dennison,	Kernaghan,	Ogilvie,	Weidner,
Devlin,	Kessler,	O'Neil,	Welsh,
Donahue,	Kooker,	Parlante,	Wescott,
Donaldson,	Kornick,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams,A.D.,Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consieration of House Bill No. 464, entitled as follows:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) authorizing appropriations to posts of the Italian American World War Veterans of the United States Incorporated to defray the costs of Memorial Day and Armistice Day

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boies,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heavey,	Miller, H. G.,	Stank,
Branca,	Heffner,	Mills,	Steckel,
Brenninger,	Helm,	Monroe,	Stevens,
Breth,	Henzel,	Moran,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennis,	Keiser,	Odorisio,	Wargo,
Dennison,	Kernaghan,	Ogilvie,	Weidner,
Devlin,	Kessler,	O'Neil,	Welsh,
Donahue,	Kooker,	Parlante,	Wescott,
Donaldson,	Kornick,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams,A.D.,Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 465, entitled as follows:

An Act amending the act of April 8, 1867 (P. L. 50) entitled "An act to permit disabled soldiers to peddle by procuring a license therefor without charge" prohibiting the peddling of labeled flowers of the Italian American World War Veterans of the United States Incorporated

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boies,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heavey,	Miller, H. G.,	Stank,
Branca,	Heffner,	Mills,	Steckel,
Brenninger,	Helm,	Monroe,	Stevens,
Breth,	Henzel,	Moran,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. P.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennis,	Keiser,	Odorisio,	Wargo,
Dennison,	Kernaghan,	Ogilvie,	Weidner,
Devlin,	Kessler,	O'Neil,	Welsh,
Donahue,	Kooker,	Parlante,	Wescott,
Donaldson,	Kornick,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 469, entitled as follows:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) providing rooms for use of the Italian American World War Veterans of the United States Incorporated and for its membership on the board of control

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boies,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heavey,	Miller, H. G.,	Stank,
Branca,	Heffner,	Mills,	Steckel,
Brenninger,	Helm,	Monroe,	Stevens,
Breth,	Henzel,	Moran,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennis,	Keiser,	Odorisio,	Wargo,
Dennison,	Kernaghan,	Ogilvie,	Weidner,
Devlin,	Kessler,	O'Neil,	Welsh,
Donahue,	Kooker,	Parlante,	Wescott,
Donaldson,	Kornick,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 470, entitled as follows:

An Act amending the act of April 18, 1929 (P. L. 609) entitled "An act providing for the location care and maintenance of graves of soldiers sailors marines and members of the enlisted nurse corps * * *" authorizing the Italian American World War Veterans of the United States Incorporated to gather and file data concerning burial places of persons who have served in the military naval or other combative forces with the county commissioners or city commissioners in cities of the first class

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boies,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heavey,	Miller, H. G.,	Stank,
Branca,	Heffner,	Mills,	Steckel,
Brenninger,	Helm,	Monroe,	Stevens,
Breth,	Henzel,	Moran,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennis,	Keiser,	Odorisio,	Wargo,
Dennison,	Kernaghan,	Ogilvie,	Weidner,
Devlin,	Kessler,	O'Neil,	Welsh,
Donahue,	Kooker,	Parlante,	Wescott,
Donaldson,	Kornick,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House preceeded to the third reading and consideration of House Bill No. 471, entitled as follows:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) prohibiting imitating, selling or offering to sell the labeled artificial flower of the Italian American World War Veterans of the United States Incorporated.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boies,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heavey,	Miller, H. G.,	Stank,
Branca,	Heffner,	Mills,	Steckel,
Brenninger,	Helm,	Monroe,	Stevens,
Breth,	Henzel,	Moran,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennis,	Keiser,	Odorisio,	Wargo,
Dennison,	Kernaghan,	Ogilvie,	Weidner,
Devlin,	Kessler,	O'Neil,	Welsh,
Donahue,	Kooker,	Parlante,	Wescott,
Donaldson,	Kornick,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House preceeded to the third reading and consideration of House Bill No. 489, entitled as follows:

An Act permitting the recording of leases subleases and agreements to lease or sublease permitting the recording of memoranda thereof prescribing the minimum contents of such memoranda * * *.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boies,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heavey,	Miller, H. G.,	Stank,
Branca,	Heffner,	Mills,	Steckel,
Brenninger,	Helm,	Monroe,	Stevens,
Breth,	Henzel,	Moran,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennis,	Keiser,	Odorisio,	Wargo,
Dennison,	Kernaghan,	Ogilvie,	Weidner,
Devlin,	Kessler,	O'Neil,	Welsh,
Donahue,	Kooker,	Parlante,	Wescott,
Donaldson,	Kornick,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 495, Printer's No. 165

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House preceeded to the third reading and consideration of House Bill No. 621, entitled as follows:

An Act creating a Bituminous Mine Law Study Commission for the purpose of making a study and investigation of all laws relating to bituminous coal mines and the preparation of a modern code relating thereto.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boies,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heavey,	Miller, H. G.,	Stank,
Branca,	Heffner,	Mills,	Steckel,
Brenninger,	Helm,	Monroe,	Stevens,
Breth,	Henzel,	Moran,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennis,	Keiser,	Odorisio,	Wargo,
Dennison,	Kernaghan,	Ogilvie,	Weidner,
Devlin,	Kessler,	O'Neil,	Welsh,
Donahue,	Kooker,	Parlante,	Wescott,
Donaldson,	Kornick,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House preceeded to the third reading and consideration of House Bill No. 640, entitled as follows:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) further regulating bonds to be given for protection of labor and materialmen.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. A. W. JOHNSON. Mr. Speaker, the bills were, on my calendar, marked to be passed over but I realize there was a caucus change on the other side and I was out and did not receive the message.

I just want to say that I realize I am interrupting a roll call, but 640 and 644 increase the amounts of purchases to be made by a borough in 640, and in 644 it raises the amount from $500 to $1000 for the purchases to be made by a third-class city.

We had already covered those two bills in our caucus previously, and I would suggest that the Members on our side go along on the bills.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boles,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heavey,	Miller, H. G.,	Stank,
Branca,	Heffner,	Mills,	Steckel,
Brenninger,	Helm,	Monroe,	Stevens,
Breth,	Henzel,	Moran,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennis,	Keiser,	Odorisio,	Wargo,
Dennison,	Kernaghan,	Ogilvie,	Weidner,
Devlin,	Kessler,	O'Neil,	Welsh,
Donahue,	Kooker,	Parlante,	Wescott,
Donaldson,	Kornick,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 644, entitled as follows:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) further regulating bonds to be given for protection of labor and materialmen.

And said bill having read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boles,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Heavey,	Miller, H. G.,	Stank,
Branca,	Heffner,	Mills,	Steckel,
Brenninger,	Helm,	Monroe,	Stevens,
Breth,	Henzel,	Moran,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, H. P.	Taylor,
Cioffi,	Jenkins,	Murray, J. J.,	Tompkins,
Clarke,	Jim,	Musto,	Trusio,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Cooper,	Johnson, R.,	Needham,	Varallo,
Crossin,	Jones, T. H. W.,	Nelson,	Varner,
Curwood,	Jump,	O'Dell,	Verona,
Davis,	Kamyk,	O'Donnell, J. A.,	Wall,
Dengler,	Kee,	O'Donnell, J. P.,	Walsh,
Dennis,	Keiser,	Odorisio,	Wargo,
Dennison,	Kernaghan,	Ogilvie,	Weidner,
Devlin,	Kessler,	O'Neil,	Welsh,
Donahue,	Kooker,	Parlante,	Wescott,
Donaldson,	Kornick,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 666 Printer's No. 113 and
Senate Bill No. 309 Printer's No. 610
were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 338, entitled as follows:

An Act making an apropriation to the General Assembly for the payment of expenses of its Inaugural Committee.

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. HOCKER. Mr. Speaker, I think that the House is entitled to know—we tried to find out in our caucus and were not successful—I think someone should explain just what this money was used for.

Mr. McCANN. Mr. Speaker, Senate Bill 338, Printer's No. 363, is the appropriation for the inaugurration.

The bills are as follows: It covers the inaugural stands, all of the affiairs dealing with the inauguration, including the expenses of the change to the Farm Show Building on the date of the inauguration. There are 24,900 and some dollars' worth of bills payable for the inauguration. The exact amount, is $24,937.40.

On the question recurring,
Shall the bill pass finally?
Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fox,	McCandless,	Riley,
Anderson,	Frank,	McCann,	Rovansek,
Arlene,	Frascella,	McCormack,	Royer,
Ashton,	Fulmer,	McDonald,	Rudisill,
Auker,	Gailey,	McInroy,	Sakulsky,
Balthaser,	Gallagher,	McKeever,	Scarcelli,
Barton,	Garlock,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schuster,
Blair,	Gibb,	Magee,	Schwartz,
Boles,	Gibson,	Mahan,	Seltzer,
Bonner,	Goldstein,	Maxwell,	Sherman,
Boris,	Goodrich,	Meholchick,	Shupnik,
Bower,	Gramlich,	Merry,	Silverman,
Bowman,	Hamilton,	Mihm,	Snare,
Branca,	Heavey,	Miller, B. Z.,	Snider,
Brenninger,	Heffner,	Miller, H. G.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Brown,	Henzel,	Monroe,	Stevens,
Buchanan,	Hocker,	Moran,	Stewart,
Burns,	Holliday,	Muldowney,	Stimmel,
Capano,	Holt,	Mullen,	Stone,
Capitolo,	Horst,	Munley,	Stoner,
Cianfrani,	Irvis,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Isaacs,	Murphy, P. J.,	Sullivan,
Clarke,	Jenkins,	Murray, H. P.	Taylor,
Comer,	Jim,	Murray, J. J.,	Tompkins,
Cooper,	Johnson, A. W.,	Musto,	Trusio,
Crossin,	Johnson, R.,	Naugle,	Ujobai,
Curwood,	Jones, T. H. W.,	Needham,	Varallo,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Edwards,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eilberg,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshback,	Lamb,	Petrosky,	Willard,
Eshleman,	Lee, A. M.,	Polaski,	Willaredt,
Ewing,	Lee, K. B.,	Polen,	Wilt,
Farabaugh,	Leonard,	Prendergast,	Wood,
Fetterolf,	Light,	Price,	Wynd,
Filo,	Limper,	Pursley,	Yatron,
Fineman,	Lippincott,	Reibman,	Yetter,
Floyd,	Lopresti,	Reidenbach,	Zimmerman,
Flynn,	Luigard,	Renwick,	Andrews,
Foerster,	Lutty,	Rigby,	Speaker

NAYS—2

Varner,	Worley,

NOT VOTING—8

Gelfand,	Haudenshield,	Markley,	Stroup,
Guthrie,	Knecht,	Murray, P. G.,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Mr. FOX. Mr. Speaker I move that the vote by which House Bill No. 338, Printer's No. 208, entitled:

"An Act amending 'The Second Class Township Code,' approved May 1, 1933 (P. L. 103) changing provisions relating to compensation of special school police."

was defeated on Final Passage Wednesday, April 1, 1959, be reconsidered.

Mr. CIOFFI. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Lawrence, Mr. Fox vote on the final passage of this bill?

Mr. FOX. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Lawrence, Mr. Cioffi vote on the final passage of this bill?

Mr. CIOFFI. Mr. Speaker, I voted in the affirmative.

The SPEAKER. The gentleman is not qualified to second the motion.

Mr. GEORGE. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Cumberland, Mr. George vote on the final passage of this bill?

Mr. GEORGE. Mr. Speaker, I voted with the prevailing side.

On the question,
Will the House agree to the motion?
It was agreed to.
On the question, recurring,
Shall the bill pass finally?

BILL POSTPONED

Mr. FOX. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives
April 6, 1959.

Art Wall, Jr., of Honesdale, Pennsylvania, representing Pocono Manor, and son of Art Wall, Sr., esteemed member of the House of Representatives of Pennsylvania, blasted out five birdies on the final six holes yesterday at Suny Augusta National Golf Club, Augusta, Georgia, to bring new glory both to himself and his native State

by winning his first "big" tournament, the Twenty-Third Masters Golf Tournament.

Art has long been one of golf's finest and has made Pennsylvania proud of him by playing such consistently good golf to earn for himself a position on the coveted Ryder Cup Team of 1957. Although he has won two other major tournaments this year, and finished well toward the top in numerous others, none of these are comparable to the "Masters" in prestige. Yesterday he trailed defending champion, Arnold Palmer of Ligonier, Pennsylvania, and Stan Leonard, by six strokes when the final round started and was resting in a four-way tie for thirteenth place. With half of the final round over, Art was still five strokes behind, but his fabulous whirlwind finish beginning on the thirteenth hole will never be forgotten.

Art's final score of 184 for the 72-hole tournament was four under theoretical perfection. His last round 66 was six under par.

Art has been quoted as saying to Arnold Palmer, his fellow Pennsylvanian who was leading the tournament going into the final round. "Keep this Masters championship in Pennsylvania," Palmer was trying for an unprecedented second traight Masters Title. Certainly Art's pride in his native State can be no greater than the pride all Pennsylvanians today feel for him; therefore be it

RESOLVED (the Senate concurring), That the members of the House of Representatives and the Senate of Pennsylvania offer their warmest congratulations to Art Wall, Jr., for his brilliant and inspiring play that brought great honor to him and retained the Masters Championship in Pennsylvania; and be it further

RESOLVED, That a copy of this resolution be sent to Arthur J. Wall, Jr., at Pocono Manor, Pennsylvania.

REPORTS FROM COMMITTEE

Mr. DEVLLIN from the Committee on Judiciary, reported as amended, House Bill No. 296, entitled:

An Act amending the act of May 22, 1933 (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," increasing the compensation of jurors.

Mr. BLAIR from the Committee on Municipal Corporations, reported as committed, House Bill No. 335, entitled:

An Act regulating and prescribing the working hours and vacation periods of police officers employed by any county, city, except Philadelphia, borough, town or township having a regular police force.

Mr. DEVLIN from the Committee on Judiciary, reported as amended, House Bill No. 367, entitled:

An Act amending the act of July 21, 1941 (P. L. 425), entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses, * * *" increasing the compensation of witnesses.

BILL RE-REFERRED

Mr. RUDISILL from the Committee on Judiciary, returned with the recommendation that it be re-referred to the Committee on Public Health and Sanitation, House Bill No. 1075, entitled:

An Act relating to sewage and water facilities in realty subdivisions; imposing duties on recorders of deeds; granting powers to and imposing duties upon the Department of Health and its designate representatives, and prescribing penalties.

The SPEAKER: The bill is re-referred to the Committee on Public Health and Sanitation.

RESOLUTIONS

CONGRATULATIONS

The SPEAKER. The Chair lays before the House a resolution reported from the Committee on Rules at this morning's session.

The resolution was read, considered and unanimously adopted as follows:

In the House of Representatives
April 1, 1959.

On April 1, 1909 George Boxheimer reported for work as a stenographer in the Department of Public Works of the City of Pittsburgh.

Today as City Clerk he begins his fifty-first year of employment with the City of Pittsburgh.

During the intervening years, he has displayed such a dedication to duty, and given of his tremendous ability in such measure that he has earned the respect, admiration and gratitude of the entire city. He is known as a tireless worker, arriving at the office between seven and seven-thirty in the morning and frequently working until seven in the evening. It is common to find him working on Saturdays, Sundays, holidays and during his vacation. He is ever striving to improve his near perfect work. Although using shorthand every day, he has practiced it every evening since 1909. He is satisfied with his work only when he knows that he has done the best job he could possibly do.

George Boxheimer was born on June 21, 1891 in uptown Pittsburgh. He was educated at Holy Trinity Grade School, Epiphany High School and the Pittsburgh Business College. To obtain his education he sold newspapers and worked in a grocery store.

On June 25, 1913 he married Julia Riley at St. Brigid's Roman Catholic Church. They were blesed with three fine children, George Jr., William and Mary Frances. Now they are enjoying their two grandchildren, Mary Anne and Neil.

The Boxheimers belong to St. Marys of the Mount Catholic Church in Pittsburgh, and are active in its affairs.

Forty-nine of George's fifty years with the city have been in the City Clerk's office and on September 10, 1951 he became the head of that office, a reward for service which he richly deserved; therefore be it

Resolved, That the House of Representatives congratulate George Boxheimer on this fiftieth anniversary of his employment with the City of Pittsburgh and congratulate the City of Pittsburgh on finding and keeping so valuable an employe; and wish for both of them that his service will extent into many more years, and be it further

Resolved, That a copy of this resolution be forwarded to George Boxheimer at 202 Olympia Street, Pittsburgh, Pennsylvania.

Mr. FILLO offered a resolution which was filed with the Clerk.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 764.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg.
April 7, 1959.

To the Honorable, House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 764, Printer's No. 211, entitled "An Act making an appropriation to the joint committee appointed by the House of Representatives and the Senate to study and investigate the recent mine disaster."

DAVID L. LAWRENCE

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 191.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing that out-of-state physicians may certify that applicants for teachers' certificates are not mentally or physically disabled.

HOUSE BILL No. 349.

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) increasing the mileage allowance for county officers to meetings of their State associations.

HOUSE BILL No. 350.

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

HOUSE BILL No. 490.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) requiring that children be vaccinated before being admitted to kindergartens.

HOUSE BILL No. 545.

An Act amending the "Second Class County Code" approved July 28, 1953 (P. L. 723) further regulating contracts and purchases.

HOUSE BILL No. 567.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) authorizing submission of question of formation of union or merged districts at primary elections.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 146, 160, 208, 304, 388, 422, 423 and 433.

REHEARSAL

Chorus Rehearsal today immediately following this session, for Members of the House in the Majority Caucus Room.

ADJOURNMENT

Mr. R. P. JOHNSON. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 8, 1959 at 10:00 a.m.

The motion was agreed to, and (at 5:24 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., WEDNESDAY, APRIL 8, 1959. No. 31.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 8, 1959

The House met at 10:00 a.m.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

O Thou Great Eternal God, the Holy One of Israel, Thou Who didst call Abraham and make with him a lasting covenant, Thou Who hast reemphasized that covenant with the great prophet Jeremiah, and Thou Who dost call us by that same covenant; bring us to the realization of the personal relationship which we have with Thee in this life; enlighten us with the truth of the worth of the idividual man; and inspire us to bring to full fruition the fruits which will exemplify the ability which we possess; that Thy name may be glorified and Thy praises sung throughout the world, so that Thy kingdom may come and Thy will may be done on earth as it is in heaven: through Jesus Christ, Thy Son, our Lord, who liveth and reigneth with Thee and the Holy Ghost, ever one God, world without end. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Tuesday, March 31, 1959? If not, and without objection, the Journal is approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, April 7, 1959 will be postponed until printed.

The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Mr. FOERSTER. HOUSE BILL No. 1219.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), prohibiting the issuance or transfer of hotel, restaurant and club liquor licenses, and malt and brewed beverage retail licenses to locations within three hundred feet of any church, hospital, charitable institution, school or public playground.

Referred to the Committee on Liquor Control.

By Messrs. H. H. PERRY, NELSON and STROUP. HOUSE BILL No. 1220.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for continuing operation of joint school systems when one or more member districts fail to unite with other member districts in the formation of a union or merged school district.

Referred to the Committee on Education.

By Messrs. ROVANSEK, YATRON, CURWOOD and WYND. HOUSE BILL No. 1221.

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897), bringing hospital employes within the provisions of the act.

Referred to the Committee on Workmen's Compensation.

By Messrs. YATRON, SAKULSKY, BRENNINGER and CURWOOD. HOUSE BILL No. 1222.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) requiring that motor vehicles be equipped with side-view mirrors.

Referred to the Committee on Motor Vehicles.

By Messrs. MAXWELL, JIM, BUCHANAN and KORNS. HOUSE BILL No. 1223.

An Act authorizing the Department of Property and Supplies with the approval of the Governor, to sell and convey a certain lot or tract of ground with improvements thereon in Blairsville, Indiana County.

Referred to the Committee on State Government.

By Messrs. LUTTY, KAMYK, AGNEW and WILT. HOUSE BILL No. 1224.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 23 acres, more or less, of land situate in Collier Township, Allegheny County.

Referred to the Committee on State Government.

By Messrs. DEVLIN and DOUGHERTY. HOUSE BILL No. 1225.

An Act amending the act of May 20, 1937 (P. L. 728), entitled "An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Comonwealth; providing for and regulating the procedure in prosecuting claims before such board;***; and authorizing an appropriation," changing provisions relating to the compensation of members and employes of the board; authorizing additional employes; changing provisions relating to the assessment and payment of filing fees and costs; creating the Arbitration of Claims Fund; and making an appropriation.

Referred to the Committee on State Government.

By Messrs. KAMYK, LAMB, GOLDSTEIN and RIGBY. HOUSE BILL No. 1226.

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; * * *," providing payments to the widow and children of members who are killed while on duty.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. KAMYK, LAMB, GOLDSTEIN and RIGBY. HOUSE BILL No. 1227.

An Act amending the "Policemen's Relief and Pension Fund Law" approved May 22, 1935 (P. L. 233), providing payments to the widow and children of members who are killed while on duty.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. McLAUGHLIN and DONALDSON. HOUSE BILL No. 1228.

An Act to validate and quiet the title to lands and buildings heretofore sold by boards of school directors at public auction without full compliance with provisions of law authorizing such sales.

Referred to the Committee on Judiciary.

By Messrs. SNARE, RENWICK, and SELTZER. HOUSE BILL No. 1229.

An Act amending the act of August 10, 1951 (P. L. 1199), entitled "An act concerning divises, bequests or gifts in trust for the care and maintenance of cemeteries, burial grounds or cemetery lots, trustees; and substituted trustees thereof, sureties of said trustees, the investment of such trust funds, accounts of said trustees; approving actions and proceedings prior to this act; and repealing conflicting laws," extending the provisions thereof to include political subdivisions.

Referred to the Committee on Judiciary.

By Messrs. GOODRICH, RENWICK, K. B. LEE, Mrs. DONAHUE, Messrs. BRETH, BONNER and TOMPKINS HOUSE BILL No. 1230.

An Act amending the "Law Fixing Annual Charge on Forest Lands," approved May 17, 1929 (P. L. 1798) increasing the amount of the fixed charge payable by the Commonwealth.

Referred to the Committee on State Government.

By Messrs. REIDENBACH, NEEDHAM, MUSTO and JUMP HOUSE BILL No. 1231.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), excepting certain restaurants at airports from the quota limitations.

Referred to the Committee on Liquor Control.

By Messrs. REIDENBACH, FINEMAN, PRICE and STECKEL HOUSE BILL No. 1232.

An Act amending the act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration therof; * * *" adding certain additional requirements for loans for which members' rights may be assigned as security; * * * requiring the retirement board to pay to credit unions the amount of money which such credit union has loaned; * * *"

Referred to the Committee on State Government.

By Messrs. J. J. MURRAY, JENKINS and ESHBACK HOUSE BILL No. 1233.

An Act amending the act of October 22, 1955 (P. L. 722), entitled "An act fixing the salary of the clerk of the court of oyer and terminer, quarter sessions of the peace, and of the municipal court ***." increasing salaries.

Referred to the Committee on Judiciary.

By Messrs. GEORGE, STONER, BRETH and CURWOOD HOUSE BILL No. 1234.

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L. 448) permitting certain money to be used for the acquisition, leasing, development, management and maintenance of any fishing waters within the State in which the public is permitted to fish.

Referred to the Committee on Fisheries.

By Messrs. GEORGE, STONER, BRETH and CURWOOD HOUSE BILL No. 1235.

An Act providing for the establishment of an experimental trout station on the Big Springs Stream in Cumberland County; and making an appropriation.

Referred to the Committee on Fisheries.

By Messrs. MULDOWNEY, CLARKE, A. M. LEE and COOPER HOUSE BILL No. 1236.

An Act amending the "Banking Code," approved May 15, 1933 (P. L. 624) changing certain requirements for voluntary liquidation and disolution.

Referred to the Committee on Banking and Building and Loan Asociations.

By Messrs. MULDOWNEY, CLARKE, A. M. LEE and COOPER HOUSE BILL No. 1237.

An Act amending the "Banking Code" approved May 15, 1933 (P. L. 624), further regulating the pledge of assets for deposits.

Referred to the Committee on Banking and Building and Loan Asociations.

By Messrs. LAMB, FOERSTER, HOCKER and KEISER HOUSE BILL No. 1238.

An Act amending the act of July 18, 1935 (P. L. 1314), entitled, as amended, "An act authorizing the utilization of the Pennsylvania State Police Training School for training persons to act as policemen * * * ," changing the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

Referred to the Committee on State Government.

By Messrs. LAMB, FOERSTER, HOCKER and KEISER HOUSE BILL No. 1239.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), changing the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

Referred to the Committee on State Government.

By Mr. A. J. MURPHY HOUSE BILL No. 1240.

An Act amending the act passed in 1705 (1 Sm. L. 25),

entitled "An act to restrain people from labor on the first day of the week," providing for arrest in certain cases.

Referred to the Committee on Judiciary.

By Messrs. FLYNN, CAPANO, ROVANSEK and WILT HOUSE BILL No. 1241.

An Act amending "The Coal Mine Sealing Act of 1947" approved June 30, 1947 (P. L. 1177) imposing duties on the Department of Mines and Mineral Industries and the operator of a mining operation that causes a water loss or diminution and imposing penalties.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. MAXWELL, MILLS, GOLDSTEIN and RIGBY HOUSE BILL No. 1242.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), increasing penalties for speeding.

Referred to the Committee on Motor Vehicles.

By Messrs. MAXWELL, MILLS, GOLDSTEIN and RIGBY HOUSE BILL No. 1243.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) changing provisions relating to speed restrictions and increasing penalties.

Referred to the Committee on Motor Vehicles.

By Messrs. MILLS, MAXWELL, GOLDSTEIN and RIGBY HOUSE BILL No. 1244.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905) further providing for the revocation and suspension of operators' licenses and operating privileges on the basis of a point system.

Referred to the Committee on Motor Vehicles.

By Messrs. MAXWELL, GOLDSTEIN, MILLS and RIGBY HOUSE BILL No. 1245.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), conferring powers and imposing duties on local authorities and the Secretary of Highways with respect to speed limitations.

Referred to the Committee on Motor Vehicles.

By Mesrs. POLEN, HELM, POLASKI and A. W. JOHNSON HOUSE BILL No. 1246.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for the payment of interest on account of unpaid salaries of employes of school districts.

Referred to the Committee on Education.

By Mr. CAPANO and Mrs. HENZEL HOUSE BILL No. 1247.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing salaries for secondary shcool principals.

Referred to the Committee on Education.

By Messrs. AGNEW and RIGBY. HOUSE BILL No. 1248.

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872), prohibiting spectators at certain athletic events from possessing or consuming alcoholic beverages.

Referred to the Committee on Law and Order.

By Messrs. FRANK, McCANN, A. W. JOHNSON and RIGBY. HOUSE BILL No. 1249.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), establishing a Department of Recreation and defining its powers and duties and providing for a Secretary of Recreation and for his appointment.

Referred to the Committee on State Government.

By Messrs. FRANK, McCANN, A. W. JOHNSON and RIGBY. HOUSE BILL No. 1250.

An Act establishing the Pennsylvania Recreation Commission and its Advisory Council; determining its powers and duties, and making an appropriation.

Referred to the Committee on State Government.

By Messrs. FRANK, McCANN, A. W. JOHNSON and RIGBY. HOUSE BILL No. 1251.

An Act amending the act of June 1, 1956 (P. L. 1959), entitled "An act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court, * * *," fixing the salary of the Secretary of Recreation.

Referred to the Committee on State Government.

By Messrs. FRANK, McCANN, A. W. JOHNSON and RIGBY. HOUSE BILL No. 1252.

An Act relating to and providing for the promotion and development of a State-wide recreation program in the Commonwealth; and conferring powers and duties upon the Department of Recreation and the Advisory Recreation Council.

Referred to the Committee on State Government.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. FILO and BOIES. RESOLUTION No. 54.

In the House of Representatives, April 7, 1959.

The Borough of West Mifflin, in Allegheny County, is presently facing a financial crisis. The long range plans of this community were rightfully based upon anticipated revenues from existing sources of taxation and from a full utilization of its industrial potential. These expectations, however, have been shattered, first by a 1957 act of the Pennsylvania Legislature which rapidly decreases and soon will completely exclude machinery, tools, appliances and other equipment from being considered in determining the values of industrial establishments for tax purposes; and second, by the location within this community by the Federal Government of the Bettis Atomic Research Laboratory. The location of this instrumentality of the Federal Government imposes an additional burden upon the Borough of West Mifflin not only because of the occupation of the best industrial site by a tax-free agency, but also because of the additional demands placed upon educational facilities and public works because of the persons there employed. The present token payment made by the Federal Government in lieu of taxes is grossly inadequate to compensate for the loss of revenue which could otherwise be realized.

It can reasonably be assumed that other municipalities are presently facing the same problems which now exist in the Borough of West Mifflin; therefore be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania memorialize the Congress of the United States to enact legislation providing that where the assessed valuation of tax-exempt property owned by the Federal Government within any municipality is greater than 2% of the total assessed valuation of such municipality, the Federal Government shall either make

additional payments in lieu of taxes, or shall permit such property to be subject to tax; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each house of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

The SPEAKER. This being the birthday of the gentleman from Armstrong, Mr. Helm, your former Speaker, the Chair is requesting him to preside throughout today's session.

MR. HELM IN THE CHAIR

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 146.

An Act amending the act of June 25, 1947 (P. L. 1145) entitled as amended "Local Tax Enabling Law" further regulating taxes on the transfer of real property and imposing penalties for the recording of taxed documents without the proper stamps affixed thereto.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 160.

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing the improvement of streets by the borough without petition and the assessment and collection of costs from abutting property owners.

Referred to the Committe on Boroughs.

SENATE BILL No. 208.

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," permitting secretaries of school boards to be non-residents of the school district for which elected.

Referred to the Committee on Education.

SENATE BILL No. 304.

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" providing for the creation of capital reserve funds for capital expenditures.

Referred to the Committee on Cities—Counties Second and Second Class A.

SENATE BILL No. 388.

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" requiring landowners to maintain and keep in repair sidewalks or sidewalks and curbs abutting on their property.

Referred to the Committee on Townships.

SENATE BILL No. 422.

An Act amending the act of August 5, 1941 (P. L. 803) entitled as amended "An act providing for the creation maintenance and operation of a county employes' retirement system in counties of the fifth sixth seventh and eighth class * * *" limiting the exemption on execution.

Referred to the Committe on Counties.

SENATE BILL No. 423.

An Act amending the act of July 8, 1941 (P. L. 298) entitled "Fourth Class County Retirement Law" limiting the exemption on execution and other legal processes.

Referred to the Committe on Counties.

SENATE BILL No. 433.

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" providing for the consolidation of two townships in certain cases by the court of quarter session without submitting to a vote of the electors.

Referred to the Committee on Townships.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 191

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing that out-of-state physicians may certify that applicants for teachers' certificates are not mentally or physically disabled.

HOUSE BILL No. 349

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) increasing the mileage allowance for county officers to meetings of their State associations.

HOUSE BILL No. 350

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) increasing the mileage allowance for delegates to meetings of the State Association of Boroughs.

HOUSE BILL No. 490

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) requiring that children be vaccinated before being admitted to kindergartens.

HOUSE BILL No. 545

An Act amending the "Second Class County Code" approved July 28, 1953 (P. L. 723) further regulating contracts and purchases.

HOUSE BILL No. 567

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) authorizing submission of question of formation of union or merged districts at primary elections.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Gibson for Mr. STROUP for today.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 226, entitled:

An Act permitting certain ambulances fire apparatus rescue vehicles and other emergency vehicles to pass over turnpikes toll roads and toll bridges without paying tolls.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 272, entitled:

An Act requiring State licensing boards and agencies to give credit for training received in the armed services of the United States toward requirements for internship clerkship apprenticeship and other job training as a prerequisite to issuing a license.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 296, entitled:

An Act amending the act of May 22, 1933 (P. L. 851) entitled "An act fixing the pay and mileage of jurors and witnesses" increasing the compensation of jurors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 335, entitled:

An Act regulating and prescribing the working hours and vacation periods of police officers employed by any county city except Philadelphia borough town or township having a regular police force.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 367, entitled:

An Act amending the act of July 21, 1941 (P. L. 425) entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses * * *" increasing the compensation of witnesses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 388, entitled:

A Supplement to the "State Employes' Retirement Law" approved June 27, 1923 (P. L. 858) authorizing certification of periods of State employment and transfer of contingent and State annuity reserves and accumulated deductions from the State Employes Retirement System to the retirement systems of counties of the second class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 394, entitled:

An Act amending the "State Employes' Retirement Law" approved June 27, 1923 (P. L. 858) excepting employes of county health departments in counties of the second class from the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 401, entitled:

An Act requiring common carriers by railroad to furnish flag protection to all trains occupying the main tracks.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 402, entitled:

An Act to repeal Secs. 662, 663 and 730 of "The Penal Code" approved June 24, 1939 (P. L. 872) relating to the imposition of penalties against railroad employes and other persons for certain activities during strikes and against transportation employes for injuries or death resulting from their actions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 406, entitled:

An Act relating to employers and employes of railroads and providing for the regulation of health and safety conditions in places of railroad employment.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 438, entitled:

An Act compelling common carriers by railroad to man locomotives trains and other self-propelled engines or machines with competent employes providing for the minimum number and qualifications of men so employed and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 442, entitled:

An Act amending the "Business Corporation Law" approved May 5, 1933 (P. LL. 364) prescribing what shall constitute "doing business" by foreign business corporations in this Commonwealth for the purpose of service of process upon the Secretary of the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 505, entitled:

An Act amending the "Local Health Administration Law" approved August 24, 1951 (P. L. 1304) extending the provisions thereof to counties of the first class and to municipalities located in counties of the first class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 568, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) giving additional powers and duties to the Department of Public Instruction relating to acquisition of grounds and construction of school buildings.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 569, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions with respect to acquisition of real property and the disposal thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 628, entitled:

An Act regulating the time of payment of wages and earnings of railroad employes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 668, entitled:

An Act authorizing the licensing of public weighmasters defining their powers and duties providing for the collection and disposition of license fees and imposing penalties for violations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 693, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 707, entitled:

An Act amending the act of January 18, 1952 (P. L. 2159) entitled "An act creating the Pennsylvania Public Safety Commission as a commission * * *" increasing the membership of the commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 734, entitled:

An Act relating to tort claims against the Commonwealth waiving in part the Commonwealth's immunity from liability for certain torts * * *.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 735, entitled:

An Act relating to the public lands of the Commonwealth defining such land providing for the sale of vacant and unimproved public lands and the price to be paid therefor providing for the conveyance of title to vacant and unappropriated public land to the Department of Forests and Waters for forest culture forest reservation or State park purposes * * *:

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 738, entitled:

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 739, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 766, entitled:

An Act amending the "Administrative Agency Law" approved June 4, 1945 (P. L. 1388) requiring the conducting of investigations by agencies as a requisite to the validity of adjudication in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 791, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" authorizing cities to contract with and make payments to transportation services.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 794, entitled:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) providing that violations of certain rules promulgated by the Department of Forests and Waters shall be summary offenses and extending the provisions of the act to include violations at certain additional parks.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 795, entitled:

An Act amending "The Administrative Code of 1929" approved April 8, 1929 (P. L. 177) providing that rules and regulations established by the Department of Forests and Waters governing State parks shall apply to the Pennsylvania State Park at Erie Washington Crossing Park and Valley Forge Park.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 799, entitled:

An Act fixing the fees to be charged by the Department of Internal Affairs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 829, entitled:

An Act amending "The General County Assessment Law" approved May 22, 1933 (P. L. 853) removing the restrictions placed upon the expenditure of tax moneys paid under protest eliminating the payment of interest on refunds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 857, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) permitting cities to lease their port facilities for a term not exceeding twenty-five years.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 878, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) providing for the payment of service increments to firemen in addition to their pensions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 886, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey two tracts of land consisting of 5.13 acres more or less and 50.50 acres respectively situate in Madison Township Perry County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 887, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey two tracts of land consisting of 29.60 acres more or less and 26.30 acres respectively situate in Woodbury Township Blair County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 892, entitled:

An Act amending the act of July 10, 1935 (P. L. 645) entitled "An act imposing certain requirements on certain hospitals receiving State aid * * *" regulating the availability of doctors at all hospitals.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 897, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) specifying and clarifying the zone of jurisdiction of borough planning commissions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 908, entitled.

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) empowering the borough council to adopt a procedure for the sale of personal property of an estimated sale value of less than two hundred dollars ($200) such procedure not to require the approval of each individual sale by the council.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 927, entitled.

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" defining years of service to include time spent in the armed forces of the United States upon certain payments.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 946, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) further providing for the organization hours of service and compensation of firemen.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 947, entitled:

An Act amending the act of September 7, 1955 (P. L. 579) entitled "An act requiring recorders of deeds in cer-

tain cases to report transfers of property to borough township school district town and second class A and third class city tax collectors" providing that all transfers of property in boroughs townships school districts towns and second class A and third class cities shall be reported to the tax collector thereof and providing that the fee shall be paid by the transferee of such property.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 956, entitled:

An Act amending the "Public School of 1949" approved March 10, 1949 (P. L. 30) authorizing expenditures for evaluation of school programs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 957, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing the procedure for a change of classification.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 965, entitled:

An Act amending the "1937 Magistrates' Court Act" approved June 15, 1937 (P. L. 1743) eliminating the central police court providing for central magistrates' courts and for the assignment of magistrates by the chief magistrate.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 968, entitled:

An Act amending the "1937 Magistrates' Court Act" approved June 15, 1937 (P. L. 1743) creating the position of referee in the traffic court prescribing their functions and fixing their salaries.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 969, entitled:

An Act amending the "1937 Magistrates' Court Act" approved June 15, 1937 (P. L. 1743) providing for the appointment of an acting chief magistrate.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 975, entitled:

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 980, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions relating to teaching qualifications certification of teachers and the registering and recording of certificates.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 981, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions relating to attending high schools in nonresident districts and to the payment of tuition.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1035, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) providing that the civil service provisions of the act shall not apply to the retirement of police and firemen.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1119, entitled:

An Act requiring attendants at certain railroad grade crossings and imposing a duty on the Public Utility Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 127, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 173, entitled:

An Act amending the act of April 25, 1929 (P. L. 723) entitled "An act regulating the investment of funds by administrative departments * * *" increasing the investment powers of State administrative departments boards commissions or officers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 250, entitled:

An Act amending the act of April 9, 1929 (P. L. 343) entitled "The Fiscal Code" providing for additional reimbursement and procedures relative thereto in the auditing of disbursements affairs and accounts and clarifying the provisions relating to audits.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

BILLS PASSED OVER

There being no objection

Senate Bill No. 255, Printer's No. 272 and

Senate Bill No. 256, Printer's No. 273

were passed over at the request of the SPEAKER pro tempore.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILLS

Mr. SHERMAN asked and obtained unanimous consent to extend the time five days on House Bill No. 135, Printer's No. 48 on page 13 of today's calendar, bills on final passage postponed.

Mr. McCANN asked and obtained unanimous consent to extend the time five days on House Bill No. 310, Printer's No. 66 on page 13 of today's calendar, bills on final passage postponed.

Mr. McCANN asked and obtained unanimous consent to extend the time five days on House Bill No. 501, Printer's No. 137 on page 13 of today's calendar, bills on final passage postponed.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 90, Printer's No. 203

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 266, entitled as follows:

An Act amending "The Penal Code" approved June 24 1939 (P. L. 872) prohibiting the installation or operation in motor vehicles of equipment capable of intercepting police radio messages and providing for certain exemptions

On the question,

Will the House agree to the bill on third reading?

Mr. McCORMACK asked unanimous consent to offer amendments to this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, next to last line of Title, by striking out "capable of intercepting" and inserting: adjusted or tuned to receive.

Amend Sec. 1 (Sec. 330), page 2, line 2, by inserting after "vehicle" except emergency vehicles as herein defined.

Amend Sec. 1 (Sec. 330), page 2, line 2, by striking out "high."

Amend Sec. 1 (Sec. 330), page 2, line 2, by inserting after "frequency" modulation.

Amend Sec. 1 (Sec. 330), page 2, lines 3 and 4, by striking out "capable of receiving any message transmitted by any police radio station" and inserting: so adjusted or tuned as to receive messages or signals on frequencies assigned by the Federal Communications Commission to police or law enforcement officers of the Commonwealth of Pennsylvania or any political subdivision thereof.

Amend Sec. 1 (Sec. 330), page 2, line 4, by striking out "high."

Amend Sec. 1 (Sec. 330), page 2, line 4, by inserting after "frequency" modulation.

Amend Sec. 1 (Sec. 330), page 2, line 5, by inserting after "equipment" so adjusted or tuned.

Amend Sec. 1 (Sec. 330), page 2, lines 8 to 15, by striking out all of said lines, and inserting: (b) The term "emergency vehicles" as used in this section, shall mean any motor vehicle (1) used by any law enforcement officer or employe of the Federal or State government, or any political subdivision thereof for official business, or (2) used by a public utility, or (3) used by the holder of a valid Special Emergency License or Amateur Radio Operator License or Station License issued by the Federal Communications Commission, or (4) designated as an emergency vehicle by the Secretary of Revenue, when said vehicle is to be assigned the use of frequencies assigned to the Commonwealth of Pennsylvania, or (5) designated as an emergency vehicle by the chief law enforcement officer of any political subdivision of this Commonwealth when said vehicle is to be assigned the use of frequencies assigned to such political subdivision.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 336, entitled as follows:

An Act requiring the approval of electorate prior to the construction erection or acquisition of public housing projects in cities of the first class in certain cases

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. GAILEY. I yield to the gentleman from Philadelphia, Mr. Schwartz.

The SPEAKER pro tempore. The gentleman from York, Mr. Gailey, yields to the gentleman from Philadelphia, Mr. Schwartz.

Mr. SCHWARTZ. Mr. Speaker, in reference to this bill I first would like to bring to the attention of the Members on both sides of the aisle that in the party platforms of the Democratic party and the Republican party there is a plank which binds both parties to support public housing. I say to you at the outset that if you vote for this bill, be you a Democrat or be you a Republican, you are breaching your party's platform.

I have in my hand an article in the Evening Bulletin. I just want to read the first sentence:

> "Philadelphia can just forget about any future housing if the pending local option bill becomes law."

In principle I am not opposed to a referendum as such, providing the referendum is the proper type of referendum. I say to you that this is not a proper type of referendum. There is a reason for that. If you permit this type of legislation, whether it applies to this particular bill or a similar type of bill, you are, to all intents and purposes, destroying representative government.

The Members here will recall that you, by the charter, gave the city of Philadelphia certain rights. Now, if you pass a bill like this you are abrogating the powers that you have already given to the city of Philadelphia to legislate. Let me explain to you exactly what I mean.

In Philadelphia they have a city council and, under that charter to which I referred, every type of a change of an ordinance on a housing site first is sent to the City Planning Commission for its approval. It is then sent to the city of Philadelphia. So that these requests for a housing site are first sent to our City Planning Commission; it is screened by that particular Commission; and they then give their opinion as to the site in question or an ordinance or whatever it may be, to City Council. City Council then, under the charter, is required to advertise notice of a public hearing and to hold such a public hearing at which anyone residing in the city of Philadelphia and has an interest can appear and voice his particular objection. Now that is representative government.

We have such things down there as zoning boards of adjustment, all kinds of boards that decide what is good for the city and what is not good for the city. Now, there is no distinction, in my opinion, between a person who comes to a zoning board and requests a change in the zoning ordinance—they want to use it for a particular purpose. A bill like this, if you are going to permit this type of legislation and require a referendum, you can then turn around and say that before the zoning board of adjustment, for instance, can make any change, they have to conduct a public hearing, they have to grant a referendum, as you are doing here. You would destroy our representative local government down in the city of Philadelphia.

Now, another bad feature of this bill is that it applies to all public housing; not just to housing, low rent housing, which is paid for by the Federal government. You Members are familiar with redevelopment and redevelopment authorities. I say to you that this bill would apply to redevelopment authorities as well. You know, also, that redevelopment authorities must be built in a slum area. Now, how are you possibly going to have any redevelopment authorities operate and any projects built by them if you require a referendum?

The people in those areas may object or they may not object, but you want to recall that this applies to all public housing and therefor you have another reason before you why this is extremely bad legislation.

Let us go a step further. If you pass a bill like this public housing will disappear. Public housing in Pennsylvania will disappear for yet another reason. This piece of legislation is entirely in opposition to the Federal rules and regulations. In other words, if you pass this type of bill, the Federal government will say, "We are sorry. Because you do not comply with our regulations at this point, we cannot advance you any funds."

For your information, in this low cost housing field the Federal government today picks up 90 per cent of the entire tab. I urge you, in all sincerity, to vote against this type of legislation. We had the same bill two years ago. It was defeated on this floor and I trust that the Members wisely will defeat it again.

Mr. GAILEY. Mr. Speaker, I wish to speak very briefly to emphasize the importance of this bill, not only to the city of Philadelphia, but to the state as a whole.

I think it is important to those of us who do not live in Philadelphia for these two reasons. In the first place, the economic well-being of our Commonwealth is dependent on each and every part. We are all familiar with what redevelopment and public housing has done in our two great cities of Pittsburgh and Philadelphia. Those of us who do not live in Philadelphia can ill afford to have the sort of progress that they have made down there blocked by legislation of this sort, because that is just what this will do. That is the first reason.

The second reason is this: we in the city of York, and I know in many other cities, smaller cities, throughout the state have participated in the redevelopment program. I say to you that if this bill passes this is the opening wedge. This will encourage components of similar legislation in other cities, in other areas, throughout the state to introduce the same sort of legislation. I think if this bill passes it is the beginning of the end for public housing and redevelopment in the Commonwealth of Pennsylvania. We can ill afford that, and I ask all of you, whether you are from Philadelphia or not, to consider the impact of this bill and to vote against it.

Mr. SILVERMAN. Mr. Speaker, I would like to interrogate one of the sponsors of the bill—Mr. Kee.

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. Kee, permit himself to be interrogated?

Mr. KEE. I shall.

Mr. SILVERMAN. I would like to ask the gentleman which ward he represents.

Mr. KEE. Twenty-third Ward.

Mr. SILVERMAN. I would like to ask the gentleman the boundaries of that ward.

Mr. KEE. The boundaries of this ward are—well, we have an indirect boundary on the Roosevelt Boulevard, Frankford Creek, and we also have Van Kirk Street and Cheltenham Avenue right down to the Frankford Creek and back again.

Mr. SILVERMAN. How many miles does it encompass roughly?

Mr. Kee. I think it covers about seven miles.

Mr. SILVERMAN. Do you think it is fair for the people who are seven miles away from a particular project to vote on that project?

Mr. KEE. Why not?

Mr. SILVERMAN. First of all, they are quite a great distance away from it and it might not concern them. You would have an end to all public housing, and I would like to ask the gentleman if he knows the difference between public housing and slum clearance?

Mr. KEE. Mr. Speaker, I would like to say one thing for myself, and as long as I am being interrogated, I am not against slum clearance nor public housing.

Now let is be known once and for all in this House that this is not a bill against race discrimination or any other religion or race, because, as far as I am concerned,

this will help everyone, and it is about time we let our people decide what is best for their community.

I think it is about time we come to the voters, because even we will be here in two years or we will not be here in two years. Now that is a question for the voters to decide, and if they think it is good for the community, I think it is good. Let's clear the slums in the city of Philadelphia as it is a disgrace to come through some of the parts of the city and see the slums, and all the board is looking for, the housing commission is looking for, is building on empty lots.

Mr. SILVERMAN. Mr. Speaker, I object to the gentleman making that statement. He is being interrogated.

The SPEAKER pro tempore. The gentleman is being interrogated. If he desires to make a statement following the interrogation, the Chair will recognize him.

Mr. SILVERMAN. Will it be possible to obtain Federal funds under your proposed law?

Mr. KEE. Yes.

Mr. SILVERMAN. Do you know the machinery necessary in order to get federal funds for a project of this kind? How long does it take before the actual project is completed? When do you apply for the federal funds?

Mr. KEE. I don't think I am aware of that information. I plea that I do not know, but I do know that this bill has nothing to do with that.

Mr. SILVERMAN. Well for the gentleman's information I will advise him that it would be impossible to obtain Federal funds for public housing if this bill went through and therefore I am going to ask that it be defeated. Without these public housing projects we will have more unemployment in Philadelphia, and the Lord alone knows that unemployment is presently high enough. No man would try to bring it to a standstill. I am going to ask that this bill be defeated.

Mrs. ANDERSON. Mr. Speaker, I had planned to debate the bill but the points I had have been covered by Mr. Schwartz and Mr. Gailey. I have numerous counts to defeat the bill.

Mr. McKEEVER. I am in the area that is involved. Like my colleague, Mr. Kee, I too am in favor of public housing, with reservations and qualifications. Where they are necessary I will vote twice if possible, but not where they are totally unnecessary, as in this case. The case we have in mind, where we have had a project existing for years, having one torn down about two years ago and now being replaced by a proposed project.

From experience in the past, the neighbors could not place on the clothes line their clothes or coats because they were stolen, they could not have happiness in their own homes because the people were subjected at that time to ridicule, and obscene language from the people residing in those projects.

I feel, as Mr. Schwartz specified that we do have hearings. I have attended hearings where there have been 500 people present in City Council, also before the zoning board, but to no avail. The people were whipped down and told. "Whether you like it or not you will have a project." Please, for the sake of human decency, vote for this bill.

Mr. SILVERMAN. Mr. Speaker, it seems that everybody is in favor of public housing as long as you don't put it in their area.

Mr. LOPRESTI. Mr. Speaker, I have had some little experience with public housing. A number of years ago we had a housing project in the city of Johnstown, and the present Speaker of this House was a member of the Authority.

We suggested that a housing project be built in perhaps the most dilapidated section of our city. It was a section of the town that had outside toilet facilities, in many cases no electric lights. Buildings were a hundred years old or more. And yet when the project was suggested to be put in that district, the people were bitterly opposed. Now, some twenty years later, they rejoice. We are in the present moment attempting an urban redevelopment project, and this likewise is the most dilapidated part of our city, places that should be renewed. Yet the citizens of that particular area are up in arms.

We all say we are in favor of public housing and yet I am quite certain if you were to vote today in favor of this bill you would be actually rejecting all public housing because I know from my knowledge of no place where you can go in and set up a public project and win approval in that particular area.

I believe it is a mistake to vote for this particular bill today unless you are convinced that all public housing should be discontinued. If you were to discontinue public housing in Pennsylvania you would be denying many citizens of Pensylvania a proper home in which to live in years to come, because without public housing it would be impossible for any person to furnish decent living accommodations for certain individuals in our state.

Fundamentally we are voting this morning on the question as to whether or not we should continue to have public housing in the Commonwealth of Pennsylvania. I ask, in behalf of those citizens who will be given better accommodations through public housing, that you vote down this bill.

Mr. COMER. Mr. Speaker, I have listened to these different discussions about killing public housing. I cannot see in any part of this bill where it would defeat or destroy public housing.

When this bill was originally drawn, it was made statewide. I was informed by the other counties of this Commonwealth that they did not have the problems we have in Philadelphia.

Under public housing the procedure is suppose to be this: Where a proposed site is listed, city council will hold hearings; the planning commission of Philadelphia will hold hearings to decide. In the past at these hearings you had people in certain districts who opposed public housing in their districts unanimously but they went right ahead and put public housing in their ward.

I say to you, I think it is about time that we who invest our life's savings and our life's work, deny ourselves many things to buy a home, I think we should be protected. We certainly are not being protected when we voice our objections to stop it from being put in our neighborhoods, and then two or three men who are not elected, do not face the people, turn around and say, "We don't care what you think or want, we will do as we want." I think it is about time, not only in the city of Philadelphia, but I think there is some room up here too, for us to straighten these appointed people out.

Now, on this ward optional bill, called fatal to housing, as I started to say before, we took the objectionable statewide referendum out of the bill when we felt it

wasn't needed statewide. Then we turned around yesterday and amended the bill again. Instead of making it mandatory, we leave it up to the people. Down in Philadelphia, in our blighted and slum areas, we need public housing because private funds won't go in to invest. We can see that. We have many, many areas of Philadelphia that could use this public housing, and do it in an orderly fashion, taking one small section at a time. Many of these people who live in these sections do not want to be moved from one end of the city to the other; they want to stay there. Their roots are there; their families have been there for years.

Now I don't want to prolong the argument, but there was an article in last Sunday's Bulletin, Philadelphia, which said the "Ward Option Bill is Fatal to Housing." You have three appointed officials. One comes out and says this bill will encourage crime, another comes up with some long-winded story, but there was not one of these officials who could point out why people should not have the right to vote.

There is a part here where Mr. Allesondroni says, yes, he believes the people should have some say about what goes in their neighborhood, and then there is a word "but," that lawyer's word "but." He says the people have a right to go to city council and the planning commission, which the people have done in the past, and their efforts have been turned down. I think this bill is much needed.

Before I close I would like to say that I have heard there is some labor opposition to this bill. Let me say to you down in these districts we are union members who pay to keep our unions going, and we are the ones they should listen to.

(The interrogation of Mr. Silverman by Mr. Stewart at the request of Mr. Stewart were stricken from the record.)

(The motion by Mr. McCann to strike from the record the interrogation by Mr. Stewart was withdrawn by Mr. McCann.)

Mr. HOLT. Mr. Speaker, may I interrogate Mr. Comer?

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. Comer, permit himself to be interrogated?

Mr. COMER. I shall, Mr. Speaker.

Mr. HOLT. I would like to ask the gentleman whether it is true or not that a certain type of literature was circulated in the northeast section of Philadelphia on behalf of this bill and was sold for one dollar a copy?

Mr. COMER. Mr. Speaker, would you ask the gentleman to repeat the question, please?

Mr. HOLT. I would like to ask the gentleman whether it is true or not that a certain type of literature in connection with this bill was circulated in the northeast section of Philadelphia and sold for one dollar a copy?

Mr. COMER. No, Mr. Speaker, I know of no such thing.

Mr. HOLT. I would still like to ask the gentleman if he has any information on whether certain Members of this House have been intimidated or pressured if they did not support this bill?

Mr. COMER. By what way does he mean, Mr. Speaker?

Mr. HOLT. The gentleman was asked a question whether it is true or not, whether he has any knowledge or not?

Mr. COMER. Certainly not.

Mr. HOLT. I thank the gentleman.

Mr. Speaker, House Bill 336 is objectionable in many, many different features. This bill will defeat all past legislation that is already on the books, in behalf of public housing and in behalf of civil rights. This bill does not only stop at the feature of public housing; it extends far beyond that.

While I am standing here, Mr. Speaker, I have information from very reliable sources that certain Members on this side of the House have been intimidated and threatened to be blackmailed and boycotted if they did not vote for this piece of legislation.

I ask every Member to join with me and vote this piece of legislation down. It serves no useful purpose for the people of Philadelphia nor the people of Pennsylvania.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—92

Agnew,	Eshback,	Kooker,	Steckel,
Ashton,	Eshleman,	Korns.	Stewart,
Auker,	Ewing,	Kubitsky,	Stimmel,
Balthaser,	Fetterolf,	Light,	Stoner.
Barton,	Fox,	McCandless,	Strausser,
Bell,	Fulmer,	McInroy,	Sullivan,
Blair,	Garlock,	Maxwell,	Tompkins,
Boris,	George,	Miller, B. Z.,	Ujobai,
Bower,	Gibb,	Miller, H. G.,	Varner,
Bowman,	Gibson,	Mullen,	Wall,
Branca,	Goodrich,	Murray, H. P.	Walsh,
Brenninger,	Heffner,	Naugle,	Wescott,
Brown,	Henzel,	O'Dell,	Whittaker,
Buchanan,	Hocker,	O'Donnell, J. P.,	Williams, A. D., Jr.,
Curwood,	Holliday,	Odorisio,	Williams, E. S.,
Davis,	Horst,	Ogilvie,	Willard,
Dengler,	Isaacs,	Pashley,	Willaredt,
Dennison,	Johnson, R.,	Petrosky,	Wilt,
Donahue,	Jones, T. H. W.,	Price,	Wood,
Donaldson,	Jump,	Pursley,	Worley,
Down,	Keiser,	Royer,	Wynd,
Edwards,	Kernaghan,	Snare,	Yetter,
Eilberg,	Kessler,	Stank,	Zimmerman,

NAYS—93

Anderson,	Helm,	Meholchick,	Rigby,
Arlene,	Holt,	Mihm,	Riley,
Bonner,	Irvis,	Mills,	Rovansek,
Breth,	Jenkins,	Monroe,	Rudisill,
Burns,	Jim,	Muldowney,	Sakulsky,
Capano,	Johnson, A. W.,	Munley,	Scarcelli,
Cianfrani,	Kamyk,	Murphy, A. J., Jr.,	Schaaf,
Cioffi,	Kee,	Murphy, P. J.,	Schuster,
Clarke,	Kovolenko,	Murray, J. J.,	Schwartz,
Comer,	Lamb,	Musto,	Sherman,
Crossin,	Lee, A. M.,	Needham,	Shupnik,
Devlin,	Leonard,	Nelson,	Silverman,
Dougherty,	Limper,	O'Donnell, J. A.,	Snider,
Farabaugh,	Lippincott,	O'Neil,	Stevens,
Filo,	Lopresti,	Parlante,	Stone,
Fineman,	Luigard,	Perry, H. H.,	Taylor,
Floyd,	Lutty,	Perry, P. E.,	Truslo,
Foerster,	McCann,	Polaski,	Verona,
Frank,	McCormack,	Polen,	Wargo,
Frascella,	McDonald,	Prendergast,	Welsh,
Gailey,	McKeever,	Reibman,	Yatron,
Gallagher,	McLaughlin,	Reidenbach,	Andrews,
Goldstein,	Machmer,	Renwick,	Speaker
Hamilton,	Mahan,		

NOT VOTING—24

Boles,	Gramlich,	Lee, K. B.,	Seltzer,
Capitolo,	Guthrie,	Magee,	Stroup,
Cooper,	Haudenshield,	Markley,	Thompson,
Dennis,	Heavey,	Merry,	Varallo,
Flynn,	Knecht,	Moran,	Weidner,
Gelfand,	Kornick,	Murray, P. G.,	Wheeler,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

INTERROGATION AND MOTION STRICKEN FROM RECORD

Mr. STEWART. Mr. Speaker, in the interest of Mr. Silverman's trial, and so that he gets a fair trial, I request that my remarks be withdrawn from the record.

The SPEAKER pro tempore. The chair thanks the gentleman from Philadelphia, Mr. Stewart.

Without objection the remarks of the gentleman will be stricken from the official record of the House.

Mr. McCANN. Mr. Speaker, I thank the gentleman very kindly, I also request that my motion pertaining to his remarks be stricken from the record.

The SPEAKER pro tempore. The Chair thanks the gentleman.

The remarks of both gentlemen will be withdrawn from the record.

REASONS FOR VOTE

Mrs. B. Z. MILLER filed the following reasons for her vote on House Bill No. 336.

> The backbone of a true democracy is an informed electorate. The communication of the will of the people to their elected representatives is one of the most serious problems that confronts a legislator. This is true today even in the face of modern mass communication, newspapers, television and radio.
>
> The old "Town Meeting" of early Colonial times was the perfect way of communicating the will of the people to its public servants. This method has become unwieldy and practically impossible in our modern government—the basic idea has not. The modern counterpart of the "Town Meeting" is the referendum.
>
> Although it has been suggested that the duty of a legislator is to legislate and not to shirk his duty by washing his conscience in a referendum, nevertheless, it is also the responsibility of a representative to follow the wishes of his people. My personal feeling is to oppose this bill for I believe it will seriously hamper the Public Housing program in areas where it is vitally needed.
>
> However, since this bill contains a provision for the self-determination of the need for Public Housing by the residents of each particular Ward, and since the question is highly controversial to the extent that Public Housing is almost an absolute necessity in certain areas whereas in other areas it is not needed, at all, I must, in the cause of democracy, support this bill. For these reasons and to give my constituents an opportunity to express their opinion, I have cast my vote in the affirmative.

Mr. STEWART filed the following reasons for his vote on House Bill No. 336.

> The backbone of a true democracy is an informed electorate. The communication of the will of the people to their elected representatives is one of the most serious problems that confronts a legislator. This is true today even in the face of modern mass communication, newspapers, television and radio.
>
> The old "Town Meetings" of early Colonial times was the perfect way of communicating the will of the people to its public servants. This method has become unwieldy and practically impossible in our modern government—the basic idea has not. The modern counterpart of the "Town Meeting" is the referendum.
>
> Although it has been suggested that the duty of a legislator is to legislate and not to shirk his duty by washing his conscience in a referendum, nevertheless, it is also the responsibility of a representative to follow the wishes of his people. My personal feeling is to oppose this bill for I believe it will seriously hamper the Public Housing program in areas where it is vitally needed.
>
> However, since this bill contains a provision for the self-determination of the need for Public Housing by the residents of each particular Ward, and since the question is highly controversial to the extent that Public Housing is almost an absolute necessity in certain areas whereas in other areas it is not needed at all, I must, in the cause of democracy, support this bill. For these reasons and to give my constituents an opportunity to express their opinion, I have cast my vote in the affirmative.

BILL PASSED OVER

There being no objection

House Bill No. 495, Printer's No. 165

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 523, entitled as follows:

An Act amending "The Fourth to Eighth Class County Assessment Law" approved May 21, 1943 (P. L. 571) increasing the compensation of assessors and providing for mileage.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Agnew,	Frank,	McDonald,	Rudisill,
Anderson,	Frascella,	McInroy,	Sakulsky,
Arlene,	Fulmer,	McKeever,	Scarcelli,
Ashton,	Gailey,	McLaughlin,	Schaaf,
Auker,	Gallagher,	Machmer,	Schuster,
Balthaser,	Garlock,	Mahan,	Schwartz,
Barton,	George,	Maxwell,	Sherman,
Bell,	Gibb,	Meholchick,	Shupnik,
Blair,	Gibson,	Mihm,	Silverman,
Boles,	Goldstein,	Miller, B. Z.,	Snare,
Bonner,	Goodrich,	Miller, H. G.,	Snider,
Boris,	Hamilton,	Mills,	Stank,
Bower,	Heffner,	Monroe,	Steckel,
Bowman,	Helm,	Muldowney,	Stevens,
Branca,	Henzel,	Mullen,	Stewart,
Brenninger,	Hocker,	Munley,	Stimmel,
Breth,	Holliday,	Murphy, A.J., Jr.,	Stone,
Brown,	Holt,	Murphy, P. J.,	Stoner,
Buchanan,	Horst,	Murray, H. P.	Strausser,
Burns,	Irvis,	Murray, J. J.,	Sullivan,
Capano,	Isaacs,	Musto,	Taylor,
Capitolo,	Jenkins,	Naugle,	Tompkins,
Cianfrani,	Jim,	Needham,	Trusio,
Cioffi,	Johnson, A. W.,	Nelson,	Ujobai,
Clarke,	Johnson, R.,	O'Dell,	Varallo,
Comer,	Jones, T. H. W.,	O'Donnell, J. A.,	Varner,
Crossin,	Jump,	O'Donnell, J. P.,	Verona,
Curwood,	Kamyk,	Odorisio,	Wall,
Davis,	Kee,	Ogilvie,	Walsh,
Dengler,	Keiser,	O'Neil,	Wargo,
Dennison,	Kernaghan,	Parlante,	Welsh,
Devlin,	Kessler,	Pashley,	Wescott,
Donahue,	Kooker,	Perry, H. H.,	Wheeler,

Donaldson,	Korns,	Perry, P. E.,	Whittaker,
Dougherty,	Kovolenko,	Petrosky,	Williams, A.D., Jr.,
Down,	Kubitsky,	Polaski,	Williams, E. S.,
Edwards,	Lamb,	Polen,	Willard,
Eilberg,	Lee, A. M.,	Prendergast,	Willaredt,
Eshback,	Leonard,	Price,	Wilt,
Eshleman,	Light,	Pursley,	Wood,
Ewing,	Limper,	Reibman,	Worley,
Farabaugh,	Lippincott,	Reidenbach,	Wynd,
Fetterolf,	Lopresti,	Renwick,	Yatron,
Filo,	Luigard,	Rigby,	Yetter,
Fineman,	Lutty,	Riley,	Zimmerman,
Floyd,	McCandless,	Rovansek,	Andrews,
Foerster,	McCann,	Royer,	Speaker
Fox,	McCormack,		

NAYS—0

NOT VOTING—20

Cooper,	Guthrie,	Lee, K. B.,	Murray, P. G.,
Dennis,	Haudenshield,	Magee,	Seltzer,
Flynn,	Heavey,	Markley,	Stroup,
Gelfand,	Knecht,	Merry,	Thompson,
Gramlich,	Kornick,	Moran,	Weidner,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. A. W. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, this is just a reflection of our procedure here. It seems like we are wasting valuable time on roll calls.

I would like to address myself to the House Rules Committee that has a resolution about an electric roll call. Let us give that another going over. Let us look it over carefully. Maybe we should get out of the horse and buggy days and establish an electric roll call here so that on a day like today when the Members would like to get home we will not consume all the time calling the roll. I therefore again say to the Rules Committee, give it a pretty good going over and let us see whether something can be done.

Mr. McCANN. I listened very carefully to the remarks of the gentleman from McKean regarding the Resolution. We of course can give it a very good look, but I think there is a thing around the Capitol called the Art Commission that has something to do or to say about when you install something, but perhaps we will see what can be done.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to call the attention of the House to the fact that underneath the floor there is the wiring, unless it has been torn down, for an electric roll call system. I have forgotten whether the gentleman from McKean was in the House at the time we approved the bill for an electric roll call system. The contract was concluded and then something happened, the party with which I am presently identified never was able to find out just what happened after the wiring had been put in, and finally the majority party decided it did not want to do it.

Perhaps the gentleman from McKean can help us obtain the information as to what stymied that noble experiment to get an electric roll call system, and perhaps he will find out for us and help us, because the opposition came not from our side but from his side of the House. If he would remove the roadblocks, if they still exist, I think that the Rules Committee will be glad to call in his counsel and perhaps something can be done about it.

Mr. A. W. JOHNSON. I just want to say in answer to the Speaker of the House, I will take the admonition that he delivered to me early in the session when I was criticizing the Leader Administration wherein he said, "be prospective and not retrospective." The statute of limitations has run on that, let us face the future and go from here.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 582, entitled as follows:

An Act amending the "Minor Judiciary Fee Bill' approved January 7, 1952 (P. L. 1841) changing fees in civil cases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Agnew,	Fox,	McDonald,	Royer,
Anderson,	Frank,	McInroy,	Rudisill,
Arlene,	Frascella,	McKeever,	Sakulsky,
Ashton,	Fulmer,	McLaughlin,	Scarcelli,
Auker,	Gallagher,	Machmer,	Schaaf,
Balthaser,	Garlock,	Mahan,	Schuster,
Barton,	George,	Maxwell,	Schwartz,
Bell,	Gibb,	Meholchick,	Sherman,
Blair,	Gibson,	Mihm,	Shupnik,
Boles,	Goodrich,	Miller, B. Z.,	Silverman,
Bonner,	Hamilton,	Miller, H. G.,	Snare,
Boris,	Heffner,	Mills,	Snider,
Bower,	Helm,	Monroe,	Stank,
Bowman,	Henzel,	Moran,	Steckel,
Branca,	Hocker,	Muldowney,	Stevens,
Brenninger,	Holliday,	Mullen,	Stewart,
Breth,	Holt,	Munley,	Stimmel,
Brown,	Horst,	Murphy, A.J., Jr.,	Stone,
Buchanan,	Irvis,	Murphy, P. J.,	Stoner,
Burns,	Isaacs,	Murray, H. P.	Strausser,
Capano,	Jenkins,	Murray, J. J.,	Sullivan,
Capitolo,	Jim,	Musto,	Taylor,
Cianfrani,	Johnson, A. W.,	Naugle,	Tompkins,
Cioffi,	Johnson, R.,	Needham,	Trusio,
Clarke,	Jones, T. H. W.,	Nelson,	Ujobai,
Comer,	Jump,	O'Dell,	Varallo,
Crossin,	Kamyk,	O'Donnell, J. A.,	Varner,
Curwood,	Kee,	O'Donnell, J. P.,	Verona,
Davis,	Keiser,	Odorisio,	Wall,
Dengler,	Kernaghan,	Ogilvie,	Walsh,
Dennison,	Kessler,	O'Neil,	Wargo,
Devlin,	Kooker,	Parlante,	Welsh,
Donahue,	Korns,	Pashley,	Wescott,
Donaldson,	Kovolenko,	Perry, H. H.,	Wheeler,
Dougherty,	Kubitsky,	Perry, P. E.,	Whittaker,
Down,	Lamb,	Petrosky,	Williams, E. S.,
Edwards,	Lee, A. M.,	Polaski,	Willard,
Eilberg,	Leonard,	Polen,	Willaredt,
Eshback,	Light,	Prendergast,	Wilt,
Eshleman,	Limper,	Price,	Wood,
Ewing,	Lippincott,	Pursley,	Wynd,
Farabaugh,	Lopresti,	Reibman,	Yatron,
Fetterolf,	Luigard,	Reidenbach,	Yetter,
Filo,	Lutty,	Renwick,	Zimmerman,
Fineman,	McCandless,	Riley,	Andrews,
Floyd,	McCann,	Rovansek,	Speaker
Foerster,	McCormack,		

NAYS—5

Gailey,	Goldstein,	Rigby,	Williams, A.D., Jr.,
			Worley,

NOT VOTING—19

Cooper,	Guthrie,	Lee, K. B.,	Seltzer,
Dennis,	Haudenshield,	Magee,	Stroup,
Flynn,	Heavey,	Markley,	Thompson,
Gelfand,	Knecht,	Merry,	Weidner,
Gramlich,	Kornick,	Murray, P. G.,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 584, Printer's No. 215

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 639, entitled as follows:

An Act amending the act of May 21, 1943 (P. L. 322) entitled "An act providing for the issuance of certified copies of death birth and marriage certificates * * * to disabled war veterans and their dependents * * *" extending its provisions to all honorably discharged veterans of wars and armed conflicts regardless of disability.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—187

Agnew,	Frascella,	McDonald,	Royer,
Anderson,	Fulmer,	McInroy,	Rudisill,
Arlene,	Gailey,	McKeever,	Sakulsky,
Auker,	Gallagher,	McLaughlin,	Scarcelli,
Balthaser,	Garlock,	Machmer,	Schaaf,
Barton,	George,	Mahan,	Schuster,
Bell,	Gibb,	Maxwell,	Schwartz,
Blair,	Gibson,	Meholchick,	Sherman,
Boles,	Goldstein,	Mihm,	Shupnik,
Bonner,	Goodrich,	Miller, B. Z.,	Silverman,
Boris,	Hamilton,	Miller, H. G.,	Snare,
Bower,	Heffner,	Mills,	Snider,
Bowman,	Helm,	Monroe,	Stank,
Branca,	Henzel,	Moran,	Steckel,
Brenninger,	Hocker,	Muldowney,	Stevens,
Breth,	Holliday,	Mullen,	Stewart,
Buchanan,	Holt,	Munley,	Stimmel,
Burns,	Horst,	Murphy, A.J., Jr.,	Stone,
Capano,	Irvis,	Murphy, P. J.,	Stoner,
Capitolo,	Isaacs,	Murray, H. P.	Strausser,
Cianfrani,	Jenkins,	Murray, J. J.,	Sullivan,
Cioffi,	Jim,	Musto,	Taylor,
Clarke,	Johnson, A. W.,	Naugle,	Tompkins,
Comer,	Johnson, R.,	Needham,	Trusio,
Crossin,	Jones, T. H. W.,	Nelson,	Ujobai,
Curwood,	Jump,	O'Dell,	Varallo,
Davis,	Kamyk,	O'Donnell, J. A.,	Varner,
Dengler,	Kee,	O'Donnell, J. P.,	Verona,
Dennison,	Keiser,	Odorisio,	Wall,
Devlin,	Kernaghan,	Ogilvie,	Walsh,
Donahue,	Kessler,	O'Neil,	Wargo,
Donaldson,	Kooker,	Parlante,	Welsh,
Dougherty,	Korns,	Pashley,	Wescott,
Down,	Kovolenko,	Perry, H. H.,	Wheeler,
Edwards,	Kubitsky,	Perry, P. E.,	Whittaker,
Ellberg,	Lamb,	Petrosky,	Williams, E. S.,
Eshback,	Lee, A. M.,	Polaski,	Willard,
Eshleman,	Leonard,	Polen,	Willaredt,
Ewing,	Light,	Prendergast,	Wilt,
Farabaugh,	Limper,	Price,	Wood,
Fetterolf,	Lippincott,	Pursley,	Worley,
Filo,	Lopresti,	Reibman,	Wynd,
Fineman,	Luigard,	Reidenbach,	Yatron,
Floyd,	Lutty,	Renwick,	Yetter,
Foerster,	McCandless,	Rigby,	Zimmerman,
Fox,	McCann,	Riley,	Andrews,
Frank,	McCormack,	Rovansek,	Speaker

NAYS—3

Ashton,	Brown,	Williams, A.D., Jr.,

NOT VOTING—19

Cooper,	Guthrie,	Lee, K. B.,	Seltzer,
Dennis,	Haudenshield,	Magee,	Stroup,
Flynn,	Heavey,	Markley,	Thompson,
Gelfand,	Knecht,	Merry,	Weidner,
Gramlich,	Kornick,	Murray, P. G.,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection,

House Bill No. 666, Printer's No. 113,

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 743, entitled as follows:

An Act amending the act of June 27, 1939 (P. L. 1207) entitled "An act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except chiefs deputy chiefs and chief clerks) in bureaus of fire and fire alarm operators and fire box inspectors in bureaus of electricity in cities of the second class * * *" further regulating physical examinations required for applicant for original appointment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frank,	McDonald,	Rudisill,
Anderson,	Frascella,	McInroy,	Sakulsky,
Arlene,	Fulmer,	McKeever,	Scarcelli,
Ashton,	Gailey,	McLaughlin,	Schaaf,
Auker,	Gallagher,	Machmer,	Schuster,
Balthaser,	Garlock,	Mahan,	Schwartz,
Barton,	George,	Maxwell,	Sherman,
Bell,	Gibb,	Meholchick,	Shupnik,
Blair,	Gibson,	Mihm,	Silverman,
Boles,	Goldstein,	Miller, B. Z.,	Snare,
Bonner,	Goodrich,	Miller, H. G.,	Snider,
Boris,	Hamilton,	Mills,	Stank,
Bower,	Heffner,	Monroe,	Steckel,
Bowman,	Helm,	Moran,	Stevens,
Branca,	Henzel,	Muldowney,	Stewart,
Brenninger,	Hocker,	Mullen,	Stimmel,
Breth,	Holliday,	Munley,	Stone,
Brown,	Holt,	Murphy, A.J., Jr.,	Stoner,
Buchanan,	Horst,	Murphy, P. J.,	Strausser,
Burns,	Irvis,	Murray, H. P.	Sullivan,
Capano,	Isaacs,	Murray, J. J.,	Taylor,
Capitolo,	Jenkins,	Musto,	Tompkins,
Cianfrani,	Jim,	Naugle,	Trusio,
Cioffi,	Johnson, A. W.,	Needham,	Ujobai,
Clarke,	Johnson, R.,	Nelson,	Varallo,

Comer,	Jones, T. H. W.,	O'Dell,	Varner,
Crossin,	Jump,	O'Donnell, J. A.,	Verona,
Curwood,	Kamyk,	O'Donnell, J. P.,	Wall,
Davis,	Kee,	Odorisio,	Walsh,
Dengler,	Keiser,	Ogilvie,	Wargo,
Dennison,	Kernaghan,	O'Neil,	Welsh,
Devlin,	Kessler,	Parlante,	Wescott,
Donahue,	Kooker,	Pashley,	Wheeler,
Donaldson,	Korns,	Perry, H. H.,	Whittaker,
Dougherty,	Kovolenko,	Perry, P. E.,	Williams,A.D.,Jr.,
Down,	Kubitsky,	Petrosky,	Williams, E. S.,
Edwards,	Lamb,	Polaski,	Willard,
Eilberg,	Lee, A. M.,	Polen,	Willaredt,
Eshback,	Leonard,	Prendergast,	Wilt,
Eshleman,	Light,	Price,	Wood,
Ewing,	Limper,	Pursley,	Worley,
Farabaugh,	Lippincott,	Reibman,	Wynd,
Fetterolf,	Lopresti,	Reidenbach,	Yatron,
Filo,	Luigard,	Renwick,	Yetter,
Fineman,	Lutty,	Rigby,	Zimmerman,
Floyd,	McCandless,	Riley,	Andrews,
Foerster,	McCann,	Rovansek,	Speaker
Fox,	McCormack,	Royer,	

NAYS—0

NOT VOTING—19

Cooper,	Guthrie,	Lee, K. B.,	Seltzer,
Dennis,	Haudenshield,	Magee,	Stroup,
Flynn,	Heavey,	Markley,	Thompson,
Gelfand,	Knecht,	Merry,	Weidner,
Gramlich,	Kornick,	Murray, P. G.,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 758, entitled as follows:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "An act for the government of cities of the second class" adding additional means of security and further regulating the deposit of city funds with depositories

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frank,	McDonald,	Rudisill,
Anderson,	Frascella,	McInroy,	Sakulsky,
Arlene,	Fulmer,	McKeever,	Scarcelli,
Ashton,	Gailey,	McLaughlin,	Schaaf,
Auker,	Gallagher,	Machmer,	Schuster,
Balthaser,	Garlock,	Mahan,	Schwartz,
Barton,	George,	Maxwell,	Sherman,
Bell,	Gibb,	Meholchick,	Shupnik,
Blair,	Gibson,	Mihm,	Silverman,
Boles,	Goldstein,	Miller, B. Z.,	Snare,
Bonner,	Goodrich,	Miller, H. G.,	Snider,
Boris,	Hamilton,	Mills,	Stank,
Bower,	Heffner,	Monroe,	Steckel,
Bowman,	Helm,	Moran,	Stevens,
Branca,	Henzel,	Muldowney,	Stewart,
Brenninger,	Hocker,	Mullen,	Stimmel,
Breth,	Holliday,	Munley,	Stone,
Brown,	Holt,	Murphy, A.J., Jr.,	Stoner,
Buchanan,	Horst,	Murphy, P. J.,	Strausser,
Burns,	Irvis,	Murray, H. P.	Sullivan,
Capano,	Isaacs,	Murray, J. J.,	Taylor,
Capitolo,	Jenkins,	Musto,	Tompkins,
Cianfrani,	Jim,	Naugle,	Trusio,
Cioffi,	Johnson, A. W.,	Needham,	Ujobai,
Clarke,	Johnson, R.,	Nelson,	Varallo,
Comer,	Jones, T. H. W.,	O'Dell,	Varner,
Crossin,	Jump,	O'Donnell, J. A.,	Verona,
Curwood,	Kamyk,	O'Donnell, J. P.,	Wall,
Davis,	Kee,	Odorisio,	Walsh,
Dengler,	Keiser,	Ogilvie,	Wargo,
Dennison,	Kernaghan,	O'Neil,	Welsh,
Devlin,	Kessler,	Parlante,	Wescott,
Donahue,	Kooker,	Pashley,	Wheeler,
Donaldson,	Korns,	Perry, H. H.,	Whittaker,
Dougherty,	Kovolenko,	Perry, P. E.,	Williams,A.D.,Jr.,
Down,	Kubitsky,	Petrosky,	Williams, E. S.,
Edwards,	Lamb,	Polaski,	Willard,
Eilberg,	Lee, A. M.,	Polen,	Willaredt,
Eshback,	Leonard,	Prendergast,	Wilt,
Eshleman,	Light,	Price,	Wood,
Ewing,	Limper,	Pursley,	Worley,
Farabaugh,	Lippincott,	Reibman,	Wynd,
Fetterolf,	Lopresti,	Reidenbach,	Yatron,
Filo,	Luigard,	Renwick,	Yetter,
Fineman,	Lutty,	Rigby,	Zimmerman,
Floyd,	McCandless,	Riley,	Andrews,
Foerster,	McCann,	Rovansek,	Speaker
Fox,	McCormack,	Royer,	

NAYS—0

NOT VOTING—19

Cooper,	Guthrie,	Lee, K. B.,	Seltzer,
Dennis,	Haudenshield,	Magee,	Stroup,
Flynn,	Heavey,	Markley,	Thompson,
Gelfand,	Knecht,	Merry,	Weidner,
Gramlich,	Kornick,	Murray, P. G.,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 863, entitled as follows:

An Act amending the act of February 9, 1901 (P. L. 3) entitled "An act to provide for increasing the capital stock and indebtedness of corporations" deleting certain requirements of corporate officers

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frank,	McDonald,	Rudisill,
Anderson,	Frascella,	McInroy,	Sakulsky,
Arlene,	Fulmer,	McKeever,	Scarcelli,
Ashton,	Gailey,	McLaughlin,	Schaaf,
Auker,	Gallagher,	Machmer,	Schuster,
Balthaser,	Garlock,	Mahan,	Schwartz,
Barton,	George,	Maxwell,	Sherman,
Bell,	Gibb,	Meholchick,	Shupnik,
Blair,	Gibson,	Mihm,	Silverman,
Boles,	Goldstein,	Miller, B. Z.,	Snare,
Bonner,	Goodrich,	Miller, H. G.,	Snider,
Boris,	Hamilton,	Mills,	Stank,
Bower,	Heffner,	Monroe,	Steckel,
Bowman,	Helm,	Moran,	Stevens,
Branca,	Henzel,	Muldowney,	Stewart,
Brenninger,	Hocker,	Mullen,	Stimmel,
Breth,	Holliday,	Munley,	Stone,
Brown,	Holt,	Murphy, A.J., Jr.,	Stoner,
Buchanan,	Horst,	Murphy, P. J.,	Strausser,
Burns,	Irvis,	Murray, H. P.	Sullivan,
Capano,	Isaacs,	Murray, J. J.,	Taylor,
Capitolo,	Jenkins,	Musto,	Tompkins,
Cianfrani,	Jim,	Naugle,	Trusio,
Cioffi,	Johnson, A. W.,	Needham,	Ujobai,
Clarke,	Johnson, R.,	Nelson,	Varallo,
Comer,	Jones, T. H. W.,	O'Dell,	Varner,
Crossin,	Jump,	O'Donnell, J. A.,	Verona,
Curwood,	Kamyk,	O'Donnell, J. P.,	Wall,
Davis,	Kee,	Odorisio,	Walsh,

Dengler,	Keiser,	Ogilvie,	Wargo,
Dennison,	Kernaghan,	O'Neil,	Welsh,
Devlin,	Kessler,	Parlante,	Wescott,
Donahue,	Kooker,	Pashley,	Wheeler,
Donaldson,	Korns,	Perry, H. H.,	Whittaker,
Dougherty,	Kovolenko,	Perry, P. E.,	Williams, A. D., Jr.,
Down,	Kubitsky,	Petrosky,	Williams, E. S.,
Edwards,	Lamb,	Polaski,	Willard,
Eilberg,	Lee, A. M.,	Polen,	Willaredt,
Eshback,	Leonard,	Prendergast,	Wilt,
Eshleman,	Light,	Price,	Wood,
Ewing,	Limper,	Pursley,	Worley,
Farabaugh,	Lippincott,	Reibman,	Wynd,
Fetterolf,	Lopresti,	Reidenbach,	Yatron,
Filo,	Luigard,	Renwick,	Yetter,
Fineman,	Lutty,	Rigby,	Zimmerman,
Floyd,	McCandless,	Riley,	Andrews,
Foerster,	McCann,	Rovansek,	Speaker
Fox,	McCormack,	Royer,	

NAYS—0

NOT VOTING—19

Cooper,	Guthrie,	Lee, K. B.,	Seltzer,
Dennis,	Haudenshield,	Magee,	Stroup,
Flynn,	Heavey,	Markley,	Thompson,
Gelfand,	Knecht,	Merry,	Weidner,
Gramlich,	Kornick,	Murray, P. G.,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 882, entitled as follows:

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employees of the bureau of fire in cities of the second class * * *" further providing for pension payments to members of the pension fund becoming disabled.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frank,	McDonald,	Rudisill,
Anderson,	Frascella,	McInroy,	Sakulsky,
Arlene,	Fulmer,	McKeever,	Scarcelli,
Ashton,	Gailey,	McLaughlin,	Schaaf,
Auker,	Gallagher,	Machmer,	Schuster,
Balthaser,	Garlock,	Mahan,	Schwartz,
Barton,	George,	Maxwell,	Sherman,
Bell,	Gibb,	Meholchick,	Shupnik,
Blair,	Gibson,	Mihm,	Silverman,
Boles,	Goldstein,	Miller, B. Z.,	Snare,
Bonner,	Goodrich,	Miller, H. G.,	Snider,
Boris,	Hamilton,	Mills,	Stank,
Bower,	Heffner,	Monroe,	Steckel,
Bowman,	Helm,	Moran,	Stevens,
Branca,	Henzel,	Muldowney,	Stewart,
Brenninger,	Hocker,	Mullen,	Stimmel,
Breth,	Holliday,	Munley,	Stone,
Brown,	Holt,	Murphy, A.J., Jr.,	Stoner,
Buchanan,	Horst,	Murphy, P. J.,	Strausser,
Burns,	Irvis,	Murray, H. P.	Sullivan,
Capano,	Isaacs,	Murray, J. J.,	Taylor,
Capitolo,	Jenkins,	Musto,	Tompkins,
Cianfrani,	Jim,	Naugle,	Trusio,
Cioffi,	Johnson, A. W.,	Needham,	Ujobai,
Clarke,	Johnson, R.,	Nelson,	Varallo,
Comer,	Jones, T. H. W.,	O'Dell,	Varner,
Crossin,	Jump,	O'Donnell, J. A.,	Verona,
Curwood,	Kamyk,	O'Donnell, J. P.,	Wall,
Davis,	Kee,	Odorisio,	Walsh,
Dengler,	Keiser,	Ogilvie,	Wargo,
Dennison,	Kernaghan,	O'Neil,	Welsh,
Devlin,	Kessler,	Parlante,	Wescott,
Donahue,	Kooker,	Pashley,	Wheeler,
Donaldson,	Korns,	Perry, H. H.,	Whittaker,
Dougherty,	Kovolenko,	Perry, P. E.,	Williams, A. D., Jr.,
Down,	Kubitsky,	Petrosky,	Williams, E. S.,
Edwards,	Lamb,	Polaski,	Willard,
Eilberg,	Lee, A. M.,	Polen,	Willaredt,
Eshback,	Leonard,	Prendergast,	Wilt,
Eshleman,	Light,	Price,	Wood,
Ewing,	Limper,	Pursley,	Worley,
Farabaugh,	Lippincott,	Reibman,	Wynd,
Fetterolf,	Lopresti,	Reidenbach,	Yatron,
Filo,	Luigard,	Renwick,	Yetter,
Fineman,	Lutty,	Rigby,	Zimmerman,
Floyd,	McCandless,	Riley,	Andrews,
Foerster,	McCann,	Rovansek,	Speaker
Fox,	McCormack,	Royer,	

NAYS—0

NOT VOTING—19

Cooper,	Guthrie,	Lee, K. B.,	Seltzer,
Dennis,	Haudenshield,	Magee,	Stroup,
Flynn,	Heavey,	Markley,	Thompson,
Gelfand,	Knecht,	Merry,	Weidner,
Gramlich,	Kornick,	Murray, P. G.,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 883, entitled as follows:

An Act amending the "Policemen's Relief and Pension Fund Law" approved May 22, 1935 (P. L. 233) further providing for the payment of pensions upon disability.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Frank,	McDonald,	Rudisill,
Anderson,	Frascella,	McInroy,	Sakulsky,
Arlene,	Fulmer,	McKeever,	Scarcelli,
Ashton,	Gailey,	McLaughlin,	Schaaf,
Auker,	Gallagher,	Machmer,	Schuster,
Balthaser,	Garlock,	Mahan,	Schwartz,
Barton,	George,	Maxwell,	Sherman,
Bell,	Gibb,	Meholchick,	Shupnik,
Blair,	Gibson,	Mihm,	Silverman,
Boles,	Goldstein,	Miller, B. Z.,	Snare,
Bonner,	Goodrich,	Miller, H. G.,	Snider,
Boris,	Hamilton,	Mills,	Stank,
Bower,	Heffner,	Monroe,	Steckel,
Bowman,	Helm,	Moran,	Stevens,
Branca,	Henzel,	Muldowney,	Stewart,
Brenninger,	Hocker,	Mullen,	Stimmel,
Breth,	Holliday,	Munley,	Stone,
Brown,	Holt,	Murphy, A.J., Jr.,	Stoner,
Buchanan,	Horst,	Murphy, P. J.,	Strausser,
Burns,	Irvis,	Murray, H. P.	Sullivan,
Capano,	Isaacs,	Murray, J. J.,	Taylor,
Capitolo,	Jenkins,	Musto,	Tompkins,
Cianfrani,	Jim,	Naugle,	Trusio,
Cioffi,	Johnson, A. W.,	Needham,	Ujobai,
Clarke,	Johnson, R.,	Nelson,	Varallo,
Comer,	Jones, T. H. W.,	O'Dell,	Varner,
Crossin,	Jump,	O'Donnell, J. A.,	Verona,
Curwood,	Kamyk,	O'Donnell, J. P.,	Wall,
Davis,	Kee,	Odorisio,	Walsh,
Dengler,	Keiser,	Ogilvie,	Wargo,
Dennison,	Kernaghan,	O'Neil,	Weidner,
Devlin,	Kessler,	Parlante,	Welsh,
Donahue,	Kooker,	Pashley,	Wescott,

Donaldson,	Korns,	Perry, H. H.,	Wheeler,
Dougherty,	Kovolenko,	Perry, P. E.,	Whittaker,
Down,	Kubitsky,	Petrosky,	Williams,A.D.,Jr.,
Edwards,	Lamb,	Polaski,	Williams, E. S.,
Eilberg,	Lee, A. M.,	Polen,	Willard,
Eshback,	Leonard,	Prendergast,	Willaredt,
Eshleman,	Light,	Price,	Wilt,
Ewing,	Limper,	Pursley,	Wood,
Farabaugh,	Lippincott,	Reibman,	Worley,
Fetterolf,	Lopresti,	Reidenbach,	Wynd,
Filo,	Luigard,	Renwick,	Yatron,
Fineman,	Lutty,	Rigby,	Yetter,
Floyd,	McCandless,	Riley,	Zimmerman,
Foerster,	McCann,	Rovansek,	Andrews,
Fox,	McCormack,	Royer,	Speaker

NAYS—0

NOT VOTING—18

Cooper,	Guthrie,	Lee, K. B.,	Murray, P. G.,
Dennis,	Haudenshield,	Magee,	Seltzer,
Flynn,	Heavey,	Markley,	Stroup,
Gelfand,	Knecht,	Merry,	Thompson,
Gramlich,	Kornick,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 945, entitled as follows:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "An act for the government of cities of the second class" further regulating contracts relating to city affairs.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Frank,	McDonald,	Rudisill,
Anderson,	Frascella,	McInroy,	Sakulsky,
Arlene,	Fulmer,	McKeever,	Scarcelli,
Ashton,	Gailey,	McLaughlin,	Schaaf,
Auker,	Gallagher,	Machmer,	Schuster,
Balthaser,	Garlock,	Mahan,	Schwartz,
Barton,	George,	Maxwell,	Sherman,
Bell,	Gibb,	Meholchick,	Shupnik,
Blair,	Gibson,	Mihm,	Silverman,
Boles,	Goldstein,	Miller, B. Z.,	Snare,
Bonner,	Goodrich,	Miller, H. G.,	Snider,
Boris,	Hamilton,	Mills,	Stank,
Bower,	Heffner,	Monroe,	Steckel,
Bowman,	Helm,	Moran,	Stevens,
Branca,	Henzel,	Muldowney,	Stewart,
Brenninger,	Hocker,	Mullen,	Stimmel,
Breth,	Holliday,	Munley,	Stone,
Brown,	Holt,	Murphy, A.J., Jr.,	Stoner,
Buchanan,	Horst,	Murphy, P. J.,	Strausser,
Burns,	Irvis,	Murray, H. P.	Sullivan,
Capano,	Isaacs,	Murray, J. J.,	Taylor,
Capitolo,	Jenkins,	Musto,	Tompkins,
Cianfrani,	Jim,	Naugle,	Trusio,
Cioffi,	Johnson, A. W.,	Needham,	Ujobai,
Clarke,	Johnson, R.,	Nelson,	Varallo,
Comer,	Jones, T. H. W.,	O'Dell,	Varner,
Crossin,	Jump,	O'Donnell, J. A.,	Verona,
Curwood,	Kamyk,	O'Donnell, J. P.,	Wall,
Davis,	Kee,	Odorisio,	Walsh,
Dengler,	Keiser,	Ogilvie,	Wargo,
Dennison,	Kernaghan,	O'Neil,	Weidner,
Devlin,	Kessler,	Parlante,	Welsh,
Donahue,	Kooker,	Pashley,	Wescott,
Donaldson,	Korns,	Perry, H. H.,	Wheeler,
Dougherty,	Kovolenko,	Perry, P. E.,	Whittaker,
Down,	Kubitsky,	Petrosky,	Williams,A.D.,Jr.,
Edwards,	Lamb,	Polaski,	Williams, E. S.,
Eilberg,	Lee, A. M.,	Polen,	Willard,
Eshback,	Leonard,	Prendergast,	Willaredt,
Eshleman,	Light,	Price,	Wilt,
Ewing,	Limper,	Pursley,	Wood,
Farabaugh,	Lippincott,	Reibman,	Worley,
Fetterolf,	Lopresti,	Reidenbach,	Wynd,
Filo,	Luigard,	Renwick,	Yatron,
Fineman,	Lutty,	Rigby,	Yetter,
Floyd,	McCandless,	Riley,	Zimmerman,
Foerster,	McCann,	Rovansek,	Andrews,
Fox,	McCormack,	Royer,	Speaker

NAYS—0

NOT VOTING—18

Cooper,	Guthrie,	Lee, K. B.,	Murray, P. G.,
Dennis,	Haudenshield,	Magee,	Seltzer,
Flynn,	Heavey,	Markley,	Stroup,
Gelfand,	Knecht,	Merry,	Thompson,
Gramlich,	Kornick,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 71, entitled as follows:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" regulating the rate of taxation for any occupation tax levied by a county.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	George,	Mahan,	Schwartz,
Bell,	Gibb,	Maxwell,	Sherman,
Blair,	Gibson,	Meholchick,	Shupnik,
Boles,	Goldstein,	Mihm,	Silverman,
Bonner,	Goodrich,	Miller, B. Z.,	Snare,
Boris,	Guthrie,	Miller, H. G.,	Snider,
Bower,	Hamilton,	Mills,	Stank,
Bowman,	Heffner,	Monroe,	Steckel,
Branca,	Helm,	Moran,	Stevens,
Brenninger,	Henzel,	Muldowney,	Stewart,
Breth,	Hocker,	Mullen,	Stimmel,
Brown,	Holliday,	Munley,	Stone,
Buchanan,	Holt,	Murphy, A.J., Jr.,	Stoner,
Burns,	Horst,	Murphy, P. J.,	Strausser,
Capano,	Irvis,	Murray, H. P.	Sullivan,
Capitolo,	Isaacs,	Murray, J. J.,	Taylor,
Cianfrani,	Jenkins,	Musto,	Tompkins,
Cioffi,	Jim,	Naugle,	Trusio,
Clarke,	Johnson, A. W.,	Needham,	Ujobai,
Comer,	Johnson, R.,	Nelson,	Varallo,
Crossin,	Jones, T. H. W.,	O'Dell,	Varner,
Curwood,	Jump,	O'Donnell, J. A.,	Verona,
Davis,	Kamyk,	O'Donnell, J. P.,	Wall,
Dengler,	Kee,	Odorisio,	Walsh,
Dennison,	Keiser,	Ogilvie,	Wargo,
Devlin,	Kernaghan,	O'Neil,	Weidner,
Donahue,	Kessler,	Parlante,	Welsh,
Donaldson,	Kooker,	Pashley,	Wescott,
Dougherty,	Korns,	Perry, H. H.,	Wheeler,
Down,	Kovolenko,	Perry, P. E.,	Whittaker,
Edwards,	Kubitsky,	Petrosky,	Williams,A.D.,Jr.,
Eilberg,	Lamb,	Polaski,	Williams, E. S.,
Eshback,	Lee, A. M.,	Polen,	Willard,
Eshleman,	Leonard,	Prendergast,	Willaredt,

Ewing,	Light,	Price,	Wilt,
Farabaugh,	Limper,	Pursley,	Wood,
Fetterolf,	Lippincott,	Reibman,	Worley,
Filo,	Lopresti,	Reidenbach,	Wynd,
Fineman,	Luigard,	Renwick,	Yatron,
Floyd,	Lutty,	Rigby,	Yetter,
Foerster,	McCandless,	Riley,	Zimmerman,
Fox,	McCann,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—18

Cooper,	Haudenshield,	Lee, K. B.,	Murray, P. G.,
Dennis,	Heavey,	Magee,	Seltzer,
Flynn,	Knecht,	Markley,	Stroup,
Gelfand,	Kornick,	Merry,	Thompson,
Gramlich,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection
Senate Bill No. 309, Printer's No. 610
was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 335, entitled as follows:

An Act amending the act of July 29, 1953 (P. L. 1435) entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents * * *" authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. STEWART. Mr. Speaker, I desire to interrogate Mr. Petrosky, please.

The SPEAKER pro tempore. Does the gentleman desire to interrogate Mr. Lopresti? I believe the gentleman from Westmoreland, Mr. Petrosky, is not on the floor.

Will the gentleman from Cambria, Mr. Lopresti, permit himself to be interrogated?

Mr. LOPRESTI. I shall, Mr. Speaker.

Mr. STEWART. Mr. Speaker, I would like to know what the purpose of this bill is.

Mr. LOPRESTI. Mr. Speaker, I believe the purpose of this bill is to eliminate a useless function on the part of the eastern and western correctional classification centers and that it is a worthless, rather, a useless function, such as the law requires, that certain delinquent defectives be placed in certain institutions. So you send them to a classification center and then all the center can do, under the law, is send them to those particular institutions.

This act would allow them to be sent directly to the institutions rather than proceed through a classification center which must send them anyway in the final analysis.

Mr. STEWART. Mr. Speaker, will this not defeat the purpose of the diagnostic and classification centers?

Mr. LOPRESTI. I do not believe it will because, as I pointed out, the diagnostic center can do nothing more now than send them where the law provides and, since the law says they must go to a certain place, there is nothing the diagnostic center can do other than send them to that place.

Mr. STEWART. Is there anything in the minds of the sponsors of this bill to create local diagnostic and classification centers in the mentally defective hospitals?

Mr. LOPRESTI. I believe not. I believe this, in fact I am sure, it is a departmental bill, with the Department of Justice recognizing that the function is useless they are asking that it be eliminated.

Mr. STEWART. Was it not the purpose of the diagnostic and classification centers to not only diagnose and classify but to compile statistics for research in one central or two central places.

Mr. LOPRESTI. The statistics in this particular instance can be compiled just as easily at the institution where, as a matter of law, these persons must go and you will still get the statistics immediately from that institution.

Mr. STEWART. Isn't research done at the diagnostic and classification center?

Mr. LOPRESTI. Well, I would not know what they would do other than compile statistics, as you say, and they can be compiled just as well at the institution.

Mr. STEWART. Mr. Speaker, I believe although on the face of it this bill would appear to permit the removal of an unnecessary step, it is my belief that this bill will seriously hamper psychiatric research in the diagnostic and evaluation clinics, and for this reason I am going to ask the Members of this House to vote against this bill.

Mr. McCANN. Mr. Speaker, I will yield to the gentleman from Philadelphia, Mr. McCormack.

The SPEAKER pro tempore. The gentleman from Greene, Mr. McCann, yields to the gentleman from Philadelphia, Mr. McCormack.

The Chair recognizes the gentleman from Philadelphia, Mr. McCormack.

Mr. McCORMACK. Mr. Speaker, I disagree with my colleague from Philadelphia, Mr. Stewart, in that under the present setup, the court, in sentencing a person that the court finds to be a defective delinquent, would send that person, under the present law, to the diagnostic and classification center.

It seems to me that no research is done at that center. The purpose of the center was to determine where and to what institution the person sentenced by the court should be sent. This amendment would take effect where the court has found the person was guilty of committing a crime, a defective delinquent, they would send him directly to the institutions we have in Pennsylvania that are set up for the care of a defective delinquent. It seems to me that all of the research that is done is done by the institution to which that person is referred.

Under the present law it makes it more burdensome on the part of the classification and diagnostic center. Where the diagnosis has already been made it is com-

pletely unnecessary to send the defective delinquent to the center. This would correct this unnecessary step by sending them directly to the mental institution designated by the state. Therefore I think it is a good bill and it is not something that should be partisan in any respect. It is a necessary correction to the present law.

Mr. McCANN. Mr. Speaker, the gentleman from Philadelphia has covered the major points of what I wanted to say since the court does sentence these defective delinquents to the proper institution. All I can say is that the bill does not have anything to do with establishing diagnostic centers or clinics in various counties, if that may be the situation. I think it has been covered rather thoroughly, and I will ask that, if at all possible, all of the Members of the House support this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frank,	McDonald,	Rudisill,
Anderson,	Frascella,	McInroy,	Sakulsky,
Arlene,	Fulmer,	McKeever,	Scarcelli,
Ashton,	Gailey,	McLaughlin,	Schaaf,
Auker,	Gallagher,	Machmer,	Schuster,
Balthaser,	Garlock,	Mahan,	Schwartz,
Barton,	George,	Maxwell,	Sherman,
Bell,	Gibb,	Meholchick,	Shupnik,
Blair,	Gibson,	Mihm,	Silverman,
Boies,	Goldstein,	Miller, B. Z.,	Snare,
Bonner,	Goodrich,	Miller, H. G.,	Snider,
Boris,	Hamilton,	Mills,	Stank,
Bower,	Heffner,	Monroe,	Steckel,
Bowman,	Helm,	Moran,	Stevens,
Branca,	Henzel,	Muldowney,	Stimmel,
Brenninger,	Hocker,	Mullen,	Stone,
Breth,	Holliday,	Munley,	Stoner,
Brown,	Holt,	Murphy, A.J., Jr.,	Strausser,
Buchanan,	Horst,	Murphy, P. J.,	Sullivan,
Burns,	Irvis,	Murray, H. P.	Taylor,
Capano,	Isaacs,	Murray, J. J.,	Tompkins,
Capitolo,	Jenkins,	Musto,	Trusio,
Cianfrani,	Jim,	Naugle,	Ujobai,
Cioffi,	Johnson, A. W.,	Needham,	Varallo,
Clarke,	Johnson, R.,	Nelson,	Varner,
Comer,	Jones, T. H. W.,	O'Dell,	Verona,
Crossin,	Jump,	O'Donnell, J. A.,	Wall,
Curwood,	Kamyk,	O'Donnell, J. P.,	Walsh,
Davis,	Kee,	Odorisio,	Wargo,
Dengler,	Keiser,	Ogilvie,	Weidner,
Dennison,	Kernaghan,	O'Neil,	Welsh,
Devlin,	Kessler,	Parlante,	Wescott,
Donahue,	Kooker,	Pashley,	Wheeler,
Donaldson,	Korns,	Perry, H. H.,	Whittaker,
Dougherty,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Down,	Kubitsky,	Petrosky,	Williams, E. S.,
Edwards,	Lamb,	Polaski,	Willard,
Eilberg,	Lee, A. M.,	Polen,	Willaredt,
Eshback,	Leonard,	Prendergast,	Wilt,
Eshleman,	Light,	Price,	Wood,
Ewing,	Limper,	Pursley,	Worley,
Farabaugh,	Lippincott,	Reibman,	Wynd,
Fetterolf,	Lopresti,	Reidenbach,	Yatron,
Filo,	Luigard,	Renwick,	Yetter,
Fineman,	Lutty,	Rigby,	Zimmerman,
Floyd,	McCandless,	Riley,	Andrews,
Foerster,	McCann,	Rovansek,	Speaker
Fox,	McCormack,	Royer,	

NAYS—1

Stewart,

NOT VOTING—18

Cooper,	Guthrie,	Lee, K. B.,	Seltzer,
Dennis,	Haudenshield,	Magee,	Stroup,
Flynn,	Heavey,	Markley,	Thompson,
Gelfand,	Knecht,	Merry,	
Gramlich,	Kornick,	Murray, P. G.,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 339, entitled as folows:

An Act amending the act of May 28 1915 (P L 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" extending the time for authority employes to join or refuse to join the pension fund

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Fox,	McCormack,	Royer,
Anderson,	Frank,	McDonald,	Rudisill,
Arlene,	Frascella,	McInroy,	Sakulsky,
Ashton,	Fulmer,	McKeever,	Scarcelli,
Auker,	Gailey,	McLaughlin,	Schaaf,
Balthaser,	Gallagher,	Machmer,	Schuster,
Barton,	Garlock,	Mahan,	Schwartz,
Bell,	George,	Maxwell,	Sherman,
Blair,	Gibb,	Meholchick,	Shupnik,
Boies,	Gibson,	Mihm,	Silverman,
Bonner,	Goldstein,	Miller, B. Z.,	Snare,
Boris,	Goodrich,	Miller, H. G.,	Snider,
Bower,	Hamilton,	Mills,	Stank,
Bowman,	Heffner,	Monroe,	Steckel,
Branca,	Helm,	Moran,	Stevens,
Brenninger,	Henzel,	Muldowney,	Stewart,
Breth,	Hocker,	Mullen,	Stimmel,
Brown,	Holliday,	Munley,	Stone,
Buchanan,	Holt,	Murphy, A.J., Jr.,	Stoner,
Burns,	Horst,	Murphy, P. J.,	Strausser,
Capano,	Irvis,	Murray, H. P.	Sullivan,
Capitolo,	Isaacs,	Murray, J. J.,	Taylor,
Cianfrani,	Jenkins,	Musto,	Tompkins,
Cioffi,	Jim,	Naugle,	Trusio,
Clarke,	Johnson, A. W.,	Needham,	Ujobai,
Comer,	Johnson, R.,	Nelson,	Varallo,
Crossin,	Jones, T. H. W.,	O'Dell,	Varner,
Curwood,	Jump,	O'Donnell, J. A.,	Verona,
Davis,	Kamyk,	O'Donnell, J. P.,	Wall,
Dengler,	Kee,	Odorisio,	Walsh,
Dennison,	Keiser,	Ogilvie,	Wargo,
Devlin,	Kernaghan,	O'Neil,	Weidner,
Donahue,	Kessler,	Parlante,	Welsh,
Donaldson,	Kooker,	Pashley,	Wescott,
Dougherty,	Korns,	Perry, H. H.,	Wheeler,
Down,	Kovolenko,	Perry, P. E.,	Whittaker,
Edwards,	Kubitsky,	Petrosky,	Williams, A.D., Jr.,
Eilberg,	Lamb,	Polaski,	Williams, E. S.,
Eshback,	Lee, A. M.,	Polen,	Willard,
Eshleman,	Leonard,	Prendergast,	Willaredt,
Ewing,	Light,	Price,	Wilt,
Farabaugh,	Limper,	Pursley,	Wood,
Fetterolf,	Lippincott,	Reibman,	Worley,
Filo,	Lopresti,	Reidenbach,	Wynd,
Fineman,	Luigard,	Renwick,	Yatron,
Floyd,	Lutty,	Rigby,	Yetter,
Flynn,	McCandless,	Riley,	Zimmerman,
Foerster,	McCann,	Rovansek,	Andrews,
			Speaker

NAYS—0

NOT VOTING—18

Cooper,	Haudenshield,	Lee, K. B.,	Murray, P. G.,
Dennis,	Heavey,	Magee,	Seltzer,
Gelfand,	Knecht,	Markley,	Stroup,
Gramlich,	Kornick,	Merry,	Thompson,
Guthrie,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair notes the presence in the Hall of the House of a former Member, the Honorable Joseph Bullen, now County Commissioner of Delaware County.

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair also has been informed that the gentleman from Pike, Mr. Metz, a former Member of the House is present.

BILL ON THIRD READING POSTPONED

TIME EXTENDED ON BILL

Mr. McCANN asked and obtained unanimous consent to extend the time five days on House Bill No. 665, Printer's No. 190, on page 17 of today's calendar, bills on third reading postponed.

REPORT FROM COMMITTEE

Mr. AUKER from the Committee on Municipal Corporations reported as amended House Bill No. 850, entitled:

An Act amending the act of June 28, 1947 (P. L. 990), entitled "An act to permit employes of counties, cities, boroughs, towns and townships to accumulate annual sick leave in certain cases," increasing the period for which sick leaves may be accumulated and regulating the granting of sick leaves.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. SCHWARTZ asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTION

CONDOLENCE

Mr. SCHWARTZ, Mrs. VARALLO, Messrs. SHERMAN, FINEMAN, DOUGHERTY and EILBERG offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 8, 1959.

It is with deep sorrow that we learn of the passing of Mrs. Yetta Gelfand, widow of Israel Gelfand, and mother of our fellow members, Eugene Gelfand, who died on Tuesday morning, the seventh day of April at her home at 3501 Kensington Avenue, in the City of Philadelphia.

Mrs. Gelfand is survived by two sons, Eugene and Isaac and a daughter, Beatrice Rossock, four grandchildren and one great granddaughter; therefore be it

Resolved, That the members of the House of Representatives extend their heartfelt sympathies to the family of Mrs. Yetta Gelfand; and be it further

Resolved, That a copy of this resolution be transmitted to the family of Mrs. Yetta Gelfand.

The SPEAKER pro tempore. The Chair requests the Speaker to return to the rostrum.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Armstrong, Mr. Helm, for presiding.

RESOLUTIONS

CONGRATULATIONS

Mrs. ANDERSON, Mrs. HENZEL, Messrs. WOOD and LOPRESTI offered a resolution which was read as follows:

In the House of Representatives, April 8, 1959.

The guiding hand of last session, W. Stuart Helm, reached his 51st milestone today.

Since 1940 when he was first elected to this House of Representatives, Mr. Helm has been in the political driver's seat although the road has often been a rocky one. In 1937 he was elected to the Kittanning Borough School Board which he served as both "veep" and "prexy."

In addition to his accomplishments in public life, Mr. Helm is a successful merchant, a member of the Kiwanis Club, the Masons, married the former Geraldine Rearick and is the father of two lovely daughters; therefore be it

Resolved, That each member of the House of Representatives extend his congratulations to W. Stuart Helm on his 51st birthday and best wishes to a continued and prosperous future to a dedicated public servant; and be it further

Resolved, That a copy of this resolution be transmitted to W. Stuart Helm.

The resolution was unanimously adopted by a rising vote and the singing of "Happy Birthday."

The SPEAKER. The Chair recognizes the gentleman from Armstrong, Mr. Helm.

Mr. HELM. Mr. Speaker, and fellow Members, I believe I have reached the plateau in my life when I hate to think of adding another year to those birthdays and anniversaries. The gentleman from Warren just advises me that I reached that plateau ten years ago.

In spite of having reached the fifty-year mark and passed it by one, I think we get a great deal of enjoyment out of spending our birthday anniversaries with those people whom we like to call our friends. I can assure you that I feel today that I am among some of the finest friends I have ever had and ever hope to have.

I thank those Members who have sent me so many fine birthday cards, the members of my office force who have been so nice as to have a breakfast for me this morning, and for all the fine, good wishes. Thank you so very, very much.

The SPEAKER. The Chair says to the gentleman from Armstrong:

"Grow old along with me:
The best is yet to be,
The last of life,
For which the first was made.
Our times are in his hand
Who said, Fear not,
See all, nor be afraid."

Mr. HELM. I certainly could not allow the opportunity to pass without thanking the Speaker of this House for his sentiments. If I can just grow old as graciously as the gentleman who presides in this Chair, I shall be very happy.

CONGRATULATIONS

Mr. O'NEIL offered a resolution which was read as follows:

In the House of Representatives, April 8, 1959.

Wednesday, April 8, 1957, marks the birthday anniversary of Harris G. Breth, one of the most highly esteemed members of this House of Representatives.

Harris G. Breth was born in Clearfield, Pennsylvania, on April 8, 1905, the son of Joseph Ambrose and Clara (Hammond) Breth, and received his education at St. Francis High School, Temple University, and the University of Pennsylvania. He is married to the former Mary K. Hall.

Mr. Breth, an outstanding authority on outdoor sports, is the author of several books on the subject and numerous outdoor articles. He is commentator on various radio stations and appears weekly on a coast-to-coast television show known as the "Sportsmen's Club."

We are indeed fortunate to have a man with the knowledge, intelligence and ability of Harris Breth as a colleague. No one could be better suited to serve as chairman of our Committee on Game and Conservation, and to guide legislation relating to wildlife and the out-of-doors in the proper direction; therefore be it

Resolved, That the members of the House of Representatives express to Harris Breth their pleasure in working with him in this, his seventh term, in the House of Representatives and wish him a very happy birthday and continued success as a legislator, outdoorsman, author, actor, and all-around good citizen; and be it further

Resolved, That a copy of this resolution be transmitted to Harris G. Breth.

The resolution was unanimously adopted by the singing of "Happy Birthday."

The SPEAKER. The Chair recognizes the gentleman from Clearfield, but before the gentleman proceeds, the Chair expresses the hope that the Minority is not seeking to be present here come September 12 which is the birthday of the Chair.

Mr. A. W. JOHNSON. Mr. Speaker, I rise for the purpose of offering an amendment to an obvious error in the resolution. It sounds like you have dusted off the resolution of 1957 and reintroduced it. Am I correct that it said that his birthday was in 1957?

If the resolution says 1957, maybe Mr. Breth wants to forget about subsequent birthdays and is celebrating his 1957 birthday today. Otherwise, we should amend the resolution so it will read "1959."

The SPEAKER. The Parliamentarian calls the Chair's attention to the fact that the resolution plainly reads, "Wednesday, April 8, 1957, marks the birthday anniversary of Harris G. Breth." He very wisely declines to grow old and maintains his eternal youth—a feminine accomplishment which I do not think the masculine character of the gentleman from Clearfield will enable him to carry forth from this time on.

However, the gentleman from Clearfield whatever his anniversary date may be, now has the floor and the Chair recognizes the gentleman from Clearfield.

Mr. BRETH. Mr. Speaker, my first remarks are those of thanks for taking so many years off my age, which I assure you I feel is justified because my locks are still on the favorable side and, furthermore, the plateau that I have attained is not as high as the plateau attained by the Chair.

However, I have hope, and hope springeth eternal, that since Nature saw fit to bring two characters of this House into the world on this very day, perhaps we can get together with the Speaker and find out the secret of his fountain of youth.

I want at this time to thank my distinguished colleague from Clearfield county for this recognition of my birthday, and to say that as we all know, there is no place to be recognized on your birthday like the House of Representatives.

The SPEAKER. The Chair desires to remark that apparently birthdays are a mollifying panacea for such wrath as may from time to time be displayed upon the floor. Arrangements should be made that we have a birthday celebration every day we are in session. It makes for peace.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, I want to announce to the House that next week the House will be in session three days, at the usual starting times as agreed to in the past.

There will be a Democratic Caucus of the Democrat Members of the House at 2:30 in the new House caucus room.

ANNOUNCEMENT

Mr. A. W. JOHNSON. We announced in our caucus, Mr. Speaker, that hereafter the House Republicans will caucus every Monday at 3:00 o'clock, unless notified otherwise.

I just want to repeat that caucus announcement. It will save us making the announcement every week. The Members will only be notified if we change the caucus time on Monday.

ANNOUNCEMENT

The SPEAKER. The Chair recognizes the Majority Leader.

Mr. McCANN. Mr. Speaker, this announcement has to do with the change of the Steno Pool which we believe will take place, if the schedule works out. When you return here next week, if the work is completed, the House Steno Pool, beginning next Monday, if possible, will be located in Room 131 on the first floor.

That is the space that we are taking over and it is the part of the Capitol in which formerly the Department of Commerce was located. The room has the double doors that are next to the elevator at the south end of the Capitol Building.

The Steno Pool, if the plans go according to plan the Members who come in Monday to do work or come in early, will be in that area.

Following the completion of that move, we will then re-assign the Committee rooms and, when we re-assign them, they will be effective for the following week. We will have a chance to move the committees into the rooms when we re-adjust our committee assignments. Some of the committees then will go to what will be listed as Room 131, Main Capitol Building. There will be a total of seven committee rooms in Room 131. I believe we will end up by calling them room A, B, C, D, and so forth, in Room 131.

ADJOURNMENT

Mr. J. A. O'DONNELL. Mr. Speaker, I move that this House do now adjourn until Monday, April 13, 1959 at 4:30 p. m.

The motion was agreed to, and (at 12:14 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., MONDAY, APRIL 13, 1959. No. 32.

SENATE

MONDAY, APRIL 13, 1959.

The Senate met at 3:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Doctor ALFRED L. TAXIS, Pastor of the Presbyterian Church, Port Carbon, offered the following prayer:

O Gracious God, hear us while we pray, for history and experience show that without mistake Thou dost guide the lives and destinies of nations and peoples. So may it be this afternoon.

Bless these men with a clear mind and a pure heart, for who knows that what they do here this afternoon may determine the destiny of our Nation and this Commonwealth.

In the Name of Jesus Christ, our Lord, Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. PECHAN, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor, which was read as follows:

APPROVAL OF SENATE BILL No. 31, PRINTER'S No. 31

April 11, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 31, Printer's No. 31, entitled "An Act amending the act of August 9, 1955 (P. L. 323) entitled 'An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes amending, revising, consolidating and changing the laws relating thereto' increasing the amount commissioners may spend in contracts without advertising."

DAVID L. LAWRENCE.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE VALLEY FORGE PARK COMMISSION

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate H. Raymond McBride, Uwchland, Chester County, for reappointment as a member of the Valley Forge Park Commission, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF FUNERAL DIRECTORS

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Thaddeus S. Vincent, Danville, Montour County, for appointment as a member of the State Board of Funeral Directors, from August 31, 1958, until August 31, 1963, or until his successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BANKING BOARD

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Francis P. Burns, 7304 North Twelfth Street, Melrose Park, Philadelphia 26, Montgomery County, for appointment as a member of the Banking Board, until September 1, 1965, and until his successor is duly appointed and qualified, vice Mark Willcox, Wawa, whose term expired.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate James G. Parrish, Rear 924 Second Street, Cresson, Cambria County, for appointment as Justice of the Peace in and for the Borough of Cresson, Cambria County, to serve until the first Monday of January 1960, vice J. Paul Melanson, resigned.

DAVID L. LAWRENCE.

ALDERMAN

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Catherine R. McCormick, 55 South Mount Vernon Avenue, Uniontown, Fayette County, for appointment as Alderman in and for the Seventh Ward of the City of Uniontown, Fayette County, to serve until the first Monday of January 1960, vice Robert C. McCormick, deceased.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Arthur F. Boyd, R. D. 1, West Grove, Chester County, for appointment as Justice of the Peace in and for the Township of Penn, Chester County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

BILLS SIGNED

The PRESIDENT pro tempore (M. Harvey Taylor) in the presence of the Senate signed the following bills:

House Bill No. 191, Printer's No. 35;
House Bill No. 349, Printer's No. 87;
House Bill No. 350, Printer's No. 72;
House Bill No. 490, Printer's No. 94;
House Bill No. 545, Printer's No. 139; and
House Bill No. 567, Printer's No. 96.

The PRESIDENT pro tempore. At this time, the Chair invites Senator Fleming to the rostrum to preside.

The PRESIDING OFFICER (Robert D. Felming) in the Chair.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 108, entitled:

An Act amending the act of May 1, 1907 (P. L. 125), entitled An act relating to the appointment of stenographers to report proceedings in the several courts of common pleas, and orphans' courts, * * * as well as before commissioners, masters and special masters in chancery, referees, examiners, auditors, and other officers; * * *," changing liability for payment of costs in furnishing copies of notes of testimony requested by defendants.

Which was committed to the Committee on Judiciary General.

House Bill No. 221, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing for the supervision of the Department of Property and Supplies over the construction and alteration of buildings and over the plans and specifications thereof.

Which was committed to the Committee on State Government.

House Bill No. 457, entitled:

An Act creating an Anthracite Mine Law Study Commission for the purpose of making a study and investigation of all laws relating to anthracite coal mines and the preparation of a modern code relating thereto; and making an appropriation.

Which was committed to the Committee on Mines and Mineral Industries.

House Bill No. 463, entitled:

An Act amending the act of March 17, 1921 (P. L. 32), entitled "An act authorizing the erection and construction by counties of memorial halls * * *," requiring memorial halls to contain rooms for meetings of the Italian American War Veterans of the United States, Incorporated.

Which was committed to the Committee on Military Affairs and Aeronautics.

House Bill No. 464, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 823), authorizing appropriations to posts of the Italian American War Veterans of the United States, Incorporated, to defray the costs of Memorial Day and Armistice Day.

Which was committed to the Committee on Military Affairs and Aeronautics.

House Bill No. 465, entitled:

An Act amending the act of April 8, 1867 (P. L. 50), entitled "An act to permit disabled soldiers to peddle by procuring a license therefor, without charge," prohibiting the peddling of labeled flowers of the Italian American War Veterans of the United States, Incorporated.

Which was committed to the Committee on Military Affairs and Aeronautics.

House Bill No. 469, entitled:

An Act amending "The County Code," approved August 1955 (P. L. 323), providing rooms for use of the Italian American War Veterans of the United States, Incorporated, and for its membership on the board of control.

Which was committed to the Committee on Military Affairs and Aeronautics.

House Bill No. 470, entitled:

An Act amending the act of April 18, 1929 (P. L. 609), entitled "An act providing for the location, care, and maintenance of graves of soldiers, sailors, marines, and members of the enlisted nurse corps; * * *," authorizing the Italian American War Veterans of the United States, Incorporated, to gather and file data concerning burial places of persons who have served in the military, naval or other combative forces with city commissioners in cities of the first class.

Which was committed to the Committee on Military Affairs and Aeronautics.

House Bill No. 471, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting imitating, selling or offering to sell the labeled artificial flower of the Italian American War Veterans of the United States, Incorporated.

Which was committed to the Committee on Military Affairs and Aeronautics.

House Bill No. 489, entitled:

An Act permitting the recording of leases, subleases and agreements to lease or sublease; permitting the recording of memoranda thereof; prescribing the minimum contents of such memoranda; * * *.

Which was committed to the Committee on Judiciary General.

House Bill No. 523, entitled:

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571) increasing the compensation of assessors and providing for mileage.

Which was committed to the Committee on Local Government.

House Bill No. 542, entitled:

An Act to regulate and establish the fees to be received by the clerk of oyer and terminer, and quarter sessions of the peace and the municipal court of Philadelphia in counties having a population of 1,500,000 or over.

Which was committed to the Committee on Judiciary General.

House Bill No. 582, entitled:

An Act amending the "Minor Judiciary Fee Bill," approved January 7, 1952 (P. L. 1841) changing fees in civil cases.

Which was committed to the Committee on Judiciary General.

House Bill No. 621, entitled:

An Act creating a Bituminous Mine Law Study Commission for the purpose of making a study and investigation of all laws relating to bituminous coal mines and the preparation of a modern code relating thereto, and making an appropriation.

Which was committed to the Committee on Mines and Mineral Industries.

House Bill No. 639, entitled:

An Act amending the act of May 21, 1943 (P. L. 322), entitled "An act providing for the issuance of certified copies of death, birth and marriage certificates * * * to disabled war veterans and their dependents, * * *" extending its provisions to all honorably discharge veterans of wars and armed conflicts regardless of disability.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 640, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), further regulating bonds to be given for protection of labor and materialmen.

Which was committed to the Committee on Local Government.

House Bill No. 644, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931, (P. L. 932) further regulating bonds to be given for protection of labor and materialmen.

Which was committed to the Committee on Local Government.

House Bill No. 728, entitled:

An Act to encourage and permit the prospecting for and development of certain valuable minerals on State forest land; and providing for the waiver of competitive bidding requirements therefor.

Which was committel to the Committee on Forests and Waters, Game and Fish.

House Bill No. 743, entitled:

An Act amending the act of June 27, 1939 (P. L. 1207), entitled "An act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employes (except chiefs, deputy chiefs, and chief clerks) in bureaus of fire, and fire alarm operators and fire box inspectors in bureaus of electricity, in cities of the second class; . . .," further regulating physical examinations required for applicants for original appointment.

Which was committed to the Committee on Local Government.

House Bill No. 758, entitled:

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," adding additional means of security and further regulating the deposit of city funds with depositories.

Which was committed to the Committee on Local Government.

House Bill No. 863, entitled:

An Act amending the act of February 9, 1901 (P. L. 3), entitled "An act to provide for increasing the capital stock and indebtedness of corporations," deleting certain requirements of corporate officers.

Which was committed to the Committee on Corporations.

House Bill No. 882, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; . . .," further providing for pension payments to members of the pension fund becoming disabled.

Which was committed to the Committee on Local Government.

House Bill No. 883, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law," approved May 22, 1935 (P. L. 233), further providing for the payment of pensions upon disability.

Which was committed to the Committee on Local Government.

House Bill No. 945, entitled:

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," further regulating contracts relating to city affairs.

Which was committed to the Committee on Local Government.

HOUSE CONCURS IN SENATE BILL No. 71

He also returned to the Senate, Senate Bill No. 71, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," regulating the rate of taxation for any occupation tax levied by a county.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 335

He also returned to the Senate, Senate Bill No. 335, entitled:

An Act amending the act of July 29, 1953 (P. L. 1435), entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents; . . .," authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 338

He also returned to the Senate, Senate Bill No. 338, entitled:

An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 339

He also returned to the Senate, Senate Bill No. 339, entitled:

An Act amending the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," extending the time for authority employes to join or refuse to join the pension fund.

with the information that the House has passed the same without amendments.

BILLS INTRODUCED AND REFERRED

Mr. WADE, on behalf of Messrs. FLEMING and BARR, read in place and presented to the Chair Senate Bill No. 586, entitled:

An Act amending the act of April 14, 1949 (P. L. 482), entitled, as amended, "An act authorizing and requiring cities, boroughs, townships, municipal authorities and public utility companies engaged in the supplying of water, to shut off the supply of water for nonpayment of sewer, sewerage, or sewage treatment rentals, rates, or charges imposed by municipal authorities organized by counties of the second class, by cities of the second class, by cities of the second class A, by cities of the third class, by boroughs or by townships of the firts or second class; . . ." clarifying the provisions for compensation to be paid to water supplying agencies for services performed by them.

Which was committed to the Committee on Local Government.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 587, entitled:

An Act amending the act of February 9, 1901 (P. L. 6), entitled "An act to permit the classification by railroad, railway and transportation corporations of their boards of directors or managers," providing that the classes of directors or managers of such companies shall be as nearly equal in number as possible.

Which was committed to the Committee on Corporations.

Mr. EHRGOOD read in his place and presented to the Chair Senate Bill No. 588, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing boroughs to construct storm sewers and other drainage facilities.

Which was committed to the Committee on Local Government.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 589, entitled:

An Act amending the act of July 29, 1953 (P. L. 956), entitled "Legislative Reapportionment Act," increasing the number of Representatives in the General Assembly and the number of Representatives to be elected from the County of Beaver.

Which was committed to the Committee on Reapportionment.

Mr. BLASS read in his place and presented to the Chair Senate Bill No. 590, entitled:

An Act amending the act of March 6, 1956 (P. L. 1228), entitled, as amended, "Selective Sales and Use Tax Act," excluding from taxation, the sale at retail or use of supplies, materials or services used in the canning, bottling or packaging of food.

Which was committed to the Committee on Finance.

Mr. SEYLER read in his place and presented to the Chair Senate Bill No. 591, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," redefining highway to include a way or place open to the use of the public as a matter of privilege.

Which was committed to the Committee on Highways.

Mr. WADE read in his place and presented to the Chair Senate Bill No. 592, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," making certain corrections, deleting and adding certain new routes in Turbett and Spruce Hill Townships, Juniata County.

Which was committed to the Committee on Highways.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 261, entitled:

An Act amending the act of April 27, 1927 (P. L. 465) entitled as amended "Fire Safety Building Regulation Law" providing exemptions from certain provisions of the act.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question.

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 261

Mr. BERGER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 261.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. SEYLER. Mr. President, I just want to comment that I cast one of the negative votes on this bill in the form in which it passed the Senate. I would like to say, just for the record, that the present form of the bill meets those objections and, therefore, I am voting for the bill.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, Viz:

YEAS—50

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler	Pechan,	Taylor,
Camiel,	Kopriver, Jr.	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		**Presiding Officer**

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 116, Printer's No. 125; and
Senate Bill No. 117, Printer's No. 126.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 130, Printer's No. 139, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 141, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017) entitled "County Institution District Law" increasing the powers and duties of institution districts.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. LANE. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 401), page 2, lines 1 to 8, and page 3, lines 1 to 7, by striking out all of said lines; Amend Sec. 2, page 3, line 8, by striking out "2" and inserting: "1"; Amend Sec. 2, page 3, line 8, by striking out "of the"; Amend Sec. 2, page 3, line 8, by inserting after "AGY"; "of June 24, 1937 (P. L. 2017), known as the "County Instituion District Law"

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 141, Printer's No. 408, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 191, entitled:

An Act amending the act of May 25, 1945 (P. L. 1050), entitled "Local Tax Collection Law," further regulating the collection of taxes and settlement of tax duplicates.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The years and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mahady,	Sarraf,	Weiner,
Elliott,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
Harney,	McGinnis,	Shafer,	Fleming,
	McMenamin,	Silvert,	**Presiding Officer**

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 222, Printer's No. 239, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 223, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for payment to joint boards under certain conditions by the Commonwealth for the acceptance of non-resident pupils and providing for installment payments.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WEINER. Mr. President and Members of the Senate, I do not feel that we can just run through this bill without knowing what situations it will create and the problems that are inherent by passing this bill into law.

This bill would, in effect, advance the payments to school districts which accept non-resident pupils. It would amend those sections which allow them to do that today. As a matter of just plain economics,—and we are always talking about saving money—this amendment would require three reports by school districts applying for reimbursement.

By the same token, it would require three times as much employee-time to process the applications. It would require three audits and three times the amount of bookkeeping. To administer this bill, if enacted, would require the employment of an additional staff to administer the program. To pay such tuition currently, as well as tuition due in 1959 and 1960 on account of 1958 and 1959 operation, would actually necessitate increasing the amount to be allocated for the 1959-1961 biennium by fifty per cent. This bill means budgeting an estimated $4,560,000 rather than $2,700,000 which has been requested.

Mr. President, these figures that I have given you have been stated by the Department of Public Instruction. I do not understand how we can conscientiously vote for this bill if we are seeking to cut the budget and save the Commonwealth money. This is not the way to do it. If the Members of the Senate, before voting on this bill, would like some further information concerning it, I would be most happy to supply it and I am sure the Department of Public Instruction would supply information, also. By doing that, we can discuss this matter further before we hastily pass this bill.

If more information is required, I will ask that we be at ease for a moment in order for me to speak to some of the other Members of the Senate, unless they want to debate the bill at this time.

Mr. PECHAN. Mr. President, if it is satisfactory to the Minority Leader, we will pass this bill over in order until tomorrow.

Mr. WEINER. I have no objection, Mr. President.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I now ask unanimous consent that

Senate Bill No. 223, Printer's No. 240,

on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The PRESIDING OFFICER. The Chair is happy to announce the return of the Lieutenant-Governor to the Chamber, who will now preside.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that

Senate Bill No. 236, Printer's No. 253,

on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS RECOMMITTED

Mr. BERGER. Mr. President, I move that House Bill No. 306, on third reading, entitled:

An Act amending the act of June 21, 1939 (P. L. 626) entitled "Second Class County Assessment Law" requiring that tax exempt property be listed and valued.

be recommitted to the Committee on Local Government.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

Mr. BERGER. Mr. President, I move that House Bill No. 307, on third reading, entitled:

An Act amending the act of June 26 1931 (P L 1379) entitled "Third Class County Board Assessment Law" requiring that tax exempt property be listed and valued.

be recommitted to the Committee on Local Government.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 387, entitled:

An Act amending the act of May 1 1933 (P L 103) entitled "The Second Class Township Code" providing that no person holding the office of justice of the peace shall act as secretary or secretary-treasurer of the board of township supervisors.

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 493, entitled:

An Act amending the act of March 10 1949 (P L 30) entitled "Public School Code of 1949" authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 843, entitled:

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation classes and schools for handicapped children.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 845, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled "General Appropriation Act of 1957" changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR
BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 22, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing payments to joint school boards and joint school committees by the Commonwealth.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 44, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" exempting certain municipal authorities from motor vehicles registration and certificate of title fees.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 45, entitled:

An Act amending the act of May 2, 1945 (P. L. 382) entitled "Municipality Authorities Act of 1945" providing that the exemption of Authorities from taxation shall include exemption from taxes on liquid fuels used in the operation of motor buses.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 61, Printer's No. 61, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 163, entitled:

An Act amending the act of May 28, 1937 (P. L. 1053) entitled "Public Utility Law" excluding buses owned by or under contract with school districts private or parochial schools for the transportation of school children and chaperons from the definition of common carrier by motor vehicle and contract carrier by motor vehicle in certain cases.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER offered the following amendments:

Amend Section 1 (Section 2 (6)), page 5, line 9, by inserting brackets before and after "any" where it appears the second time, and inserting immediately thereafter: "the"; Amend Section 1 (Section 2 (6)), page, 5, line 11, by inserting brackets before "for" and after "purposes" and inserting immediately thereafter: "between their homes and school"; Amend Section 1 (Section 2 (6)), page 5, line 15, by inserting immediately after "number": "if the person performing the extra curricular transportation has a contract with the school or school district in which the school is located for the transportation of its students between their homes and school and maintain a copy of all contracts in the vehicle at all times"; Amend Section 1 (Section 2 (6)), page 5, line 17, by inserting brackets before and after "any" and inserting immediately thereafter: "the"; Amend Sec. 1 (Section 2 (7)), page 7, line 18, by inserting brackets before and after "any" where it appears the second time, and inserting immediately thereafter: "the"; Amend Section 1 (Section 2 (7)), page 7, line 19, by inserting brackets immediately before and after "of" where it appears the first time, and inserting immediately thereafter: "or"; Amend Section 1 (Section 2 (7)), page 7, line 20, by inserting brackets before "for" and after "purposes" and inserting immediately thereafter: "between their homes and school"; Amend Section 1 (Section 2 (7)), page 8, line 4, by inserting immediately after "number": "if the person performing the extra curricular transportation has a contract with the school or school district in which the school is located for the transportation of its students between their homes and school and maintain a copy of all contracts in the vehicle at all times"; Amend Section 1 (Section 2 (7)), page 8, line 6, by inserting brackets immediately before and after "any" where it appears the second time, and inserting immediately thereafter: "the."

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that

House Bill No. 163, Printer's No. 51,

on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 183, entitled:

An Act amending the act of May 29 1931 (P L 280) entitled "Local Delinquent Tax Return Law" providing that notice to the owner or terre tenant of lands to be sold for taxes be served by registered or certified mail.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 194, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing provisions relating to reimbursement on account of school building rentals and sinking fund charges in certain cases.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WEINER offered the following amendment:

Amend Bill, page 3, by inserting after line 3: "Section 2. This act shall take effect immediately."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 201, entitled:

An Act amanding the act of June 5, 1947 (P. L. 426) entitled "The Pennsylvania Seed Act of 1947" including the words "nursery crops" in the definition of "agricultural seeds" adding and removing certain packaging and labeling requirements and granting additional powers to the department

The first, second and third sections were read and agreed to.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER offered the following amendment:

Amend Bill, page 7, lines 11 and 12, by striking out both of said lines and inserting: "Section 4. This act shall take effect January 1, 1960."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 202, entitled:

An Act amending the act of July 22, 1913 (P. L. 928) entitled "Domestic Animal Disease Suppression Law" prohibiting the sale or use of virulent live virus except under certain circumstances

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 216, Printer's No. 230, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 221, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing school directors to charge tuition fees for adult extension education

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER offered the following amendment:

Amend Sec. 1 (Sec. 1806), page 2, line 10, by striking out "nominal" and inserting: "commensurate"

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER offered the following amendment:

Amend Sec. 2 (Sec. 1843), page 3, line 4, by striking out "nominal" and inserting: "commensurate"

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER offered the following amendment:

Amend Sec. 3 (Sec. 1902), page 4, line 9 by striking out "nominal" and inserting: "commensurate"

It was agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER offered the following amendment:

Amend Sec. 4 (Sec. 1921) page 5, line 16 by striking out "nominal" and inserting: "commensurate"

It was agreed to.

The section was agreed to as amended.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER offered the following amendment:

Amend Sec. 5 (Sec. 1922), page 6, line 13 by striking out "nominal" and inserting: "commensurate"

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 221, Printer's No. 611, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 259, entitled:

An Act amending the act of April 18, 1949 (P. L. 512) entitled "Fiduciaries Act of 1949" revising and changing provisions relating to settlement of small estates on petition family exemptions persons entitled to letters of administration delgation of power distribution by guardian of incompetent personal representative or trustee distribution of small estates bonds of guardians named in conveyance and powers duties and liabilities of guardians appointed by court

And said bill having been read at length the second

time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 287, Printer's No. 97, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 313, Printer's No. 67; and

House Bill No. 315, Printer's No. 243.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 356, Printer's No. 383, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 375, entitled:

An Act amending the act of April 6, 1951 (P. L. 69) entitled "The Landlord and Tenant Act of 1951" exempting additional property from execution by landlord for nonpayment of rent.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 389, Printer's No. 612, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 400, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" prohibiting the malicious injury or destruction of property of others and prescribing penalties therefor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 412, entitled:

An Act authorizing courts to alter modify suspend reinstate terminate amend or rescind any order decree judgment or sentence for a period of thirty days from the date of entering of record the order decress judgment or sentence

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 421, entitled:

An Act amending the act of July 24 1913 (P. L. 965) entitled "Commodities Weight and Measure Law" regulating the sale and delivery of vegetable and flower seeds

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. MADIGAN offered the following amendments:

Amend Sec. 1 (Sec. 2) page 2, lines 8 and 9 by striking out "and the producer's or packer's name and address"; Amend Sec. 1 (Sec. 2), page 2, line 9 by striking out "weighting" and inserting: "weighing"; Amend Sec. 1 (Sec. 2) page 2, lines 11 and 12 by striking out "but must comply with all other labeling requirements."

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 434, Printer's No. 613, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 499, entitled:

An Act amending the act of June 1, 1945 (P. L. 1340) entitled "Motor Vehicle Safety Responsibility Act" by changing the short title of the act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 500, entitled:

An Act consolidating and revising the Vehicle Code the Tractor Code the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership possession and use of vehicles and tractors.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. BERGER. Mr. President, I move that Senate Bill No. 511, on second reading, entitled:

An Act providing for the taxation of lessees and users of tax exemption property.

be recommitted to the Committee on Finance.

Mr. McMENAMIN. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 512, Printer's No. 547, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 530, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing the Superintendent of Public Instruction to withhold appropriations from school districts and arrange payments to lending agencies in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 587, entitled:

An Act providing for the destruction of certain records and papers upon petition in cities of the first class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 619, entitled:

An Act amending the act of July 8, 1957 (P. L. 594) entitled "Pennsylvania Cigarette Tax Act of 1957" continuing the additional excise tax for a limited period of time and imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 620, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund defining the powers and duties of the Governor the Auditor General the State Treasurer and the Board of Finance and Revenue in relation thereto and providing for the payment of interest on and the redemption and refunding of such bonds and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE RESOLUTION, SERIAL No. 20, CALLED UP

Mr. BERGER. Mr. President, I call up, from page 10 of today's Calendar, Senate Resolution, Serial No. 20.

The PRESIDENT. Is there objection? The Chair hears none.

The resolution was read by the Clerk as follows:

REQUESTING THE ATTORNEY GENERAL TO RENDER AN OPINION AS TO THE LEGALITY OF ALLOWING VEHICLES WHICH EXCEED THE MAXIMUM WEIGHT AND SIZE TO OPERATE ON THE TURNPIKE AND EXTENSIONS

In the Senate, March 31, 1959.

Effective January 1, 1956, the Pennsylvania Turnpike Commission established toll schedules providing rates for the movement over the Turnpike and the extensions thereto of vehicles which exceed the maximum weight and size limitations which the Legislature has made applicable to the highways of this Commonwealth. At the present time and for a considerable period the Commission, upon the collection of the tolls provided for by such schedules, has permitted vehicles having weights or size, or both, exceeding the maximum limitations to operate over the Turnpike and extensions thereto.

There appears to be a serious question as to whether this action by the Pennsylvania Turnpike Commission is lawful and consistent with the legislation of this Commonwealth; therefore be it

Resolved, That the Attorney General, after study of this matter, render an opinion to His Excellency, the Governor of Pennsylvania, and the Pennsylvania Turnpike Commission regarding the legality of the above described action of the Pennsylvania Turnpike Commission, and be it further

Resolved, That a copy of this resolution be transmitted to the Attorney General.

On the question,

Will the Senate agree to the resolution?

SENATE RESOLUTION, SERIAL No. 20, RECOMMITTED

Mr. BERGER. Mr. President, I move that Senate Resolution, Serial No. 20, be recommitted to the Committee on Highways.

Mr. WEINER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. EHRGOOD. Mr. President, this resolution was introduced approximately a week ago, I believe. It comes as a great surprise to me, as a country boy coming up here, to think that the Members of this Senate obviously do not agree that the laws which we have passed heretofore apply to the entire Commonwealth and not just to certain parts or to certain people.

I believe it is quite important to note what this innocuous little resolution does. It is not a very dangerous resolution and I do not understand why everybody, Republicans and Democrats alike, cannot be in favor of something like this. It is a very simple matter. The only thing it does is that it asks the Attorney General to render an opinion to the Governor and to the Turnpike Commission concerning an issue which, I believe, is basic. That issue is whether the Turnpike Commission can make rules and regulations for its own road in opposition and in contradistinction to the other highways of the Commonwealth of Pennsylvania.

I cannot believe that there could be any purpose in sending this resolution back to committee, except to kill it. What would anybody be afraid of in trying to find out what is legal and what is not legal? I am sure that pressures would not be brought on anybody and that everyone would be in favor of what is right. I cannot under-

stand why some people would feel otherwise. What would they be afraid of?

I am sure there are some Members of the Senate who could stand up here in this Senate and very easily state that the bondholders are being jeopardized because some of the revenue from the Turnpike may be decreased. However, when they argue on such a matter, they are therefore assuming and admitting that the Turnpike Commission is allowing truckers to use the Turnpike in excess of the legal weight limits which we passed during the 1955-1956 Session of the Legislature. Every trucker should have the same laws applying to them. I am sure that the local truckers from Lebanon are obeying the law. I am sure that most of the local truckers throughout this Commonwealth are obeying the law. However, it appears to me that there are some truckers using the Turnpike who are able to exceed this weight limit.

I have talked with the Executive Director of the Turnpike Commission and found this situation very interesting. They have nine special classifications for vehicles. I think it is important that the people of this Commonwealth know that some trucks are treated differently than other trucks. In other words, when these mammoth things roll down the highway,— as you know, it is much more dangerous to have 100,000 pounds than 60,000 pounds—there is a danger in shifting weights. I am sure that no one in this Senate would like to have such a truck hit them and demolish them. If it would, they would not be here any longer.

Concerning these classifications, they have a few classes for the regular vehicles and then they have Classes 7, 8 and 9. Those classes are 100,000 pounds, and they pay their rates according to those weights. Incidentally, I understand they also have their fare, and on their fare tickets it is indicated that it includes the excessive weight and the size, if any. In other words, not only are they in excess of weight but in excess of the legal size. Yes, it does give the Turnpike Commission more money. However, is that justification for ignoring a law which we previously passed?

The President, I do not want to hurt anybody because the truckers are my friends, too. However, I very strongly believe in doing what is right. What is right is something more than money.

Let me say that there is a very, very basic issue even outside of excess weight, excess limitation and excess size. The issue is whether the Turnpike Commission, or any other department of this Commonwealth, can make rules and regulations having the effect of substantive law, ignoring the laws which we have passed in this General Assembly. If they are going to continue to get away with things like that, I certainly hope that I hear the Republican Members no longer complain about bereaucracy. I also hope that the Democratic Members, who would vote for recommittal, will no longer complain about bureaucracy.

The PRESIDENT. Thank you, Senator Ehrgood.

The Chair might remind the Senate, however, that a motion to recommit is not debatable except as to the question of recommittal.

Mr. EHRGOOD. Thank you, Mr. President.

I may have strayed a little bit; I did not mean to. I apologize. However, I think it does point up that this recommittal motion is for no reason other than to kill a very, very valuable resolution which asks for some advice from our Attorney General. I am sure that the Attorney General would rule what is legal. I have faith in her. I am sure that, at least, all the Members on the Democratic side would believe that the Attorney General would rule as to what is right, true and correct and what is good for the Commonwealth as a whole.

Mr. WATKINS. Mr. President, I realize that this motion is not debatable and I do not intend to debate it. I will try to use just as few words as possible.

I have a very high regard and much respect for Senator Ehrgood. I have said many times that if I were going to have another son, I would want him to be just like Senator Ehrgood. I think he is wonderful. However, I say to you, Mr. President, that the gentleman knoweth not of what he speaks.

Therefore, Mr. President, I am going to additionally second the motion that this resolution be recommitted.

And the question recurring,

Will the Senate agree to the motion?

The motion was agreed to and the resolution was recommitted to the Committee on Highways.

SENATE BILL No. 222 CALLED UP

Mr. BERGER. Mr. President, I call up, from page 2 of today's Third Reading Calendar, Senate Bill No. 222, Printer's No. 239, which previously went over in its order, by request.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 222, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" adding purposes for which school taxes may be levied and extending the taxing power of school districts of the fourth class.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. PROPERT. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1 (Section 672(c)) page 2, line 17, by striking out the brackets before and after "minimum" and by striking out "mandated"; Amend Section 1 (Section 672(c)) page 3, line 1, by striking out the brackets before and after "minimum" and by striking out "mandated"; Amend Section 1 (Section 672(c)) page 3, lines 4 and 5, by striking out the brackets before and after "minimum" in line 4 and by striking out "mandated" in line 5.

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. PROPERT. Mr. President, I ask unanimous consent that Senate Bill No. 222, Printer's No. 239, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

PERMISSION TO ADDRESS SENATE

Mr. FLEMING asked and obtained unanimous consent to address the Senate.

Mr. FLEMING. Mr. President, I promised last week that I would have prepared and present to the Senate of Pennsylvania the Class 1 Recommendations of the Constitutional Revision Commission. That has been done. Various Senators, on both sides of the aisle, have joined in the spensorship of them.

I am happy at this time, on behalf of twenty-two of my colleagues and myself, to offer this series of twenty bills.

BILLS INTRODUCED AND REFERRED

Mr. FLEMING. Mr. President, I now ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING, on behalf of Mr. SARRAF, read in place and presented to the Chair Senate Bill No. 593, entitled:

A Joint resolution proposing an amendment to article one, section six of the Constitution of the Commonwealth of Pennsylvania, removing the guaranty of trial by jury except in criminal cases.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also on behalf of Messrs. SHAFER, KALMAN, MURRAY, HAYS and MULLIN, read in place and presented to the Chair Senate Bill No. 594, entitled:

A Joint resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania, making the General Assembly a continuing body; and providing for annual sessions, and the calling of special sessions.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also, on behalf Mr. HAYS, read in his place and presented to the Chair Senate Bill No. 595, entitled:

A Joint resolution proposing an amendment to article two, section sixteen of the Constitution of the Commonwealth of Pennsylvania, revising apportionment of senatorial districts.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. FLEMING and KALMAN read in place and presented to the Chair Senate Bill No. 596, entitled:

A Joint resolution proposing an amendment to article two, section eighteen of the Constitution of the Commonwealth of Pennsylvania, making apportionment of senatorial and representative districts mandatory.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. FLEMING, on behalf of Messrs. KESSLER and SHAFER, read in place and presented to the Chair Senate Bill No. 597, entitled:

A Joint resolution proposing an amendment to article three of the Constitution of the Commonwealth of Pennsylvania, repealing section twenty-five thereof, which limits legislation at special sessions of the General Assembly.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. FLEMING and EHRGOOD read in place and presented to the Chair Senate Bill No. 598, entitled:

Joint resolution proposing an amendment to article four, section three of the Constitution of the Commonwealth of Pennsylvania, making the governor eligible to succeed himself for one additional term.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. FLEMING, on behalf of Mr. SCOTT, read in his place and presented to the Chair Senate Bill No. 599, entitled:

A Joint resolution proposing an amendment to article four, section nine of the Constitution of the Commonwealth, changing the membership of the Board of Pardons and the keeping of its records.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also, on behalf of Mr. KALMAN, read in his place and presented to the Chair Senate Bill No. 600, entitled:

A Joint resolution proposing an amendment to article five, sections six and seven of the Constitution of the Commonwealth of Pennsylvania, consolidating the courts of common pleas of Philadelphia into one court; and repealing provisions relating to the prothonotary of the courts.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also, on behalf of Messrs. WOLFE and MULLIN, read in place and presented to the Chair Senate Bill No. 601, entitled:

A Joint resolution proposing an amendment to article five, section eleven of the Constitution of the Commonwealth of Pennsylvania, changing the justice of the peace and alderman system.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also, on behalf of Mr. KALMAN (By request), read in his place and presented to the Chair Senate Bill No. 602, entitled:

A Joint resolution proposing an amendment to article five, sections twelve and thirteen of the Constitution of the Commonwealth of Pennsylvania, relating to magistrates courts in Philadelphia, their number, jurisdiction and rules of procedure; and repealing a supplied provision.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also, on behalf of Mr. BERGER, read in his place and presented to the Chair Senate Bill No. 603, entitled:

A Joint resolution proposing an amendment to article five of the Constitution of the Commonwealth of Pennsylvania, repealing section sixteen thereof, which provides for voting for judges of the Supreme Court where more than one are to be elected.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also on behalf of Mr. MILLER, read in his place and presented to the Chair Senate Bill No. 604, entitled:

A Joint resolution proposing an amendment to article four, five and eight of the Constitution of the Commonwealth of Pennsylvania, providing a system for the selection of appellate court judges and of judges of certain courts of inferior jurisdiction.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also, on behalf of Mr. BERGER, read in his place and presented to the Chair Senate Bill No. 605, entitled:

A Joint resolution proposing an amendment to article five, section twenty-seven of the Constitution of the Commonwealth of Pennsylvania, permitting the accused in non-capital cases to dispense with trial by jury.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also, on behalf of Mr. KELLER, read in his place and presented to the Chair Senate Bill No. 606, entitled:

A Joint resolution proposing an amendment to article eight, section one of the Constitution of the Commonwealth of Pennsylvania, changing residence requirements.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also, on behalf of Messrs. CONFAIR and KOPRIVER, JR., read in place and presented to the Chair Senate Bill No. 607, entitled:

A Joint resolution proposing an amendment to article nine, section four of the Constitution of the Commonwealth of Pennsylvania, providing for and regulating Commonwealth debt for capital improvements and certain other purposes; and prohibiting debts and obligations inconsistent therewith.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also, on behalf of Messrs. CONFAIR and KOPRIVER, JR., read in place and presented to the Chair Senate Bill No. 608, entitled:

A Joint resolution proposing an amendment to article nine, of the Constitution of the Commonwealth of Pennsylvania for and regulating debt of political subdivisions and prohibiting debts and obligations inconsistent therewith.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also, on behalf of Messrs. CONFAIR and KOPRIVER, JR., read in place and presented to the Chair Senate Bill No. 609, entitled:

A Joint resolution proposing an amendment to article nine, section eleven of the Constitution of the Commonwealth of Pennsylvania, regulating the Commonwealth sinking fund; and giving it priority in the application of Commonwealth funds.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. FLEMING, HAYS, MURRAY and MULLIN read in place and presented to the Chair Senate Bill No. 610, entitled:

A Joint resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania, providing for optional plans of county government and for elective county officers.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. FLEMING, on behalf of Mr. KESSLER, read in his place and presented to the Chair Senate Bill No. 611, entitled:

A Joint resolution proposing an amendment to article fifteen of the Constitution of the Commonwealth of Pennsylvania, relating to cities and boroughs; providing for their incorporation, optional plans of organization and government and home rule charter making.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. FLEMING, MURRAY and KALMAN read in place and presented to the Chair Senate Bill No. 612, entitled:

A Joint resolution proposing and amendment to article eighteen, section one of the Constitution of the Commonwealth of Pennsylvania, changing the method of amending the Constitution.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. PECHAN. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. PECHAN and KOPRIVER, JR. read in place and presented to the Chair Senate Bill No. 613, entitled:

An Act amending the act of March 2, 1956 (P. L. 1211), entitled "Practical Nurse Law," providing for examinations for licensure to be given at State teachers colleges and State-aided universities.

Which was committed to the Committee on Public Health and Welfare.

They also read in place and presented to the Chair Senate Bill No. 614, entitled:

An Act amending the act of May 22, 1951 (P. L. 317), entitled "The Professional Nursing Law," providing for examinations for licensure to be given at State Teachers' Colleges and State-aided universities.

Which was committed to the Committee on Public Health and Welfare.

Messrs. PECHAN, KOPRIVER, JR. and LANE read in place and presented to the Chair Senate Bill No. 615, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," providing for the issuance of restricted licenses; requiring governors on vehicles operated by restricted licensees and imposing penalties.

Which was committed to the Committee on Highways.

Mr. WALKER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection The Chair hears none.

Mr. WALKER read in place and presented to the Chair Senate Bill No. 616, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding certain new routes in Cambria County.

Which was committed to the Committee on Highways.

Mr. WHALLEY. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. WHALLEY, KROMER, WAGNER, SCOTT, FLACK, PECHAN, MALLERY, STEVENSON, WALKER, WADE and KOPRIVER, JR., read in place and presented to the Chair Senate Bill No. 617, entitled:

An Act authorizing and directing the Department of Highways, in cooperation with the Department of Mines and Mineral Industries, to construct strips of highway, using coal as a road building material.

Which was committed to the Committee on Mines and Mineral Industries.

Mr. ROONEY. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. ROONEY and VAN SANT read in place and presented to the Chair Senate Bill No. 618, entitled:

An Act authorizing counties, cities, boroughs, incorporated towns and townships to create historic districts within their geographic boundaries, providing for the appointment of Boards of Historical Architectural Review empowered to protect the distinctive historical character of these districts, and to regulate the erection, reconstruction, alteration, restoration, demolition or razing of buildings within the historic districts.

Which was committed to the Committee on Local Government.

Mr. WADE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. WADE and PROPERT read in place and presented to the Chair Senate Bill No. 619, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828), entitled "Fiduciaries Investment Act of 1949," further defining "fixed charges" on obligations of municipality authorities.

Which was committed to the Committee on Judiciary General.

SENATE RESOLUTIONS

APPRECIATION OF THE SENATE EXTENDED TO DOCTOR THOMAS L. SINGLEY FOR THE PART HE PLAYED IN AVERTING A MAJOR DISASTER THAT COULD HAVE RESULTED IN THE DEATH OF MANY CITIZENS OF PENNSYLVANIA AND NEW JERSEY

Mr. DiSILVESTRO. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DiSILVESTRO offered the following resolution, which was read, considered and agreed to:

In the Senate, April 13, 1959.

Because a young doctor remembered reading, as a student at Jefferson Medical School, a case carried in the American Journal of Public Health involving the poisoning of eleven men in New York City, the Philadelphia-Camden area was spared a possible major disaster from fish poisoning.

Dr. Thomas L. Singley, twenty-seven year old resident physician at Cooper Hospital, Camden, New Jersey, recognized the symptoms of nitrate poisoning (the first reported case in twenty years), remembered the antidote and by his quick thinking and with the able assistance of four interns, was credited with saving the lives of five persons.

In spreading the information among the public health officials, serious illness and deaths were reduced to a minimum.

The people of Pennsylvania and New Jersey are deeply indebted to Dr. Singley for the manner in which he, as a young physician, diagnosed and handled a case that resulted in the saving of countless human lives; therefore be it

Resolved, That the Senate of Pennsylvania extends its grateful and deep appreciation to Dr. Thomas L. Singley for the part he played in averting a major disaster that could have resulted in the death of many citizens of Pennsylvania and New Jersey; and be it further

Resolved, That a copy of this resolution be transmitted to Dr. Thomas L. Singley, Cooper Hospital, Camden, New Jersey.

URGING CURTISS-WRIGHT CORPORATION AND OTHERS TO CONTINUE IN THEIR RESEARCH AND DEVELOPMENT OF NEW IDEAS AND PRACTICAL WAYS OF USING COAL

Mr. McCREESH. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McCREESH offered the following resolution (Serial No. 22), which was read, considered and agreed to:

In the Senate, April 13, 1959.

The Curtiss-Wright Corporation has reported an exciting and important development which may have far reaching effects on the distressed economy of the coal regions of the Commonwealth of Pennsylvania. The development is a new road paving substance which has coal for its basic ingredient, and which material can be utilized by a thousand other Pennsylvania manufacturing firms producing roofing, shingles, floor tiles, conduits, automobile undercoating and other products.

With the ever increasing use of oil and gas for heating, the production of coal is at its lowest ebb, resulting in unemployment for thousands of Pennsylvanians. Now a ray of hope has been provided for a reawakening of many communities of this great Commonwealth which have virtually become desolate ghost towns; therefore be it

Resolved, That the Senate of Pennsylvania congratulate and commend the Curtiss-Wright Corporation for this magnificant achievement in finding a new use for coal; and be it further

Resolved, That the Senate of Pennsylvania urge Curtiss-Wright Corporation and others to continue in their research and development of new ideas and practical ways of using coal; and be it further

Resolved, That a copy of this resolution be forwarded to Roy T. Hurley, chairman and president of Curtiss-Wright Corporation.

WITHDRAWAL OF REPORT FROM COMMITTEE ON EDUCATION

Mr. WAGNER. Mr. President, I do not suppose if we were here for fifty years that we would cease to find surprises occasionally. I still do not know how it happened, but the bill which I reported from the Education Committee this afternoon was passed in the Senate and

is now over in the House. Therefore, reserving the right to make a more elaborate explanation at some earlier hour and at some future date, I desire at this time to withdraw this report from the Education Committee.

The PRESIDENT. There being no objection, we will grant the request of the Senator from Schuylkill County to withdraw the report.

Mr. SILVERT. Mr. President, I want to thank the Senator because I am a member of the Education Committee. I heard the bill being reported out, and I was wondering what it was all about. I am glad it has already passed.

Mr. WAGNER. Mr. President, that comment affords me an opportunity to let Senator Silvert share in the mistake, because we took it up at our meeting last week and at his insistence we decided to report out this bill.

The PRESIDENT. I do not know whether the mistake becomes less through the sharing of it, but we will let the Senator share it with you.

REPORT FROM COMMITTEE

Mr. WOLFE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOLFE, from the Committee on Military Affairs and Aeronautics, reported as amended, Senate Bill No. 379, entitled:

An Act amending the act of May 27, 1949 (P. L. 1903), entitled "The Military Code of 1949," providing that Colonels having certain service shall be placed on the retired list as Brigadier Generals.

BILL ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. SARRAF. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 379, entitled:

An Act amending the act of May 27, 1949 (P. L. 1903), entitled "The Military Code of 1949," providing that Colonels having certain service shall be placed on the retired list as Brigadier Generals.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

PETITIONS AND REMONSTRANCES

Mr. LANE. Mr. President, yesterday I was quite amazed to read in a Pittsburgh paper a statement by Senator Pechan. The item is headlined in heavy type:

"Tax 'Sleeper' Charge Hurled by GOP Whip.
"Pechan Sees $178 Million Political 'Kitty.'"

The article goes on to say:

"A top Republican leader charged today that there is a $178 million dollar 'political sleeper' in Governor David L. Lawrence's 400 million dollar revenue program.

"He is Senator Albert R. Pechan, Ford City, majority whip.

"He declared that the 'gimmick' lies in the governor's request for 178 million dollars in new taxes—as part of the 400 million total—to wipe out a deficit left over from the administration of Ex-Governor George M. Leader."

Senator Pechan goes on to say:

"What has not been brought out for the information of the taxpayers is that if the Legislature goes along and passes taxes to produce this amount, the taxes will remain on the books and will be collected again in the biennium running from June 1, 1961 to May 31, 1963.

"In other words, the Governor then could pay off the deficit in the biennium opening June 1, 1959, and then have a nice, cozy cushion of 178 millions to play with in the last two years of his term.

"And, in this connection, I'd like to point out that Pennsylvania elects a new governor in 1962."

The Senator goes on to say:

"Wouldn't it be just too nice for the Governor to have 178 millions lying around, just before an election?

"With that bundle of boodle," he said, "he could go before the 1961 Legislature and make himself a hero and the Democratic Party, of which he is the head, a hydra-headed knight in shining armor."

He also says:

"He'd be in a position to recommend the abolition of a whole slew of taxes, totaling up to 178 millions, on the ground that he has been a good steward of the public's interest and the money no longer is needed."

He goes on to say:

"Under no circumstances are the Republicans going to fall for a dodge like this."

Mr. President, I would like to sincerely congratulate the news reporter who interviewed the distinguished Senator from Armstrong County, because I believe he has more or less smoked out one top man on the Republican side. We, on the Democratic side, now understand the attitude of the Republican Members in the House in refusing to give the Administration any votes on the tax program as of this day.

I would also say, Mr. President, that I am, indeed, surprised at Senator Pechan. He has been around here for quite a long time. Senator Pechan well knows that we must adopt a budget. He also knows that the money must be justified. He further knows that the majority in the Senate are Republicans, and if they wish to amend a tax bill and make it effective for a whole biennium, they can probably get away with it. It seems to me that this is nothing more than, I would say, headline hunting and more or less trying to convince the people of Allegheny County and western Pennsylvania, in particular, that Governor Lawrence wants the $178,000,000 to play footsy with.

It seems to me that Senator Pechan should more or less, explain his position. Therefore, I would very much appreciate the opportunity of interrogating this distinguished gentleman, as he represents a part of the Republican leadership here in the Senate.

The PRESIDENT. Will the gentleman from Armstrong, Senator Pechan, agree to be interrogated?

Mr. PECHAN. I will, Mr. President.

Mr. LANE. Senator Pechan, you heard my reading of your alleged statement. Did you make that statement?

Mr. PECHAN. Yes, I did.

You read better than I do, Bill. I read Hi Andrews' speech the other day and some of the words that Hi used—I do not know how you got that out so quickly. You read much better than I do. I did not do as well with Hi Andrews' speech as you did with mine. You did

a good job. I congratulate you.

Mr. LANE. Thank you. That is easily explained. Hi Andrews, you know, uses larger words than you generally use because he has a larger vocabulary, I believe.

Mr. PECHAN. Yes, but, I am just a dentist.

Mr. LANE. Senator Pechan, do you believe your statement?

Mr. PECHAN. Do I believe it?

Mr. LANE. Yes.

Mr. PECHAN. Well, there is nothing wrong with it. It is one hundred per cent true. You know I believe it.

Mr. LANE. You believe that statement; I see.

Senator Pechan, were you speaking for the Republican Members of the Senate when you made that statement?

MR. PECHAN. No, I never speak for anybody but Al Pechan.

Mr. LANE. I see.

Senator Pechan, as you well know, we have to adopt a budget here in the State of Pennsylvania, do we not? How could we get away with $178,000,000 in fat?

Mr. PECHAN. Well, it is just simple arithmetic. You were $178,000,000 in the red. You have come up with a tax revenue raising program that is going to bring in $400,000,000. One hundred seventy-eight millions of that is a deficiet that was left to us by the former Governor. Now if we do not provide a retiring date, that $178,000,000 will recure in the 1961-1963 biennium. It is just like two and two make four, Bill.

Mr. LANE. Senator Pechan, why did you not make that statement in the papers, that you were going to recommend that we have a retiring date?

Mr. PECHAN. It infers that; it means that.

Mr. LANE. It does not say that. I can read reading; maybe I cannot read writing, but it does not say that.

Mr. PECHAN. You do not have to read between the lines. I just said, as it tells you there in that article, that in 1961-1963 you are going to have $178,000,000. Now I may be all wrong. Maybe your new Governor is planning on another deficit of $178,000,000. In that case, we are going to break even.

Mr. LANE. Senator Pechan, you also, I think are predicating your thinking on the fact that probably you will not control the Senate at the next session, is that right?

Mr. PECHAN. Predicted on what?

Mr. LANE. The fact that the Democrats might have control of the Senate in the next session by a majority vote, is your thinking along that particular line? It must be one or the other. You did not say in your statement anything about a retiring date, and yet you say that the governor can get away with $178,000,000 of boodle for political purposes. Is that true?

Mr. PECHAN. Well, if he performs according to past performances, you know that in Pittsburgh, first of all, Mayor Lawrence put on a one per cent wage tax about six or seven weeks after he was elected, when he had promised not to do so. Then, before another election, he cut it in two and, in the eyes of some people, he was a pretty good Joe. He cut the tax.

Mr. LANE. Is it not also true, Senator Pechan, that the Earle Administration put on emergency taxes and every Republican Administration since the Earle Administration re-enacted them? Is that not true?

Mr. PECHAN. We never re-enacted them as fast as you fellows are doing.

Mr. LANE. When you were in control, you did the job all right.

I would like to ask you one more question, Senator Pechan, in regard to your statement here. Do you feel there is any other way that we can do the job without including the $178,000,000 in the budget without deficit financing?

Mr. PECHAN. For this biennium, you need $178,000,000, I agree .We have the deficit and I hope I will be in a position to help raise the revenue for that. However, I am not going to see to it that you have $178,000,000 recur in the 1961-1963 biennium.

Mr. LANE. Well then you intend to offer an amendment to terminate these taxes at the end of the next biennium, is that correct?

Mr. PECHAN. There are a lot of things which may happen before that bill gets here.

Mr. LANE. Well, after all, if you made this statement, you should give us an answer here because I believe if the newspapers headlined this, they should also headline your answer. If you are going to offer an amendment, I want to know now. I think the people in Pennsylvania have a right to know.

Mr. PECHAN. If I may interrupt, Senator Lane, such an amendment may not be in that bill. There are certain other features of the tax bill. You know House Bill No. 665 is not the only tax measure that is coming over here. I do not necessarily mean that that House Bill No. 665 has to be amended. It may be that some of the other bills that will be coming before us will be amended so that this amount would be retired at the end of this biennium.

Mr. LANE. You are going to amend the tax bills so that you will make sure that at the next session, the Governor will not have $178,000,000, is that correct? You will amend one of the tax bills?

Mr. PECHAN. If I have to, yes.

Mr. LANE. You will have to, will you not?

Mr. PECHAN. Someone else may do it. They may do it in the House tonight before it gets here.

Mr. LANE. Oh, I see. You will vote for it?

Mr. PECHAN. For what?

Mr. LANE. You will vote for the amendment?

MOTION FOR RECESS

Mr. WATKINS. Mr. President, I move that the Senate do now recess until 10:00 o'clock, p. m.

Mr. LANE. Mr. President, I see that Senator Pechan is running in the third team here now. He used to be on the first team, but I do not know; something happened. He is now on the third team.

I thank you very much, Senator Pechan. I would like the news reporters to print in the papers that you, representing the Republican Party, plan on inserting an amendment in one of the tax bills to make sure that Governor Lawrence does not have that $178,000,000 to play around with before next election.

Mr. PECHAN. You would not want him to have it either, would you, this $178,000,000 that he does not need?

Mr. LANE. Absolutely not. I would not. I do not think that is good government.

However, what you are doing in your statement is trying to make the people believe that Governor Lawrence has $178,000,000 in a political kitty, without going into it, and that the Majority Floor Leader is going to offer an amendment. This is all by inference. That is what I do not like about it.

Mr. PECHAN. Mr. President, I think a motion is before the Senate to recess.

The PRESIDENT. The motion to recess has not as yet been seconded, Senator.

BILLS SIGNED

The President (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

Senate Bill No. 71, Printer's No. 71;
Senate Bill No. 335, Printer's No. 360;
Senate Bill No. 338, Printer's No. 363; and
Senate Bill No. 339, Printer's No. 364.

RECESS

Mr. BERGER. Mr. President, if it is now in order, I request a recess of the Senate until 10:00, p. m.

The PRESIDENT. Are there any objections? The Chair hears no objection, and declares a recess of the Senate until 10:00 o'clock, p. m.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 266, entitled:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) prohibiting the installation or operation in motor vehicles of equipment capable of intercepting police radio messages and providing for certain exemptions.

Which was committed to the Committee on Judiciary General.

House Bill No. 665, entitled:

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228) changing the short title; defining or redefining certain words, terms and phrases; increasing the rate of tax; imposing tax on certain additional services; changing the bracket schedule and basis to reflect tax increases; * * *

Which was committed to the Committee on Finance.

House Bill No. 666, entitled:

An Act amending "The Hotel Occupancy Tax Act," approved March 6, 1956 (P. L. 1256), increasing the rate of tax; clarifying the liability of hotel operators for tax collections; providing standards for commission allowances.

Which was committed to the Committee on Finance.

RECESS

Mr. BERGER. Mr. President, I request a ten minute recess of the Senate for the purpose of holding a meeting of the Committee on Finance, to be held in the office of the Committee on Finance on E Floor.

The PRESIDENT. Are there any objections? The Chair hears no objection, and declares a ten minute recess of the Senate.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORTS FROM COMMITTEE

Mr. WHALLEY. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WHALLEY, from the Committee on Finance, reported as committed, House Bill No. 665, entitled:

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228) changing the short title; defining or redefining certain words, terms and phrases; increasing the rate of tax; imposing tax on certain additional services; changing the bracket schedule and basis to reflect tax increases; * * *

He also, from the Committee on Finance reported as committed, House Bill No. 666, entitled:

An Act amending "The Hotel Occupancy Tax Act," approved March 6, 1956 (P. L. 1256), increasing the rate of tax; clarifying the liability of hotel operators for tax collections; providing standards for commission allowances.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of the bills just reported from committee for the first time at today's session.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 665, entitled:

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228) changing the short title; defining or redefining certain words, terms and phrases; increasing the rate of tax; imposing tax on certain additional services; changing the bracket schedule and basis to reflect tax increases; * * *

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 666, entitled:

An Act amending "The Hotel Occupancy Tax Act," approved March 6, 1956 (P. L. 1256), increasing the rate of tax; clarifying the liability of hotel operators for tax collections; providing standards for commission allowances.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, April 14, 1959, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. PROPERT. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:34 o'clock, p. m., Eastern Standard Time, until Tuesday, April 14, 1959, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, April 13, 1959

The House met at 4:30 p.m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Almighty God, our Father in Heaven, Thou Who hast created our world and all that there is therein, and Thou Who art ever with mankind as new creations are born; Thou Who hast redeemed mankind with the gift of Thy Son Jesus Christ, our Lord; and Thou Who art ever with Thine own to guide and inspire through the gift of Thy Holy Spirit; we come before Thee as true servants of Thine seeking to know and to do Thy will; we not only recognize our need of Thee, but also our dependence upon Thee in order that we may accomplish the work which Thou hast for us to do; bless the Members of this House of Representatives, and bestow upon them the gifts of Thy love and grace; and guide us all in the performance of Thy work; through Jesus Christ, our Lord. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journals for Monday, April 6, Tuesday, April 7 and Wednesday, April 8, 1959 will be postponed until printed.

The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Messrs. WELSH, P. E. PERRY, NEEDHAM and LUIGARD. HOUSE BILL No. 1253.

An Act amending the "Women's Labor Law," approved July 25, 1913 (P. L. 1024) changing hours of labor and restrictions relative to age in certain employments and extending provisions to include additional persons.

Referred to the Committee on Labor Relations.

By Messrs. WELSH, P. E. PERRY, NEEDHAM and LUIGARD. HOUSE BILL No. 1254.

An Act amending the "Child Labor Law," approved May 13, 1915 (P. L. 286) regulating the hours of labor in certain cases.

Referred to the Committee on Labor Relations.

By Messrs. WELSH, GALLAGHER, SULLIVAN and TAYLOR. HOUSE BILL No. 1255.

An Act to promote the safety of employes upon railroads by requiring industrial or plant railroads to man locomotive trains with competent employes, to provide the least number of men that may be employed on locomotive trains and to provide a penalty for the violation thereof, and the enforcement thereof by the Department of Labor and Industry.

Referred to the Committee on Railroads and Railways.

By Messrs. WELSH, P. E. PERRY, NEEDHAM and LUIGARD. HOUSE BILL No. 1256.

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736) increasing the maximum benefit allowed for total disability.

Referred to the Committee on Workmen's Compensation.

By Messrs. WELSH, FLOYD, LIMPER and McKEEVER. HOUSE BILL No. 1257.

An Act amending "The Pennsylvania Workmen's Compensation Act," approved June 2, 1915 (P. L. 736) increasing the maximum benefits allowed in certain cases.

Referred to the Committee on Workmen's Compensation.

By Messrs. WELSH, ARLENE, LIMPER and McKEEVER. HOUSE BILL No. 1258.

An Act amending "The Pennsylvania Workmen's Compensation Act" approved June 2, 1915 (P. L. 736), providing additional compensation for employes with dependents in certain cases.

Referred to the Committee on Workmen's Compensation.

By Messrs. MUSTO and MEHOLCHICK. HOUSE BILL No. 1259.

An Act amending the "Anthracite Strip Mining Law," approved June 27, 1947 (P. L. 1095), changing security requirements and adding penalties.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. PETROSKY and DEVLIN. HOUSE BILL No. 1260.

An Act amending the act of June 13, 1883 (P. L. 122), entitled "A supplement to an act entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, providing for the improvement, * * * of the charters of corporations of the second class * * *," removing a provision relating to construction of the act.

Referred to the Committee on Judiciary.

By POLEN, McCANN, JIM and CAPANO. HOUSE BILL No. 1261.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), further providing for the operation of classes or schools for institutionalized children, the cost thereof to be paid by the Commonwealth.

Referred to the Committee on Education.

By Messrs. R. JOHNSON and BRENNINGER. HOUSE BILL No. 1262.

An Act prohibiting any person from establishing * * * any private nursing home, * * * without first equipping the premises with an automatic sprinkler system or fire detection system; and providing for injunctions.

Referred to the Committee on Welfare.

By Messrs. FRASCELLA and MULDOWNEY. HOUSE BILL No. 1263.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring the appearance of police officers in certain cases.

Referred to the Committee on Cities—Counties First Class.

By Messrs. DENNIS, SCARCELLI and ESHBACK. HOUSE BILL No. 1264.

An Act relating to baseball, basketball, bowling, foot-

ball and hockey on Sunday prohibiting these sports on Sunday before two o'clock post meridian and after that hour unless the electors of the municipality or township are in favor of the same, and in certain cases a license has first been secured from the municipality or township providing for a referendum to ascertain the will of the electors and for the enactment and repeal of licensing, ordinances and resolutions in accordance therewith, providing penalties and repealing inconsistent laws.

Referred to the Committee on Rules.

By Messrs. DENNIS, SCARCELLI and ESHBACK.
HOUSE BILL No. 1265.

An Act providing for a referendum in municipalities and townships to determine the will of the electorate in regard to permitting worldly employment, business or the use or practice of any game, sport or other diversion otherwise prohibited by law on Sundays.

Referred to the Committee on Rules.

By Messrs. A. J. MURPHY, O'NEIL and ROVANSEK. HOUSE BILL No. 1266.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228) changing the basis for taxation.

Referred to the Committee on Ways and Means.

By Messrs. ROVANSEK, PRENDERGAST, DENNISON and A. J. MURPHY.
HOUSE BILL No. 1267.

An Act amending the "Bituminous Coal Mining Law," approved June 9, 1911 (P. L. 756), imposing additional duties on the mine superintendent; providing for examination and reports; establishing procedures to be used when mine ventilator is interrupted and providing for the sealing of certain openings.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. BRETH, STANK and HAMILTON.
HOUSE BILL No. 1268.

An Act amending "The Fish Law of 1925," approved May 2, 1925 (P. L. 448), changing the fishing season for trout.

Referred to the Committee on Fisheries.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. POLEN asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. BROWN, ASHTON and UJOBAI.
RESOLUTION (Not Printed).

In the House of Representatives, April 8, 1959.

In these days of deficit financing and debt-ridden governments, it's amazing to hear of a political subdivision in the Commonwealth that is free of all bonded indebtedness yet one small community in Chester County can boast of this achievement.

On Saturday, April 4, the Borough of Parkesburg celebrated an "out of debt" dinner at which time Burgess J. William Stroup burned the last outstanding bond which made the borough debt-free.

The small community of three thousand inhabitants was $80,000 in debt in 1942—yet, through a systematic reduction of the debt through sinking fund payments, the borough has been able to get out of the "red." We only wish that there were more governmental bodies that could achieve the same position as Parkesburg because in that case our whole system of government would be better off; therefore be it

Resolved, That the House of Representatives offer its sincere congratulations to the Borough of Parkesburg on their fine job in gaining a reputation that many other governments should try to achieve; and be it further

Resolved, That a copy of this resolution be forwarded to the Borough Council in Parkesburg, Chester County.

Referred to the Committee on Rules.

PETITIONS AND COMMUNICATIONS

PROTESTING PASSAGE OF LEGISLATION LEGALIZING GAMBLING

The SPEAKER laid before the House petitions, numerously signed, and communications, from citizens of Pennsylvania protesting the passage of legislation legalizing gambling and the sale of beer on Sunday at ball parks.

Refererd to the Committee on Rules.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Gibson for Mr. HEFFNER for today.

REPORTS FROM COMMITTEE

Mr. DEVLIN from the Committee on Rules, reported as committed, House Resolution (Not Printed).

Mr. DEVLIN from the Committee on Rules, reported as committed, House Resolution (Not Printed).

Mr. DEVLIN from the Committee on Rules, reported as committed, House Resolution (Not Printed).

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 850, entitled:

An Act amending the act of June 28, 1947 (P. L. 990) entitled "An act to permit employes of counties cities boroughs towns and townships to accumulate annual sick leave in certain cases" increasing the period for which sick leaves may be accumulated and regulating the granting of sick leaves.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 367, entitled:

An Act amending the act of July 21, 1941 (P. L. 425) entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses * * *" increasing the compensation of witnesses.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 388, entitled:

A Supplement to the "State Employes' Retirement Law" approved June 27, 1923 (P. L. 858) authorizing certification of periods of State employment and transfer of contingent and State annuity reserves and accumulated deductions from the State Employes Retirement System to the retirement systems of counties of the second class.

The first section was read.
On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. McCANN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.
The motion was agreed to.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 394, entitled:

An Act amending the "State Employes' Retirement Law" approved June 27, 1923 (P. L. 858) excepting employes of county health departments in counties of the second class from the act.

The first section was read.
On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. McCANN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.
The motion was agreed to.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 401, entitled:

An Act requiring common carriers by railroad to furnish flag protection to all trains occupying the main tracks.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 402, entitled:

An Act to repeal Secs. 662, 663 and 730 of "The Penal Code" approved June 24, 1939 (P. L. 872) relating to the imposition of penalties against railroad employes and other persons for certain activities during strikes and against transportation employes for injuries or death resulting from their actions.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 406, entitled:

An Act relating to employers and employes of railroads and providing for the regulation of health and safety conditions in places of railroad employment.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 438, entitled:

An Act compelling common carriers by railroad to man locomotives trains and other self-propelled engines or machines with competent employes providing for the minimum number and qualifications of men so employed and providing penalties.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 442, entitled:

An Act amending the "Business Corporation Law" approved May 5, 1933 (P. L. 364) prescribing what shall constitute "doing business" by foreign business corporations in this Commonwealth for the purpose of service of process upon the Secretary of the Commonwealth.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 505, entitled:

An Act amending the "Local Health Administration Law" approved August 24, 1951 (P. L. 1304) extending the provisions thereof to counties of the first class and to municipalities located in counties of the first class.

The first section was read.
On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. McCANN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study.
The motion was agreed to.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 628, entitled:

An Act regulating the time of payment of wages and earnings of railroad employes.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 693, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 707, entitled:

An Act amending the act of January 18, 1952 (P. L. 2159) entitled "An act creating the Pennsylvania Public

Safety Commission as a commission * * *" increasing the membership of the commission.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 734, entitled:

An Act relating to tort claims against the Commonwealth waiving in part the Commonwealth's immunity from liability for certain torts * * *.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

REPORTS FROM COMMITTEE

Mr. HAMILTON from the Committee on Appropriations, re-reported as committed, House Bill No. 600, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" providing as to the supervision of the Department of Property and Supplies for the protection of State office buildings and grounds.

Mrs. MUNLEY from the Committee on Appropriations, re-reported as committed, House Bill No. 608, entitled:

An Act to further the economic development of the Commonwealth providing for an economic message by the Governor creating a Governor's Council for Economic Development and an Interdepartmental Economic Advisory Committee and defining the powers and duties of these agencies.

Mr. BOWER from the Committee on Appropriations, re-reported as committed, House Bill No. 679, entitled:

An Act amending the act of March 26, 1925 (P. L. 83) entitled "An act for the protection of Public Health by regulating the serving of milk for drinking purposes to patrons of hotels * * * and providing penalties" eliminating licenses and license fee requirements.

Mr. WOOD from the Committee on Appropriations, reported as amended, House Bill No. 835, entitled:

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343), providing for the disposition of interest and earnings on deposits from the Liquor License Fund.

Mr. WHEELER from the Committee on Appropriations, reported as committed, House Bill No. 1169, entitled:

An Act making a deficiency appropriation from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes.

BILL ON FIRST READING

Mr. WHEELER asked and obtained unanimous consent for the following bill to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1169, entitled:

An Act making a deficiency appropriation from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 738, entitled:

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLASKI. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities—Third Class for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 739, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLASKI. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities—Third Class for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 760, entitled:

An Act providing that charitable religious and nonprofit corporations organizations and institutions shall be subject to liability for torts.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. FINEMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and con-

sideration of House Bill No. 791, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" authorizing cities to contract with and make payments to transportation authorities for the furnishing of public transportation services.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 799, entitled:

An Act fixing the fees to be charged by the Department of Internal Affairs.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 956, entitled:

An Act amending the "Public School of 1949" approved March 10, 1949 (P. L. 30) authorizing expenditures for evaluation of school programs.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 965, entitled:

An Act amending the "1937 Magistrates' Court Act" approved June 15, 1937 (P. L. 1743) eliminating the central police court providing for central magistrates' court and for the assignment of magistrates by the chief magistrate.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. FRASCELLA. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities—Counties First Class.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 968, entitled:

An Act amending the "1937 Magistrates' Court Act" approved June 15, 1937 (P. L. 1743) creating the position of referee in the traffic court prescribing their functions and fixing their salaries.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. FRASCELLA. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities—Counties First Class.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 969, entitled:

An Act amending the "1937 Magistrates' Court Act" approved June 15, 1937 (P. L. 1743) providing for the appointment of an acting chief magistrate.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. FRASCELLA. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities—Counties First Class.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 980, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions relating to teaching qualifications certification of teachers and the registering and recording of certificates.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mrs. REIBMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Education for the purpose of further study.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

Senate Bill No. 127 Printer's No. 136 and

Senate Bill No. 173 Printer's No. 187

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 250, entitled:

An Act amending the act of April 9, 1929 (P. L. 343) entitled "The Fiscal Code" providing for additional reimbursement and procedures relative thereto in the auditing of disbursements affairs and accounts and clarifying the provisions relating to audits.

The first section was read.

On the question,

Will the House agree to the section?

Mr. McCANN offered the following amendment:

Amend Section 1 (Section 408), page 4, by inserting between lines 1 and 2:

"The procedures herein set forth shall not apply to those instances where appropriations are made directly to the Auditor General for the costs incurred by him in making audits."

It was agreed to.

The section was agreed to as amended..

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, to be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 255 Printer's No. 272 and

Senate Bill No. 256 Printer's No. 273

were passed over at the request of the SPEAKER.

BILL ON FINAL PASSAGE

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 266, entitled:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) prohibiting the installation or operation in motor vehicles of equipment adjusted or tuned to receive police radio messages and providing for certain exemptions.

On the question,

Shall the bill pass finally?

Mr. A. M. LEE. Mr. Speaker, may I interrogate the sponsor of this bill, the gentleman from Philadelphia, Mr. McCormack?

The SPEAKER. Will the gentleman from Philadelphia, Mr. McCormack, consent to be interrogated?

Mr. McCORMACK. I shall, Mr. Speaker.

Mr. A. M. LEE. Mr. Speaker, will the gentleman inform me as to whether or not frequency modulation radio-receiving equipment which is capable of receiving the type of signal referred to in this bill might be installed in an automobile as standard equipment?

Mr. McCORMACK. Mr. Speaker, I cannot in candor answer that question with a yes or no answer. If the gentleman will go on to the next question, I would prefer to pass that one.

Mr. A. M. LEE. Mr. Speaker, I do no think there should be a next question until we get the answer to that one. The reason being that if such receiving equipment comes as standard equipment in a car, or can be bought in an ordinary radio store, and if I am riding along the road, if I have bought a car, have a radio, do not know what kind it is, if it falls within the terms of this bill, and I turn it on and am apprehended, why it seems to me that I have violated the law. I certainly think this House should have the answer to that question before we vote on this bill.

Mr. McCORMACK. Mr. Speaker, may I say to the gentleman that I was always of the opinion that it was customary before the sponsor of a bill is interrogated for the person desiring to interrogate him to at least inform him so that he would be better prepared to come up with the answer.

With that prefatory remark I will answer the gentleman by saying that the radios installed in automobiles as standard equipment are not the type of radios that are regulated by this bill. The standard radios installed in cars are of the AM type, and not the frequency modulation type this bill mentions.

Mr. A. M. LEE. I thank the gentleman, Mr. Speaker. I have no further questions to ask him.

It is my understanding that you can acquire an FM radio for installation in an automobile just as well as an AM radio. Because FM radio today is very current and very popular, I would just say to the Members of this House that if the gentleman is insistent that this bill be put to a vote today, I feel we should vote it down unless we can get an authoritative answer to the inquiry that I posed to him.

Mr. BELL. Mr. Speaker, when I first read the bill I was a little bit worried that someone might inadvertently carry in his automobile a portable radio that would have bands that would enable them to listen in to public broadcsats. However, upon reading Printer's No. 297, which is before the House today, I find that this covers only FM or frequency modulated sets. Because of that I no longer have any objections to catching somebody with a portable set inadversently. I speak in favor of the bill.

Mr. McCORMACK. Mr. Speaker, this bill has been on the calender for a considerable length of time, and it was on there for the primary purpose of having those persons interested in this type of legislation, or affected by this type of legislation, to contact me for the purpose of possibly amending the bill in such a way that it would not adversely affect those people who have a legitimate interest in radio receiving and transmission.

Inasmuch as this is a highly technical subject I will confess I do not know much about it. I do want to impress upon the House, though, the reason why this bill was introduced. In Philadelphia, and in many other counties throughout the Commonwealth, we have automobile repair shops with tow trucks who seize upon innocent victims of accidents and sign them up, at a time when they are distraugh and injured, to have their car towed to a garage, thereafter extracting from them unreasonable and illegal charges for the repair and towing service. The reason they come up on the scene is that they intercept police radio messages that go out informing the police radio cars at the time of the accident.

This is a vicious practice, and it is especially prevalent in the city of Philadelphia, with which I am personally familiar. It is because of this that I had this bill drawn up. It is endorsed by the police chiefs of Pennsylvania.

The bill in its first form was objectionable to the ham operators in Pennsylvania. At that time a Mr. Crosley from Penn State, who is the director of the Atlantic Division of the American Radio Relay League, indicated he wished to discuss it with me. After a few meetings he came up with a bill which is the law in Florida, which has the exact wording of this bill, and which is working wonderfully well. He told me if I incorporated that law into my bill there would be no objection on the part of the ham operators. This is the bill in its present form. I ask support of both sides of the House.

Mr. A. M. LEE. Mr. Speaker, just a further word in connection with this bill.

I am familiar with the tow truck racket in Philadelphia to which the gentleman from Philadelphia, Mr. McCormack, referred and certainly as far as I am concerned, I deplore it as much as anyone else, I feel, however, that we have here a bill which covers a very broad area besides tow trucks, because it is perfectly possible for these tow truck operators to have either

portable radios or table model radios in their shops which are capable of intercepting this particular type of signal, and they can run out and jump in the truck and get to the scene of the accident. I feel that since the implications of this bill are so broad we are again engaged in that process known as burning down the barn to get rid of the mice, and I wonder whether or not it is advisable.

I would also like to ask the gentleman from Philadelphia, Mr. McCormack, a further question.

I would like to interrogate the gentleman from Philadelphia, Mr. McCormack again.

Mr. Speaker, does the gentleman have a copy of the Florida statute to which he referred?

Mr. McCORMACK. No, I do not, Mr. Speaker.

Mr. A. M. LEE. I thank the gentleman.

I have read the Florida statute, Mr. Speaker, and as I read it it only applies to the installation of this equipment and does not apply to the operation of it. I read the bill very carefully, and that is my impression. So I do not believe this bill is exactly the same as the Florida bill.

Mr. FULMER. Mr. Speaker, I, too, have a copy of the laws of Florida pertaining to this subject, and it is not the same as the one on which we are voting today.

Mr. McCORMACK. Mr. Speaker, would the gentleman who just spoke permit himself to be interrogated?

The SPEAKER. Will the gentleman from Centre permit himself to be interrogated?

Mr. FULMER. I shall, Mr. Speaker.

Mr. McCORMACK. Will the gentleman tell me wherein the bill in the Florida Assembly differs from the bill that is presently on the calendar?

Mr. FULMER. I will be glad to do so.

It states here that "no person, firm or corporation shall install in any motor vehicles or business establishment," and I do not believe that "business establishment"' appears in this bill.

Mr. McCORMACK. Is the difference a substantive one? Is it important?

Mr. FULMER. It is very important in my opinion, Mr. Speaker.

Mr. McCORMACK. In what respect?

Mr. FULMER. Because, for example, the person who wants to operate as you say they are now doing in Philadelphia, all he would have to do, really, is to install one of these systems in a busines establishment and have a crew of cars floating around anyway.

Mr. McCORMACK. Mr. Speaker, doesn't that broaden the bill then, what was just read?

Mr. FULMER. I am not making an interpretation of whether it broadens it or not. I just said it is not the same as you said it was.

Mr. McCORMACK. Mr. Speaker, I would be perfectly willing, if the gentleman cares to do so, to introduce an amendment to take care of that. If the gentleman would like me to—

Mr. FULMER. I have no desire to amend this bill. I just want to call to the attention of the Speaker and the Members of the House that this bill is not the same as the one we are voting on. That is all. I do not want to amend it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—127

Agnew,	Foerster,	McDonald,	Reibman,
Anderson,	Fox,	McKeever,	Renwick,
Arlene,	Frank,	Machmer,	Rigby,
Balthaser,	Frascella,	Magee,	Riley,
Bell,	Gailey,	Mahan,	Rovansek,
Boles,	Gallagher,	Maxwell,	Rudisill,
Bonner,	Gibb,	Meholchick,	Sakulsky,
Bower,	Goldstein,	Mihm,	Scarcelli,
Branca,	Henzel,	Miller, H. G.,	Schaaf,
Brenninger,	Holt,	Mills,	Schuster,
Buchanan,	Irvis,	Monroe,	Schwartz,
Burns,	Isaacs,	Moran,	Sherman,
Capano,	Jenkins,	Muldowney,	Shupnik,
Capitolo,	Johnson, A. W.,	Mullen,	Silverman,
Cianfrani,	Johnson, R.,	Munley,	Stank,
Cioffi,	Jump,	Murphy, A.J., Jr.,	Stevens,
Clarke,	Kamyk,	Murphy, P. J.,	Stewart,
Comer,	Kee,	Murray, J. J.,	Stone,
Crossin,	Kernaghan,	Musto,	Stroup,
Curwood,	Kessler,	Needham,	Sullivan,
Dengler,	Kooker,	Nelson,	Taylor,
Dennison,	Kovolenko,	O'Donnell, J. A.,	Varallo,
Devlin,	Kubitsky,	O'Donnell, J. P.,	Verona,
Donahue,	Lamb,	Odorisio,	Wargo,
Dougherty,	Leonard,	O'Neil,	Welsh,
Dougherty,	Limper,	Parlante,	Williams,A.D.,Jr.,
Edwards,	Lopresti,	Pashley,	Willaredt,
Eilberg,	Luigard,	Perry, H. H.,	Wilt,
Farabaugh,	Lutty,	Perry, P. E.,	Yatron,
Fineman,	McCandless,	Polaski,	Yetter,
Floyd,	McCann,	Polen,	Andrews,
Flynn,	McCormack,	Price,	Speaker

NAYS—71

Ashton,	Gibson,	McInroy,	Strausser,
Auker,	Goodrich,	McLaughlin,	Tompkins,
Barton,	Gramlich,	Merry,	Trusio,
Blair,	Guthrie,	Miller, B. Z.,	Ujobai,
Boris,	Hamilton,	Murray, H. P.	Varner,
Bowman,	Helm,	Murray, P. G.,	Wall,
Breth,	Hocker,	Naugle,	Walsh,
Brown,	Holliday,	O'Dell,	Weidner,
Davis,	Horst,	Ogilvie,	Wescott,
Down,	Jim,	Petrosky,	Wheeler,
Eshback,	Jones, T. H. W.,	Pursley,	Whittaker,
Eshleman,	Keiser,	Royer,	Williams, E. S.,
Ewing,	Kornick,	Seltzer,	Willard,
Fetterolf,	Korns,	Snare,	Wood,
Filo,	Lee, A. M.,	Snider,	Worley,
Fulmer,	Lee, K. B.,	Steckel,	Wynd,
Garlock,	Light,	Stimmel,	Zimmerman,
George,	Lippincott,	Stoner,	

NOT VOTING—11

Cooper,	Haudenshield,	Knecht,	Reidenbach,
Dennis,	Heavey,	Markley,	Thompson,
Gelfand,	Heffner,	Prendergast,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE BILL No. 665 MADE A SPECIAL ORDER

Mr. McCORMACK. Mr. Speaker, I move that House Bill No. 665 Printer's No. 180 on page 15 of today's calendar, bills on third reading postponed be made a special order of business immediately.

The motion was agreed to.

The SPEAKER. The Chair lays before the House the special order of business fixed for this time, being House Bill No. 665.

BILL ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed

calendar by Mr. McCormack.

The House resumed the consideration on third reading of House Bill No. 665, entitled:

An Act amending the "'Selective Sales and Use Tax Act" approved March 6 1956 (P. L. 1228) defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increases * * *

On the question recurring,

Will the House agree to the bill on third reading?

Mr. WHEELER, asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 2 (Sec. 2), page 22, line 12, by striking out the bracket before "three."

Amend Sec. 2 (Sec. 2), page 22, line 20, by striking out the bracket after "property."

Amend Sec. 2 (Sec. 2), page 28, line 19, by inserting after "as" "a repair or replacement."

Amend Sec. 2 (Sec. 2), page 28, line 20, by striking out "if" and inserting: "whether or not."

Amend Sec. 2 (Sec. 2), page 29, line 16, by striking out "the" and inserting: "such."

Amend Sec. 2 (Sec. 2), page 31, line 6, by inserting after "property" "or services."

Amend Sec. 2 (Sec. 2), page 35, lines 15 and 16, by striking out "for domestic or commercial use."

Amend Sec. 2 (Sec. 2), page 37, line 5, by striking out the bracket before "for."

Amend Sec. 2 (Sec. 2), page 37, line 7, by striking out the bracket after "liquors."

Amend Sec. 2 (Sec. 2), page 37, lines 8 to 10, by striking out all of said lines.

Amend Sec. 2 (Sec. 2), page 37, line 11, by striking out the brackets before and after "(18)" and striking out "(19)."

Amend Sec. 2 (Sec. 2), page 39, line 2, by inserting after "as" "a repair or replacement."

Amend Sec. 2 (Sec. 2), page 39, line 2, by striking out "the" and inserting: "other."

Amend Sec. 2 (Sec. 2), page 39, line 2, by striking out "if" and inserting: "whether or not."

Amend Sec. 2 (Sec. 2), page 40, line 1, by striking out "acquisition of services for the."

Amend Sec. (Sec. 2), page 40, line 5, by inserting after "supplies" "or the obtaining of the services described in subclauses (2), (3) and (4) of this clause."

Amend Sec. 2 (Sec. 2), page 41, line 8, by inserting after "property" "or services."

Amend Sec. 3 (Sec. 201), page 43, line 3, by inserting after "use" "on and after the effective date of this act."

Amend Sec. 3 (Sec. 201), page 43, line 4, by striking out the bracket before "tangible."

Amend Sec. 3 (Sec. 201), page 43, line 5, by striking out the bracket after "1956."

Amend Sec. 3 (Sec. 201), page 43, lines 5 and 6, by striking out "anything acquired or obtained by purchase at retail as" in line 5, and "defined herein on or after April 1, 1959" in line 6.

Amend Sec. 3 (Sec 201), page 43, line 12, by inserting after "use" The tax at the rate of three and one-half per cent imposed by this subsection shall not be deemed applicable where the tax has been incurred at the rate of three per cent under this subsection prior to its amendment.

Amend Sec. 4 (Sec. 203), page 57, line 6, by underscoring the parenthesis before "other."

Amend Sec. 4 (Sec. 203), page 57, line 7, by underscoring the parenthesis after "semi-trailers."

Amend Sec. 7 (Sec. 301), page 68, line 1, by striking out "after June 1, 1959" and inserting: upon the expiration of sixty days after the effective date of this act.

Amend Sec. 12, page 74, lines 9 and 10, by striking out "a new section" and inserting: two new section.

Amend Sec. 12, page 74, by inserting between lines 14 and 15: Section 606. Saving Clause. Nothing contained in this amendatory act shall be construed to relieve any person from any taxes penalties or interest or the filing of returns imposed or required by the provisions of this act prior to the effective date of this amendment, or affect or terminate any petitions, investigations, prosecutions, legal or otherwise, or other proceedings pending under the provisions of this act prior to the effective date of this amendment, or prevent the commencement or further prosecution of any proceedings by the proper authorities of the Commonwealth for violation of such act, or for the assessment, collection, or recovery of taxes penalties or interest due or owing the Commonwealth under this act prior to the effective date of this amendment.

Amend Sec. 13, page 74, line 15, by striking out "April 1, 1959" and inserting: immediately.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

HOUSE BILL No. 666 MADE A SPECIAL ORDER

Mr. McCANN. Mr. Speaker, I move that House Bill No. 666, Printer's No. 113, entitled on page 15 of today's calendar, bills on third reading be made a special order of business immediately.

The motion was agreed to.

The SPEAKER. The Chair lays before the House the special order of business fixed for this time, being House Bill No. 666.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 666, entitled as follows:

An Act amending "The Hotel Occupancy Tax Act," approved March 6, 1956 (P. L. 1256), increasing the rate of tax clarifying the liability of hotel operators for tax collections providing standards for commission allowances.

On the queston,

Will the House agree to the bill on third reading?

Mr. WHEELER asked unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Bill, page 3, by inserting after line 15 Section 2. This act shall take effect immediately.

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the queston,

Will the House agree to the amendment?

It was agreed to.

On the queston,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. McCANN.

The House resumed the consideration on final passage of House Bill No. 501, entitled:

An Act amending the act of May 11, 1911 (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures * * *" requiring that inspectors appearing for the Commonwealth in prosecutions be furnished with a certified copy of the transcript or record.

On the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. McCANN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Messrs. McCANN & ISAACS asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, last line of Title, by striking out "or record"

Amend Sec. 1 (Sec. 2-a), page 2, line 9, by striking out "or record"

Amend Sec. 1 (Sec. 2-a), page 2, line 9, by striking out "which" and inserting for which a charge of two dollars ($2)

Amend Sec. 1 (Sec. 2-a), page 2, line 11, by inserting after "complaint" and of

Amend Sec. 1 (Sec. 2-a), page 2, line 11, by striking out "complaint" and inserting complainant

Amend Sec. 1 (Sec. 2-a), page 2, line 12, by inserting after "and" of

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

RESOLUTION

CONDOLENCE

Mr. McCANN asked and obtained unanimous consent to offer a resolution which was read, considered and unanimously adopted by a rising vote as follows:

In the House of Representatives, April 13, 1959.

Bertram J. Murphy, well-known Reading attorney, passed away unexpectedly on April 9, 1959, at the age of 61.

Mr. Murphy, the son of Agnes and the late Joseph E. Murphy, attended Reading High School and McCann's Business College. He served in the Marines in World War I. In 1921, he was graduated from the Georgetown University Law School, and served as an assistant attorney for the Post Office Department for three years. He was admitted to the Berks County Bar in 1925, and since that time served as assistant city solicitor in Reading, assistant district attorney, and solicitor to many county officers, including the sheriff and controller. He was solicitor to the county controller, and was national counsel of the Fraternal Order of Orioles. Mr. Murphy also served as administrative assistant to Albert S. Readinger when he was Majority Leader of the House of Representatives, and was currently serving as legal advisor to Stephen McCann, Majority Leader of the House. He has held numerous other high posts, including former judge advocate of the Marine Corps League, past president of the Pennsylvania Allied Beverage Industries, and past president of the Berks County Bar Association. Well known in Democratic political circles, Mr. Murphy was several times a delegate to Democratic national conventions.

In the untimely death of Bertram J. Murphy, we have lost not only a very capable legal advisor, but also a close personal friend. His public spirited activities and devoted service to the people of his city, county and State showed his true character as an outstanding citizen whose memory will long be cherished by all who had the pleasure of knowing him; therefore, be it

Resolved, That the members of this House of Representatives express their sincere and personal sympathy to the surviving members of the family of Bertram J. Murphy upon his death; and, be it further

Resolved, That a copy of this resolution be transmitted to his widow.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection,

House Bill No. 90, Printer's No. 203;

House Bill No. 495, Printer's No. 165;

House Bill No. 584, Printer's No. 215, and

Senate Bill No. 309, Printer's No. 610

were passed over at the request of the SPEAKER.

REPORTS FROM COMMITTEE

Mr. DOUGHERTY from the Committee on Rules, reported as committed, House Resolution (Not Printed).

Mr. MUSTO from the Committee on Rules, reported as amended, Senate Resolution, Serial No. 102.

RESOLUTION

CONGRATULATIONS

The SPEAKER laid before the House a resolution this day reported from the Committee on Rules.

The resolution was read, considered and adopted as follows:

In the House of Representatives, April 6, 1959.

Kutztown High School and West Reading High School helped the Berks County Scholastic Basketball Conference make P.I.A.A. history on March 20, 1959 when they both won the State basketball championship for their respective class. This was the first time in the long history of the P.I.A.A. that two State champions in the same season were from the same circuit. We're sure that the residents of Berks County are proud of their teams and they certainly have the right to be.

To the people of Kutztown the honor and glory is even more significant because it was the third time the school has emerged victorious in their quest for the class B crown. To add to this we must also praise the team for its wonderful season record as they finished unbeaten in the 29 games they played. They are the only team in the Commonwealth that can boast of an undefeated season.

The Cougars from Kutztown climaxed their perfect season with a smashing 51 to 34 victory over the District 10 representative West Middlesex to bring home the laurels.

The game was played at Westminster College in New Wilmington, Pennsylvania. The coach John Silan has put this team a notch or two ahead of his other State champions by saying that they were the best overall team he ever had. The Kutztown mentor has always instructed his teams to fight hard but in a clean sportsmanlike manner and the team at the championship game displayed the fact that his instructions were followed to the letter.

Our congratulations for this great victory are certainly in order and we will extend them. However, this team, the student body of the Kutztown Area High School, Coach John Silan and the supervising principal Paul C. Dunkelberger deserve congratulations for something far more important, that in the inspiring display of good sportsmanship and good citizenship they have shown during the entire season. The members of the staff and faculty have worked earnestly and hard to supply our State with that which it needs most—good citizens. They have been successful. The students have responded to their teaching and good examples and have in turn shown an example of right living which everyone may well emulate; therefore be it

Resolved, That the House of Representatives extends its heartiest congratulations to the team and coach of Kutztown High which is a true champion in every sense of that word, and be it further

Resolved, That a copy of this resolution be presented to the coach Mr. Silan who is here in the House today, and be it further

Resolved, That the team consisting of Milton L. Borrell, Terry Christman, Dennis J. DeTurk, Lee D. DeTurk, Richard W. Houck, Harry H. Kline, Edwin F. Kutz, Stanley R. Saul, Philip Scheidt, Gene R. Stump, Kraig A. Wagaman, and Glenroy Wiltrout stand at this time and be recognized, and be it further

Resolved, That a copy of this resolution be sent to the school.

COMMITTEE MEETINGS

ELECTIONS and APPORTIONMENT, Mr. Stone, Chairman, Room 323, Tuesday, April 14, at 9:30 a.m.

INSURANCE, Mr. Hamilton, Chairman, Room 331, Tuesday, April 14, at 11:00 a.m.

LAW and ORDER, Mr. Mills, Chairman, Room 522, Tuesday, April 14, at 11:30 a.m.

MINES and MINERAL INDUSTRIES, Mr. Rovansek, Chairman, Room 521, Tuesday, April 14, at 10:00 a.m.

STATE GOVERNMENT, Mr. Schwartz, Chairman, Room 324, Tuesday, April 14, at 11:30 a.m.

WELFARE, Mr. Kamyk, Chairman, Room 522, Tuesday, April 14, at 11:00 a.m.

RECESS

The SPEAKER. If there is no further business to come before the House, the Chair, without objection, declares a recess until promptly at 9:30 p.m.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

Mr. McCANN. Mr. Speaker, may we proceed with some routine business for a few minutes while we await arrival of the bill from the Printer?

The SPEAKER. The Chair, in line with the suggestion of the Majority Leader, will clear the desk.

BILLS INTRODUCED AND REFERRED

By Messrs. GOLDSTEIN and FOERSTER.

HOUSE BILL No. 1269.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872) prohibiting the acceptance for return of certain merchandise unless it is defective and is being accepted for return to the manufacturer and providing penalties.

Referred to the Committee on Law and Order.

By Mr. IRVIS. HOUSE BILL No. 1270.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), authorizing county boards of school directors to provide, maintain, administer, supervise and operate classes or schools for institutionalized children, and providing for payments by the Commonwealth for costs of classes and schools for institutionalized children.

Referred to the Committee on Education.

By Messrs. AGNEW, GIBB, FILO and MORAN.

HOUSE BILL No. 1271.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) authorizing the Shade Tree Commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy plants, shrubs, and shade trees, and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor.

Referred to the Committee on Boroughs.

By Messrs. BOIES and FILO. HOUSE BILL No. 1272.

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), authorizing employes of authorities created by counties of the second class to become members of the county retirement system, and providing for payments into the county retirement fund.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. JIM and YATRON. HOUSE BILL No. 1273.

An Act amending "The General County Assessment Law," approved May 22, 1933 (P. L. 853), exempting certain property from taxation.

Referred to the Committee on Municipal Corporations.

By Messrs. GAILEY, H. H. PERRY and NELSON.

HOUSE BILL No. 1274.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), increasing the millage for assessment purposes in fourth class school districts.

Referred to the Committee on Education.

By Messrs. J. J. MURRAY, JENKINS and MUSTO.

HOUSE BILL No. 1275.

An Act regulating the installation, inspection and charging of fire extinguishers.

Referred to the Committee on Law and Order.

By Messrs. J. J. MURRAY, JENKINS and MUSTO.

HOUSE BILL No. 1276.

An Act requiring licenses for persons engaged in the business of servicing fire extinguishers; exempting certain persons from its provisions; fixing requirements for application, examination and insurance in order to obtain such license; fixing penalties.

Referred to the Committee on Law and Order.

By Messrs. NAUGLE, P. G. MURRAY, HAMILTON and KORNICK. HOUSE BILL No. 1277.

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one," approved May 17, 1921 (P. L. 789), requiring certain insurance agents and brokers to maintain an office.

Referred to the Committee on Insurance.

By Mr. TOMPKINS. HOUSE BILL No. 1278.

An Act authorizing the Department of Property and Supplies, with the approval of the Pennsylvania Historical and Museum Commission, to acquire lands comprising the birthplace of Tom Mix, on Bennetts Branch, Gibson Township, Cameron County; providing for the control, management, supervision, improvement, restoration and maintenance thereof by the Pennsylvania Historical and Museum Commission; and making appropriations.

Referred to the Committee on State Government.

By Messrs. YETTER, ASHTON, McINROY and FRANK. HOUSE BILL No. 1279.

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), prohibiting the use of spotlights, headlights, or other artificial lights on big game between midnight and sunrise of any day whether carrying firearms or not.

Referred to the Committee on Game and Conservation.

By Messrs. A. J. MURPHY, NELSON and H. H. PERRY. HOUSE BILL No. 1280.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), increasing the minimum compensation of election officers in certain counties.

Referred to the Committee on Counties.

By Messrs. KAMYK and DEVLIN. HOUSE BILL No. 1281.

An Act amending the "Municipality Authorities Act of 1945," approved May 2, 1945 (P. L. 382), requiring that all bonds issued by Authorities for the acquisition of real property be of uniform priority lein and standing.

Referred to the Committee on Judiciary.

By Messrs. MAHAN, VARNER, YETTER and MACHMER. HOUSE BILL No. 1282.

An Act making an appropriation to be paid to volunteer fire companies for fire protection afforded State Teachers' Colleges.

Referred to the Committee on Appropriations.

By Messrs. J. J. MURRAY and STEVENS. HOUSE BILL No. 1283.

An Act amending section 1154 of the act approved March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for the payment of salaries of professional and temporary professional employes in cases of sickness accidental injury or death.

Referred to the Committee on Education.

By WHEELER. HOUSE BILL No. 1284.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), abolishing exemption of certain food and beverages from tax; and imposing tax upon the sale or use of malt and brewed beverages and spirituous and vinous liquors including mixed drinks.

Referred to the Committe on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 1285.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), changing the definition of purchase price to include within such definition the value of personal property taken as a trade-in or ex-change.

Referred to the Committe on Ways and Means.

By Mr. MORAN. HOUSE BILL No. 1286.

An Act to provide revenue for Commonwealth purposes by imposing an excise tax on the amount of business transacted by individuals, partnerships, limited partnerships, associations, corporations, receivers, trustees, assigneees and other persons acting in a fiduciary or representative capacity ,whether appointed by a court or otherwise; * * * providing for reporting payment of tax interest and penalties, assessments, collections, liens, reviews, appeals and refunds.

Referred to the Committe on Ways and Means.

By Mr. MORAN. HOUSE BILL No. 1287.

An Act amending "The General County Assessment Law," approved May 22, 1933 (P. L. 853), providing for the taxation of the real estate of public service companies and providing exceptions.

Referred to the Committee on Public Utilities and Corporations.

By Mr. MORAN. HOUSE BILL No. 1288.

An Act amending "The Vehicles Code," approved May 1, 1929 (P. L. 905) regulating official inspections of motor vehicles, trailers and semi-trailer.

Referred to the Committee on Motor Vehicles.

By Messrs. MORAN and JENKINS. HOUSE BILL No. 1289.

An Act exempting from real estate taxation residences of certain persons sixty-five years of age or older whose income does no exceed a certain amount.

Referred to the Committee on State Government.

By Mr. MORAN. HOUSE BILL No. 1290.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333) changing the provisions relating to filing of candidates' expense accounts.

Referred to the Committee on Elections and Apportionment.

By Mr. MORAN. HOUSE BILL No. 1291.

An Act authorizing the Department of Labor and Industry to make certain rules and regulations with regard to welding.

Referred to the Committe on Labor Relations.

By Mr. MORAN. HOUSE BILL No. 1292.

An Act amending "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns and Townships," approved April 29, 1937 (P. L. 487), regulating the furnishing of space in school buildings for use as a place of registration.

Referred to the Committe on Education.

By Mr. MORAN. HOUSE BILL No. 1293.

An Act amending the "Unemployment Compensation Law" approved December 5, 1936 (P. L. 2897) further defining "unemployed" as to members of the General Assembly.

Referred to the Committee on Workmen's Compensation.

By Mr. MORAN. HOUSE BILL No. 1294.

An Act providing that public employes of the Commonwealth of Pennsylvania or any political subdivision thereof, in the absence of statutory law to the contrary, shall not be forbidden by any superior officer to exercise the privilege of participating or engaging in political activities.

Referred to the Committee on State Government.

By Mr. MORAN. HOUSE BILL No. 1295.

An Act imposing a highway use tax on certain motor vehicles; * * *; and making an appropriation.

Referred to the Committee on Ways and Means.

By Messrs. DONALDSON and PRENDERGAST. HOUSE BILL No. 1296.

An Act amending "The First Class Township Code," approved June 24, 1931 (P. L. 1206) further defining the powers of the treasurer as tax collector.

Referred to the Committee on Townships.

By Messrs. WILT, KAMYK, BOIES and RIGBY. HOUSE BILL No. 1297.

An Act amending the act of April 6, 1956 (P. L. 1414), entitled "An act to promote the welfare of the people of this Commonwealth; creating Port Authorities to function in counties of the second class * * *," granting Port Authorities the exclusive right to engage in the business of owning, operating and maintaining a transportation system for the transportation of persons in counties of the second class * * *.

Referred to the Committee on Cities—Counties Second and Second Class A.

RESOLUTION INTRODUCED AND REFERRED

By Mr. DAVIS. RESOLUTION No. 55.

In the House of Representatives, April 13, 1959.

State Route No. 899 traverses land once covered by a great virgin forest of towering pines and hemlocks.

This route also lies close to the wilderness trail blazed by Cyrus Blood, the founder of Forest County, who established his original settlement in Marienville, which today marks the western end of Route No. 899.

Moreover, this route effects a saving of fourteen miles for travellers from the east bound for northern destinations over State Route No. 68. It is a strategic short-cut of value to the region; therefore be it

Resolved, In view of its historic background and travel advantage that State Route No. 899 be known as "The Forest Short Cut;" and be it further

Resolved, That the Secretary of Highways be authorized and requested to have erected suitable markers at the terminal ends and at the several villages on the route, which shall set forth the name "The Forest Short-Cut."

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 191.

A Act amending the act of May 25, 1945 (P. L. 1050), entitled "Local Tax Collection Law," further regulating the collection of taxes and settlement of tax duplicates.

Referred to the Committee on Municipal Corporations

SENATE BILL No. 387.

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" providing that no person holding the office of justice of the peace shall act as secretary or secretary-treasurer of the board of township supervisors.

Referred to the Committee on Townships.

SENATE MESSAGE

AMENDED SENATE BILL No. 261 CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 261.

An Act amending the act of April 27, 1927 (P. L. 465) entitled as amended "Fire Safety Building Regulation Law" providing exemptions from certain provisions of the act.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

SENATE BILL No. 493.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools.

HOUSE BILL No. 843.

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation classes and schools for handicapped children.

HOUSE BILL No. 845.

An Act amending the act of July 19 1957 (Appropriation Acts page 60) entitled "An Act to provide for the ordinary expenses of the Executives Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31 1957" changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes.

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 71.

An Act amending the act of August 9 1955 (P L 323) entitled "The County Code" regulating the rate of taxation for any occupation tax levied by a county.

SENATE BILL No. 335.

An Act amending the act of July 29 1953 (P L 1435) entitled "An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents * * *" authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons.

SENATE BILL No. 338.

An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee.

SENATE BILL No. 339.

An Act amending the act of May 28 1915 (P L 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" extending the time for authority employes to join or refuse to join the pension fund.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTIONS

CONGRATULATIONS

The SPEAKER. The Chair lays before the House a resolution this day reported from the Committee on Rules.

The resolution was read, considered and adopted as follows:

In the House of Representatives, March 31, 1959.

Saturday, March 21, 1959, was another great day for Farrell High School Steelers Basketball team, and coach Eddie McCloskey when the Farrell team won another class PIAA championship for the State of Pennsylvania, by defeating Chester, the winner of the Eastern crown, 76-66 for their fourth state title out of five attempts. This is a great tribute to coach Eddie McCloskey who has compiled a record of 248 victories against 50 defeats during the period of 1948 to 1959, while head basketball coach at Farrell High School.

The people of Farrell were full of admiration for their team as more than one thousand fans gave the team a resounding hero's welcome at the airport when the boys arrived back home. Hundreds more joined the students of the school when the five trophies which were won by the Steelers in their march to the championship were presented to the school.

The spectacular teamwork, excellent sportsmanship and fine spirit which the team displayed throughout the season culminated in this hard earned victory. Such teamwork, spirit and sportsmanship reflects credit on the team, the administration under John Hetra, superintendent of Farrell Schools, Edward McCloskey, coach and his able staff, and Ralph Dresch, Athletic Director, whose help and able assistance made this victory possible, the students and the faculty.

In earning this honor Farrell had to compete against and defeat some of the strongest high school teams in the State. Chester High was certainly one of those as they displayed their high quality and fine ability in losing to a team which justly deserves the highest honor a high school basketball team can achieve, that is, winning the State championship; therefore be it

Resolved, That the House of Representatives extend to the coaches and players of Farrell High School basketball team its sincere and hearty congratulations on their magnificient victory in the PIAA class A basketball championship playoff game, and be it further

Resolved, That a copy of this resolution be sent to Farrell High School, and Chester High School.

CONGRATULATIONS

The SPEAKER. The Chair lays before the House a resolution this day reported from the Committee on Rules.

The resolution was read, considered and adopted as follows:

In the House of Representatives, April 6, 1959.

The people of Berks County and especially those residing in West Reading are basking in glory today because, for the first time in P.I.A.A. history, two State basketball champions are from the same conference. On Friday night, March 20, 1959, Kutztown won the class B championship and West Reading won the class C titles.

Albright College's fieldhouse was the scene of the victory for the Cowboys from West Reading High, as they defeated a fine Lilly Washington High team by a score of 74 to 55. This was the first State championship for the school, and they richly deserve all the honors being bestowed upon them. Their record of 27 victories and one defeat in the march to the crown is outstanding and it is fitting to note that their one loss was to their neighbor Kutztown who also went on to earn the title of State High School Basketball Champion in their class.

The hard play and clean sportsmanship displayed by the team were two of the factors responsible for the championship, but praise must also be showered upon the coach of the West Reading Cowboys. If it wasn't for the fine work and guiding hand of Roy Bilger, the team would never have made it to the top as they did.

With the spirit of individual responsibility and team cooperation that typifies America the team, students, coaches and members of the faculty of West Reading High School have established sports as one of our best citizen builders and they have firmly implanted in the minds of our young men the desire to be a generous winner and a good looser.

Every member of the winning team deserves credit for the victory but if one boy must be singled out for stardom, it certainly would be Ron Krick who broke two records when he threw in 35 points on 15 field goals in the final game.

The victory is well deserved and the honor well placed, for during the season and in the play-offs the team has established an enviable reputation for skill and determination, but even more for clean playing, fairness and good sportsmanship; therefore be it

Resolved, That the members of the House of Representatives congratulate the West Reading High School basketball team on their glorious victories; and be it further

Resolved, That a copy of this resolution, be presented to the team through the coach, Mr. Roy Bilger who is here with us today and who will accept our congratulations on behalf of the West Reading High School championship basketball team; and be it further

Resolved, That the members of the team, Dennis Becker, Michael Formicone, Edward Goodwin, Hans Haas, Jack Huesman, Ronald Krick, Grant Krow, Edward Kuhn, Jack Moyer, Ricardo Scalese, James Walker, and Robert Wheeler stand at this time and be recognized; and be it further

Resolved, That copies of this resolution be sent to the high school principal, Authur B. Hummelberger and the athletic director, John Shaner in West Reading.

HOUSE BILLS Nos. 665 and 666 MADE A SPECIAL ORDER

Mr. McCANN. Mr. Speaker, I move that House Bill No.

665, Printer's No. 299 and House Bill No. 666, Printer's No. 300 be made a special order of business immediately.

The motion was agreed to.

Mr. VARNER. Mr. Speaker, some of the Members on the Republican side have not received copies of House Bill No. 665.

Mr. McCANN. Mr. Speaker, how many Republican Members have not received House Bill 665? Please hold up your hands and, the Democratic Members on this side of the House, will deliver the bills to those Members.

The SPEAKER. The Chair understands that some of the bills have been distributed around the side lines and that is the reason the Members do not have enough bills.

The SPEAKER. The Chair lays before the House the special order of business fixed for this time, being House Bill No. 665.

Agreeably to order,

The House proceeded to the consideration of final passage of House Bill No. 665, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increases * * *

On the question,

Shall the bill pass finally?

Mr. WORLEY. Mr. Speaker, now that this bill is back again for reconsideration, I have some additional remarks to make against its enactment into law.

This three and one-half per cent Lawrence sales tax is unreasonably high in its rate. A three and one-half per cent sales tax would make our people pay the highest state sales tax of any state in the United States, and then look at that one-half cent which will just be another worry to everybody.

This three and one-half per cent Lawrence sales tax discriminates against the poor and favors the rich. There is no getting away from that point, and I will be willing to carry that point to the people for their decision.

Now let us vote this bill down again in the interests of the people of Pennsylvania.

Mr. WHITTAKER. I would like to interrogate the sponsor of the bill.

The SPEAKER. Will the sponsor of the bill permit himself to be interrogated?

Mr. WHEELER. I shall Mr. Speaker.

Mr. WHITTAKER. Mr. Speaker, not having had the chance to study this bill, I find it necessary to ask for certain explanations.

The word "services," I would like to ask the sponsor of this bill whether this is the first time services have been taxed in Pennsylvania?

Mr. WHEELER. That is right.

Mr. WHITTAKER. Did we not have a tax under Governor Earle whereby I paid, as a young man in practice, certain taxes to the Commonwealth of Pennsylvania for services?

Mr. WHEELER. It is not a part of this bill.

Mr. WHITTAKER. It is not a part of this bill, but it was on the record. at that time and later made unconstitutional. Now has our constitution been changed so that we can now tax services again?

Mr. WHEELER. The tax the gentleman is talking about paying under Earle's administration surely is not a part of this bill.

Mr. WHITTAKER. The tax under the Earle Administration, for the information of the sponsor of this bill, was a tax upon certain laboratory services in my profession, and, from the interpretation I get of this bill, I will again be taxed upon those services. Am I right or wrong?

Mr. WHEELER. Services of professional people are not taxed under this bill.

Mr. WHITTAKER. How does the gentleman explain the tangibles and intangibles in making a set of dentures?

Mr. WHEELER. The professional people are specifically exempt from that section of the bill. I do not have the section right here.

Mr. WHITTAKER. That is my complaint. We have not had a chance to go through and see if we are exempt or whether we are on it.

Mr. WHEELER. You are exempt. No question about it.

Mr. WHITTAKER. Going to Webster's Dictionary, Mr. Speaker, a service is to do some work of maintenance or repair on or upon. I notice in the fore part of the bill that we are taxed for the washing and greasing of automobiles. What part of that tax is the tax upon the labor?

Mr. WHEELER. On an automobile? Any labor done on an automobile—the entire labor is taxed.

Mr. WHITTAKER. In other words this is a tax upon labor.

Mr. WHEELER. It would be a tax upon the labor, not upon the car.

Mr. WHITTAKER. Now it also says in Webster's Dictionary, a branch of public service of a person. Are all services taxable that a person might render, such as our County Court House etc.? Are all those services going to be taxable?

Mr. WHEELER. No, they would not be taxable.

Mr. WHITTAKER. Now, under service also how are we going to define and get away from taxing certain religious rites?

Mr. WHEELER. I did not hear your question, sir.

Mr. WHITTAKER. Service, according to Webster's Dictionary, also includes religious services as service. What part of those are taxable?

Mr. WHEELER. Would you tell me what page you are on?

Mr. WHITTAKER. We have not had a chance to study the bill. We can't vote on this tonight.

Mr. WHEELER. In other words, you are just shouting stuff out of the air.

Mr. WHITTAKER. No, I am not shooting it out at the air. The only explanation we have had is on tangible and intangible. I am asking you to explain the bill, part by part, so that we know what we are voting on.

Mr. WHEELER. Charitable institutions and religious churches are exempt from paying tax on services.

Mr. WHITTAKER. May I ask the gentleman, if I repair my home whether any of that is going to be taxable?

Mr. WHEELER. I would say that repairs on real estate are not taxable.

Mr. WHITTAKER. If I have the trailer I use for hunting repaired, is that taxable? That is my home part time.

Mr. WHEELER. I would say that a trailer is not considered real estate. It probably would be taxable. It comes under personal property.

Mr. WHITTAKER. In other words, it is whether I have wheels under my home or it is on a foundation as to whether it is taxable or not.

Mr. WHEELER. We have had that problem not only here but other places concerning trailers where they set on foundations or where they do not, and whether they are real estate or not, so it would probably be taxable in your trailer and not on your home.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—107

Anderson,	Frascella,	Meholchick,	Riley,
Arlene,	Gailey,	Mihm,	Rovansek,
Balthaser,	Gallagher,	Mills,	Rudisill,
Boles,	Garlock,	Monroe,	Sakulsky,
Bonner,	Gelfand,	Moran,	Scarcelli,
Branca,	Hamilton,	Muldowney,	Schaaf,
Breth,	Heavey,	Mullen,	Schuster,
Burns,	Holt,	Munley,	Schwartz,
Capano,	Irvis,	Murphy, A.J., Jr.,	Sherman,
Capitolo,	Jenkins,	Murray, J. J.,	Shupnik,
Cianfrani,	Jim,	Musto,	Silverman,
Cioffi,	Kamyk,	Needham,	Snider,
Clarke,	Kornick,	Nelson,	Stank,
Comer,	Kovolenko,	O'Donnell, J. A.,	Stone,
Crossin,	Lamb,	O'Donnell, J. P.,	Sullivan,
Curwood,	Leonard,	O'Neil,	Taylor,
Dennis,	Limper,	Parlante,	Trusio,
Devlin,	Lopresti,	Pashley,	Varallo,
Dougherty,	Luigard,	Perry, H. H.,	Verona,
Ellberg,	Lutty,	Perry, P. E.,	Walsh,
Farabaugh,	McCann,	Petrosky,	Wargo,
Filo,	McCormack,	Polaski,	Welsh,
Fineman,	McDonald,	Polen,	Wheeler,
Floyd,	McKeever,	Prendergast,	Yatron,
Flynn,	McLaughlin,	Reibman,	Yetter,
Foerster,	Machmer,	Reidenbach,	Andrews,
Frank,	Maxwell,	Renwick,	Speaker

NAYS—96

Agnew,	George,	Lee, A. M.,	Snare,
Ashton,	Gibb,	Lee, K. B.,	Steckel,
Auker,	Gibson,	Light,	Stevens,
Barton,	Goldstein,	Lippincott,	Stewart,
Bell,	Goodrich,	McCandless,	Stimmel,
Blair,	Gramlich,	McInroy,	Stoner,
Boris,	Guthrie,	Magee,	Strausser,
Bower,	Helm,	Mahan,	Stroup,
Bowman,	Henzel,	Markley,	Tompkins,
Brenninger,	Hocker,	Merry,	Ujobai,
Buchanan,	Holliday,	Miller, B. Z.,	Varner,
Davis,	Horst,	Miller, H. G.,	Wall,
Dengler,	Isaacs,	Murphy, P. J.,	Weidner,
Dennison,	Johnson, A. W.,	Murray, H. P.	Wescott,
Donahue,	Johnson, R.,	Murray, P. G.,	Whittaker,
Donaldson,	Jones, T. H. W.,	Naugle,	Williams, A.D., Jr.,
Down,	Jump,	O'Dell,	Williams, E. S.,
Edwards,	Kee,	Odorisio,	Willard,
Eshback,	Keiser,	Ogilvie,	Willaredt,
Eshleman,	Kernaghan,	Price,	Wilt,
Ewing,	Kessler,	Pursley,	Wood,
Fetterolf,	Kooker,	Rigby,	Worley,
Fox,	Korns,	Royer,	Wynd,
Fulmer,	Kubitsky,	Seltzer,	Zimmerman,

NOT VOTING—6

Brown,	Haudenshield,	Knecht,
Cooper,	Heffner,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REASONS FOR VOTE

Mr. SHERMAN filed the following reasons for his vote on House Bill No. 666:

Mr. Speaker, I make my statement in complete sincerity and hope that in the future some more of us may think it his duty to take a part in our tax program rather than let the other man do it.

If anyone thinks he can play politics with the welfare of our state and throw our beloved Commonwealth into bankruptcy, he is acting in bad faith and should resign as a Member of our House. He is shirking his duty as a legislator.

I do not fully approve of this bill, neither do many of my constituents. On the other hand, I realize that if we had the cooperation of more of our 102 Republican Members of the House we could have a better bill. Their duty, the same as ours, started December 1, 1958 and for four and one-half months I have heard nothing from them, or since the first Tuesday of January have I heard any expression of opinion as to what tax bill it is they desire. This bill is not a Lawrence bill and neither is it a Democratic bill. The Sales Tax bill was originally introduced a few years ago as a Republican bill and passed as such.

Though I am against the principle of a sales tax and voted against it in previous sessions, yet I in full sincerity realize that I must at times forget myself and think of the people of this Commonwealth.

In voting for this piece of legislation which cannot pass and be signed by the Governor unless we have the votes of a Republican on controlled Assembly in the other body, I consider our handicapped, our mentally ill, our teachers, our mental and educational institutions, our hospitals who will be in destitute circumstances unless funds are forthcoming by May 1st.

I am voting for this bill as it is the only broad based tax measure which can pass the House. I am asking for cooperation of both parties, not one, majority and minority when it comes to future tax legislation. Stop playing politics with human lives and suffering.

The SPEAKER. The Chair lays before the House the special order of business fixed for this time, being House Bill No. 666.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 666, entitled:

An Act amending "The Hotel Occupancy Tax Act" approved March 6, 1956 (P. L. 1256) increasing the rate of tax clarifying the liability of hotel operators for tax collections providing standards for commission allowances.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—107

Anderson,	Frascella,	Meholchick,	Riley,
Arlene,	Gailey,	Mihm,	Rovansek,
Balthaser,	Gallagher,	Mills,	Rudisill,
Boles,	Garlock,	Monroe,	Sakulsky,
Bonner,	Gelfand,	Moran,	Scarcelli,
Branca,	Hamilton,	Muldowney,	Schaaf,
Breth,	Heavey,	Mullen,	Schuster,
Burns,	Holt,	Munley,	Schwartz,
Capano,	Irvis,	Murphy, A.J., Jr.,	Sherman,
Capitolo,	Jenkins,	Murray, J. J.,	Shupnik,
Cianfrani,	Jim,	Musto,	Silverman,
Cioffi,	Kamyk,	Needham,	Snider,
Clarke,	Kornick,	Nelson,	Stank,
Comer,	Kovolenko,	O'Donnell, J. A.,	Stone,
Crossin,	Lamb,	O'Donnell, J. P.,	Sullivan,

Curwood,	Leonard,	O'Neil,	Taylor,
Dennis,	Limper,	Parlante,	Trusio,
Devlin,	Lopresti,	Pashley,	Varallo,
Dougherty,	Luigard,	Perry, H. H.,	Verona,
Ellberg,	Lutty,	Perry, P. E.,	Walsh,
Farabaugh,	McCann,	Petrosky,	Wargo,
Filo,	McCormack,	Polaski,	Welsh,
Fineman,	McDonald,	Polen,	Wheeler,
Floyd,	McKeever,	Prendergast,	Yatron,
Flynn,	McLaughlin,	Reibman,	Yetter,
Foerster,	Machmer,	Reidenbach,	Andrews,
Frank,	Maxwell,	Renwick,	Speaker

NAYS—96

Agnew,	George,	Lee, A. M.,	Snare,
Ashton,	Gibb,	Lee, K. B.,	Steckel,
Auker,	Gibson,	Light,	Stevens,
Barton,	Goldstein,	Lippincott,	Stewart,
Bell,	Goodrich,	McCandless,	Stimmel,
Blair,	Gramlich,	McInroy,	Stoner,
Boris,	Guthrie,	Magee,	Strausser,
Bower,	Helm,	Mahan,	Stroup,
Bowman,	Henzel,	Markley,	Tompkins,
Brenninger,	Hocker,	Merry,	Ujobai,
Buchanan,	Holliday,	Miller, B. Z.,	Varner,
Davis,	Horst,	Miller, H. G.,	Wall,
Dengler,	Isaacs,	Murphy, P. J.,	Weidner,
Dennison,	Johnson, A. W.,	Murray, H. P.	Wescott,
Donahue.	Johnson, R.,	Murray, P. G.,	Whittaker,
Donaldson,	Jones, T. H. W.,	Naugle,	Williams, A. D., Jr.,
Down,	Jump,	O'Dell,	Williams, E. S.,
Edwards,	Kee,	Odorisio,	Willard,
Eshback,	Keiser,	Ogilvie,	Willaredt,
Eshleman,	Kernaghan,	Price,	Wilt,
Ewing,	Kessler,	Pursley,	Wood,
Fetterolf,	Kooker,	Rigby,	Worley,
Fox,	Korns,	Royer,	Wynd,
Fulmer,	Kubitsky,	Seltzer,	Zimmerman,

NOT VOTING—6

Brown,	Haudenshield,	Knecht,
Cooper,	Heffner,	Thompson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

STATEMENT BY THE MAJORITY LEADER

Mr. McCANN. Mr. Speaker, I would like to thank the Members of this House for their indulgence, and for being so kind as to wait here patiently while we got the bill here, even though we planned to vote on it at 9:30 p. m.

I would like to thank all the Members of the House for saving the time of the House, because I know that you know every single thing that is in this bill and we did not have to debate it. I want to thank all of the officers and all of the staff who worked so hard to get this accomplished tonight. I hope that when we meet here tomorrow we will move on with other legislation which is just as important.

STATEMENT BY THE MINORITY LEADER

Mr. A. W. JOHNSON. Mr. Speaker, I just want to say to the Majority Leader, I think he has acted like a perfect gentleman in this fight on this tax bill and I say the same for the Members on the other side.

I want to thank our own Members on our side for the way that this has been handled. There has been no recrimination, and I am sure the Majority Leader must feel fine tonight to know that his Members stood by him and passed as a party a very important tax bill.

ADJOURNMENT

Mr. NELSON. Mr. Speaker, I move that this House do now adjourn until Tuesday, April 14, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 10:49 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, APRIL 14, 1959. No. 33.

SENATE

TUESDAY, APRIL 14, 1959.

The Senate met at 2:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Doctor ALFRED L. TAXIS, Pastor of the Presbyterian Church, Port Carbon, offered the following prayer:

Almighty God, again we come to pray. We pray that Thou wilt make us strong, and that we may realize that we are not here just for ourselves but for our people.

Grant that we may have the conviction which will make everything important to us. Give us the wisdom that we need to do the things right in Thy sight, for Thy Kingdom's sake, for America and for our Commonwealth.

In the Name of Jesus Christ, our Lord, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. CAMIEL, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. SEYLER asked and obtained leave of absence for Mr. MAHADY, for the duration of his European vacation.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF THE STATE BOARD OF CHIROPRACTIC EXAMINERS

April 14, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for reappointment as members of the State Board of Chiropractic Examiners:

John G. Mountz, 761 Locust Street, Columbia, Lancaster County, until July 15, 1961, and until his successor is appointed and qualified.

Jack J. Stokes, 7803 Frankford Avenue, Philadelphia, Philadelphia County, until July 15, 1962, and until his successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE CHESTER COUNTY BOARD OF ASSISTANCE

April 14, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Margaret E. Putnam (Democrat), R. D. 1, Cochranville, Chester County, for appointment as a member of the Chester County Board of Assistance, until December 31, 1961, and until her successor is duly appointed and qualified, vice William F. Lupold, Phoenixville, whose term expired.

DAVID L. LAWRENCE

JUSTICE OF THE PEACE

April 14, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Melvin R. Hartzell, Box 374, R. D. 2, Bangor, Northampton County, for appointment as Justice of the Peace in and for the Township of Washington, Northampton County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE

JUSTICE OF THE PEACE

April 14, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jack M. Daugherty, R. D. 1, Oil City, Venango County, for appointment as Justice of the Peace in and for the Township of Cornplanter, Venango County, to serve until the first Monday of January 1960, vice Philip R. Montgomery, resigned.

DAVID L. LAWRENCE

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

Senate Bill No. 261, Printer's No. 526;
House Bill No. 493, Printer's No. 111;
House Bill No. 843, Printer's No. 192; and
House Bill No. 845, Printer's No. 194.

REPORTS FROM COMMITTEES

Mr. WATKINS, from the Committee on Highways, reported as committed, Senate Bill No. 381, entitled:

An Act amending the act of June 4, 1943 (P. L. 883), entitled "An act authorizing and directing the Department of Highways to erect and maintain, as a post war construction project, a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum, Allegheny County, and a point in Westmoreland County, and to provide the necessary approaches and connections with State highways; . . .," making the bridge a free bridge; providing for the payment of certain obligations out of the Motor License Fund and making an appropriation therefor.

Mr. SHAFER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 19, entitled:

An Act amending the act of March 22, 1907 (P. L. 81), entitled "An act to provide for the assignment of counsel in murder cases, . . ." providing for the appointment of special investigators.

He also, from the Committee on Judiciary General, reported as amended, Senate Bill No. 405, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting certain business activities on Sunday.

Mr. KELLER, from the Committee on State Government, reported as committed, House Bill No. 190, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania.

He also, from the Committee on State Government, reported as committed, House Bill No. 218, entitled:

An Act amending the act of December 21, 1933 (1933-34 P. L. 89), entitled "An act appropriating the moneys in the State Store Fund," providing for additional kinds of insurance.

He also, from the Committee on State Government, reported as committed, House Bill No. 276, entitled:

An Act amending the act of April 27, 1927 (P. L. 465), entitled, as amended, "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; . . .," to exclude from its provisions certain projectionists of motion pictures under certain conditions.

He also, from the Committee on State Government, reported as amended, Senate Bill No. 495, entitled:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "State Employes' Retirement System," providing additional State annuities for certain beneficiaries.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 498, entitled:

An Act amending the act of August 31, 1955 (P. L. 531), entitled "Pennsylvania Athletic Code," abolishing the State Athletic Commission; designating a deputy of the Department of State, appointed by the Secretary of The Commonwealth, as the State Athletic Commissioner; providing for the use of employes of the Department of State to perform duties heretofore performed by the State Athletic Commission, and authorizing use of Pennsylvania State Police for investigation.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 510, entitled:

An Act amending the act of June 7, 1901 (P. L. 493), entitled as amended, "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, second class A and third class and imposing fines, penalties and forfeiture for violation thereof," permitting the use of rigid polyvinyl chloride pipe and providing for the joining of pipes.

Mr. McCREESH, from the Committee on Elections, reported as committed, House Bill No. 718, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code," providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill and providing for the selection and the term of the members of new boards.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Chester L. Snyder, Route 1, Hanover, York County, for appointment as Justice of the Peace in and for the Township of West Manheim, York County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF FUNERAL DIRECTORS

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Thaddeus S. Vincent, Danville, Montour County, for appointment as a member of the State Board of Funeral Directors, from August 31, 1958, until August 31, 1963, or until his successor is appointed and qualified.

DAVID L. LAWRENCE.

REGISTER OF WILLS AND EX OFFICIO CLERK OF THE ORPHANS' COURT IN AND FOR THE CITY AND COUNTY OF PHILADELPHIA

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John E. Walsh, Jr., Esq., 3917 Vaux Street, Philadelphia, Philadelphia County, for appointment as Register of Wills and ex officio Clerk of the Orphans' Court in and for the City and County of Philadelphia, until the first Monday of January 1960, vice Hon. Bernard J. Kelley, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for reappointment as members of the Pennsylvania Historical and Museum Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Frank W. Melvin, 3211 West Penn Street, Philadelphia, Philadelphia County.

J. Bennett Nolan, 432 Oley Street, Reading, Berks County.

Dr. John W. Oliver, 55 Hoodridge Drive, Mt. Lebanon, Allegheny County.

Mrs. Eleanor H. Smith, 3460 Schoolhouse Lane, Germantown, Philadelphia County.

Miss Grace A. Rankin, 706 Coal Street, Wilkinsburg, Allegheny County.

James B. Stevenson, 430 East Main Street, Titusville, Crawford County.

Dr. Maurice Mook, The Pennsylvania State University, University Park, Centre County.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate D. George Bloom, Johnstown, Cambria County, for appointment as a member of the State Board of Medical Education and Licensure from October 3, 1957, for the term of four years, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

JUSTICE OF PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Arthur D. Sipe, R. D. 1, Dallastown, York County, for appointment as Justice of the Peace in and for the Township of York, York County, to serve until the first Monday of January 1960, vice R. L. Ruhl, deceased.

DAVID L. LAWRENCE.

MEMBERS OF THE FRANKLIN COUNTY BOARD OF ASSISTANCE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Franklin County Board of Assistance:

Rev. Francis J. Heltshe (Democrat), 320 Philadelphia Avenue, Chambersburg, Franklin County, until December 31, 1960, and until his successor is duly appointed and qualified, by reason of the removal from the Commonwealth of Rev. Benjamin V. Lavey.

J. Raymond Myers (Republican), 31 West Seminary Street, Mercersburg, Franklin County, until December 31, 1961, and until his successor is duly appointed and qualified, vice Mrs. Margaret McLaughlin, Mercersburg, whose term expired.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 13, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James G. Parrish, Rear 924 Second Street, Cresson, Cambria County, for appointment as Justice of the Peace in and for the Borough of Cresson, Cambria County, to serve until the first Monday of January 1960, vice J. Paul Melanson, resigned.

DAVID L. LAWRENCE

ALDERMAN

April 13, 1959

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Catherine R. McCormick, 55 South Mount Vernon Avenue, Uniontown, Fayette County, for appointment as Alderman in and for the Seventh Ward of the City of Uniontown, Fayette County, to serve until the first Monday of January 1960, vice Robert C. McCormick, deceased.

DAVID L. LAWRENCE

REPORT FROM THE JOINT STATE GOVERNMENT COMMISSION, 1959, DEALING WITH PENNSYLVANIA HIGH SCHOOL SENIORS, 1958 THEIR MENTAL ABILITY, THEIR ASPIRATIONS, THEIR POST-HIGH SCHOOL ACTIVITIES

Mr. FLEMING submitted the following communication and report from the Joint State Government Commission.

The communication was read by the Clerk as follows:

JOINT STATE GOVERNMENT COMMISSION

April 14, 1959

To the Honorable, the Senate of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith a Report of the Joint State Government Commission, 1959, dealing with Pennsylvania High School Seniors, 1958: Their Mental Ability, Their Aspirations, Their Post-High School Activities.

Copies of this report for members of the Senate have been placed in their post office boxes.

Respectfully submitted,

BAKER ROYER,
Chairman.

(FOR REPORT SEE APPENDIX)

STUDENTS FROM MILDRED, SULLIVAN COUNTY, PRESENTED TO SENATE

Mr. CONFAIR. Mr. President, we have as visitors here today a group of students from Mildred, in Sullivan County. The instructor, who is with them, is Mr. Green. At this time, I would like to present them to the Senate of Pennsylvania.

The PRESIDENT. We are very happy to welcome you to the Senate of Pennsylvania.

COLONEL STERLING L. MORELOCK, HOLDER OF CONGRESSIONAL MEDAL OF HONOR, PRESENTED TO SENATE

Mr. RIPP. Mr. President, I ask unanimous consent to deviate for a few minutes from the regular order of business in order to introduce a most distinguished guest, who is seated in the audience of this Senate Chamber.

In the few months that I have had the pleasure of serving with the eminent statesmen who make up the Senate

of this Commonwealth, I have seen various Senators introduce beautiful women, both Democrats and Republicans. Of course, I have seen promient sportsmen introduced for a round of applause, and I have seen, as just witnessed, student bodies presented from the gallery.

However, Mr. President, the gentleman in our midst today goes back to World War I days, even though our minds are now on veterans of World War II, and just yesterday we had a reading on a bill pertaining to Korean Veterans.

Let us go back for a few moments to the year 1916, when World War I was still in progress. The gentleman about whom I am speaking enlisted as a Private in World War I and was thereupon assigned to the Regular Army, in the Infantry, First Division, and served under General Charles P. Summerall, who is now deceased.

His military service took him to the Meuse-Argonne sector during the close of World War I. Fourteen German machine guns were concentrated on Company M, 28th Infantry of the First Division, in that Meuse-Argonne sector. Our distinguished guest, seated in our audience, led a patrol of eight men, under heavy machine gun fire and penetrated the position which had stopped the advance of the whole First Division. By use of hand grenades and the use of bayonets, the fourteen German machine gun operators were wiped from the face of this earth.

Our distinguished guest was severely wounded and spent fourteen years and nine months in various hospitals as a result of his heroic attempt to open the gates for the advance of the First Division in theMeuse-Argonne sector. He has had to undergo no less than fifteen major surgical operations on his right hip. His heroic efforts were not overlooked. In 1921, the President of the United States, President Woodrow Wilson, awarded him the highest military award in the Nation. President Wilson personally presented the Congressional Medal of Honor to this most humble World War I Veteran.

Today, he is the only World War I living Congressional Medal of Honor holder in the Commonwealth of Pennsylvania. He now gives of his time, his money and his efforts in the aid of his disabled comrades. He is now the Department Commander of the Pennsylvania Disabled American Veterans.

Mr. President and my fellow Senators, as I introduce this distinguished guest, who, by the way, is a resident of my Senatorial District in Allegheny County, I would ask that you remain seated until he has an opportunity to come forth. Then, give unto him the standing ovation which he justly deserves.

Mr. President and Members of the Senate, I present to you a Congressional Medal of Honor winner, Colonel Sterling L. Morelock of the city of Pittsburgh.

The PRESIDENT. We are, indeed, happy to have Colonel Morelock with us today.

Mr. FLEMING. Mr. President, I would certainly feel that I were remiss in my duty if I did not join in the sentiments just expressed by Senator Ripp.

Colonel Morelock, while now a resident of Senator Ripp's Senatorial District, was long a resident of the small borough from which I come, the Borough of Aspinwall, where we grew to know him and love him.

Everything which Senator Ripp said about Colonel Morelock's service to the disabled veterans of Pennsylvania can be multiplied many times. He is an outstanding citizen of Pennsylvania. He is one of the foremost workers, not only in Pennsylvania but in the entire United States of America for the disabled war veterans.

Sterling Morelock, years ago—and he told me this personally—made a vow to God that if he were ever able to walk again, he would spend the rest of his life in trying to alleviate the suffering of other disabled war veterans. There sits one man who kept his vow to God, and has devoted his entire life to doing everything he could do for the well-being of all disabled war veterans.

Certainly, not only those of us in Allegheny County, but all of Pennsylvania can well be proud of such a distinguished citizen.

The PRESIDENT. Colonel Morelock, we are indeed honored to have you with us today.

Mr. BERGER. Mr. President, I believe it would only be fitting, as was suggested by Senator Ripp, if the entire Senate, and the visitors as well, would rise in acclamation to the Colonel.

DELEGATES OF UNION COUNTY LEAGUE OF WOMEN VOTERS PRESENTED TO SENATE

Mr. WOLFE. Mr. President, we are happy to have with us this afternoon as our guests, a group of women from Union County, representing the League of Women Voters of Union County. They are seated in the other side of the aisle, and I wish they would stand up and take a bow, please.

The PRESIDENT. Will the ladies from Union County please rise? We are glad to have you with us, too.

BILLS INTRODUCED AND REFERRED

Mr. KESSLER read in his place and presented to the Chair Senate Bill No. 620, entitled:

An Act amending the act of January 18, 1952 (P. L. 2128), entitled "Private Driver Education or Training School Licensing Act," making further provision for theoretical instruction; changing fees for licensing and renewals; providing a fee for examinations of teachers and appropriating fees for administering the act.

Which was committed to the Committee on Education.

Messrs. WOLFE, LANE and CONFAIR read in place and presented to the Chair Senate Bill No. 621, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "Public Assistance Law," establishing the maximum amount of compensation for work on relief projects; providing for the appointment and compensation of a project administrator and prescribing his duties.

Which was committed to the Committee on State Government.

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 622, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding two new routes in Cambria County.

Which was committed to the Committee on Highways.

Messrs. WALKER and WADE read in place and presented to the Chair Senate Bill No. 623, entitled:

An Act amending the act of May 1, 1929 (P. L. 905),

entitled "The Vehicle Code," permitting civil defense directors to equip their vehicles with sirens.

Which was committed to the Committee on Highways.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, this may be an experiment in futility but, nevertheless, I am going to introduce this bill. I introduced similar bills on previous occasions. I am reminded of Cato in the Roman Senate, who got up time and again and thundered that Carthage must be destroyed. He thundered so long, until finally Carthage was destroyed.

I do not deprecate the services of the Commission on the Revision of the Constitution of Pennsylvania. However, I feel that this is such a long drawn out process, that a bill which will make possible a new Constitution for Pennsylvania is in order.

Knowing that this bill will go down to defeat, I, nevertheless, on behalf of Senator Lane and myself, offer such a bill.

BILLS INTRODUCED AND REFERRED

Messrs. STIEFEL and LANE read in place and presented to the Chair Senate Bill No. 624, entitled:

An Act providing for the calling of a convention to propose a revision or amendment of the constution of Pennsylvania with certain limitations, the nomination and election of delegates thereto and the submission of the work of the convention to the voters for approval or rejection at a special election to be held for this sole purpose.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 625, entitled:

An Act making an appropriation to the Moore Institute of Art, Science and Industry, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 626, entitled:

An Act making an appropriation to the Department of Forests and Waters for use of the Valley Forge Park Commission for the restoration of the Provost Guard House.

Which was committed to the Committee on Appropriations.

He also read in his place and presented to the Chair Senate Bill No. 627, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," permitting hotel liquor licensees to operate on Sundays

Which was committed to the Committee on Law and Order.

Mr. SILVERT read in his place and presented to the Chair Senate Bill No. 628, entitled:

An Act making an appropriation to the Department of Public Welfare for the maintenance of the Germantown Dispensary and Hospital.

Which was committed to the Committee on Appropriations.

Messrs. SILVERT, MULLIN, CAMIEL, STIEFEL and BARR read in place and presented to the Chair Senate Bill No. 629, entitled:

An Act relative to Commonwealth printing; establishing conditions upon which contracts will be awarded and prescribing remedies and penalties for noncompliance with such conditions.

Which was committed to the Committee on State Government.

Messrs. SILVERT, MULLIN, CAMIEL and STIEFEL read in place and presented to the Chair Senate Bill No. 630, entitled:

An Act enabling the department of procurement of cities of the first class to establish by resolution, the conditions upon which it will award contracts for city printing.

Which was committed to the Committee on Local Government.

Messrs. CAMIEL, PECHAN, FLEMING and SARRAF read in place and presented to the Chair Senate Bill No. 631, entitled:

An Act providing for the enforcement of the laws relating to the sale of, gift, possession, dispensation, delivery, distribution and traffic in drugs and narcotics; creating the Pennsylvania Narcotics Commission as an independent administrative agency, prescribing its powers and duties, granting to it and its agents special police powers requiring giving of testimony before the board; imposing duties on clerks of courts; transferring powers and duties of the Department of Health relating to drugs and narcotics; and prescribing pending actions and proceedings.

Which was committed to the Committee on Public Health and Welfare.

They also read in place and presented to the Chair Senate Bill No. 632, entitled:

An Act amending the act of July 11, 1917 (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; . . .," transferring enforcement from the Department of Health to the Pennsylvania Narcotics Commission.

Which was committed to the Committee on Public Health and Welfare.

Messrs. KALMAN, MURRAY, SARRAF, McCREESH, ROONEY, WEINER, EHRGOOD, CAMIEL and MULLIN read in place and presented to the Chair Senate Bill No. 633, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," providing for sick leave for employes who receive an hourly or per diem wage.

Which was committed to the Committee on State Government.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 634, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945," subjecting certain rates charged by Authorities to regulation and

control by the Pennsylvania Public Utility Commission.

Which was committed to the Committee on Local Government.

He also read in his place and presented to the Chair Senate Bill No. 635, entitled:

An Act amending the act of May 28, 1937 (P. L. 1053), entitled "Public Utility Law," making rates of certain municipality authorities subject to regulations or orders of the commission.

Which was committed to the Committee on Corporations.

Messrs. MURRAY, KALMAN and MILLER read in place and presented to the Chair Senate Bill No. 636, entitled:

A Joint resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania; authorizing the exemption from taxation of real property owned by persons sixty-five years of age or older.

Which was committee to the Committee on Constitutional Changes and Federal Relations.

Mr. VAN SANT read in his place and presented to the Chair Senate No. 637, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," increasing the amount the commissioners may spend in contracts without written bids.

Which was committed to the Committee on Local Government.

Messrs. VAN SANT and ROONEY read in place and presented to the Chair Senate Bill No. 638, entitled:

An Act amending the act of June 19, 1931 (P. L. 589), entitled, as amended, "Barbers' License Law," changing the qualifications and fees required of applicants for licensure and of barbers having supervision of barber shops, further defining the occupation of barbering and changing and adding new penalties.

Which was committed to the Committee on Education.

Messrs. McMENAMIN, BLASS, WEINER and SCOTT read in place and presented to the Chair Senate Bill No. 639, entitled:

An Act amending the act of June 25, 1937 (P. L. 2086), entitled "An act providing for the making of compacts by the Commonwealth with other states for mutual helpfulness in relation to persons on probation or parole; . . .," whereby the term "State" shall mean any one of several states and certain territories and possessions of the United States.

Which was committed to the Committee on Judiciary General.

Messrs. McMENAMIN, WEINER, KOPRIVER, JR., and SCOTT read in place and presented to the Chair Senate Bill No. 640, entitled:

An Act relating to public works contracts providing for prevailing wages imposing duties upon the Secretary of Labor and Industry providing remedies penalties and repealing existing Laws.

Which was committed to the Committee on Labor and Industry.

Messrs. ROONEY and VAN SANT read in place and presented to the Chair Senate Bill No. 641, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire the Wolf Academy, in East Allen Township, Northampton County; providing for its restoration, improvement, future care and maintenance, as an historical site; and making an appropriation.

Which was committed to the Committee on State Government.

Messrs. MILLER, MURRAY, McCREESH, KALMAN, RIPP, SARRAF, SCOTT and VAN SANT read in place and presented to the Chair Senate Bill No. 642, entitled:

A Joint resolution proposing an amendment to article two, section three of the Constitution of the Commonwealth of Pennsylvania by providing for six year terms for senators and four year terms for representatives.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

PERMISSION TO ADDRESS SENATE

Mr. ROONEY asked and obtained unanimous consent to address the Senate.

Mr. ROONEY. Mr. President, on December 1, 1958, this nation, at 2:45 p.m., was shocked to hear of the terrible Chicago tragedy in which eighty-seven parochial school children were killed, along with three nuns.

Many of the States in our Nation re-evaluated the safety hazards that confronted the school districts in their particular areas. We, in Pennsylvania, under the able direction of our Secretary of Labor and Industry, Mr. Batt, conducted the same type of investigation.

It was charged that the department was acting along the lines of a crash program. That happened, Mr. President, because of a misunderstanding. However, I am very happy to tell you, at this time, that many of the schools in Pennsylvania that were unsafe before, are now safe places in which to send our children to school.

The department's investigation revealed to the Members of the Senate the need for more competent personnel in the Department of Labor and Industry. Only 137 men are charged with looking out for the everyday lives of 11,000,000 people; millions of people who are gainfully employed in Pennsylvania and millions of people who are sending their children to school.

I honestly hope that the resolution I am about to introduce will receive our immediate attention. I should like to ask for its immediate consideration.

SENATE RESOLUTION

REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRY TO TAKE WHATEVER ACTION MAY BE NECESSARY TO PROVIDE A SUFFICIENT NUMBER OF COMPETENT INDUSTRIAL SAFETY INSPECTORS

Mr. ROONEY offered the following resolution (Serial No. 23), which was read as follows:

In the Senate, April 14, 1959.

The State of Pennsylvania, through the Fish Commission and the Game Commission, has some 1,500 fish and game wardens.

The State of Pennsylvania has only a handful of Industrial Safety Inspectors.

Many industrial accidents, resulting in loss of limb and life, are not adequately and promptly investigated due to inadequate personnel and lack of proper and dedicated personnel in this field; therefore be it

Resolved, That the Department of Labor and Industry is

hereby requested to take whatever action may be necessary to provide a sufficient number of competent Industrial Safety Inspectors; and be it further

Resolved, That a copy of this resolution be transmitted to the Secretary of Labor and Industry.

The PRESIDENT. Is there objection to the immediate consideration of this resolution?

Mr. BERGER. Mr. President, I am not in any way questioning the excellent purpose of the resolution. The matter is one of considerable discussion and controversy in the Commonwealth of Pennsylvania, due to the number of orders that have been issued by what has been termed an inadequate number of inspectors.

Mr. President, I would suggest that this resolution be referred to the appropriate committee. Therefore, I object to its immediate consideration.

Mr. WEINER. Mr. President, I believe that the Senator from Norhampton is seeking to solve a very serious situation that exists in our Commonwealth. I believe in his resolution he probably points out that we are, in this State, supporting 1,500 fish and game wardens. I think that our children in this Commonwealth, who are as important to us as our wildlife, should at least receive the same consideration. That is why Senator Rooney is asking for immediate consideration of this resolution.

I believe the Senator from Northampton will withdraw his request for immediate consideration if the committee to which the resolution is referred will give it some serious consideration, and do so soon.

Mr. BERGER. Mr. President, I am sure that the committee will give the resolution prompt and serious consideration. However, I would like to point out that the comparison to the number of fish and game wardens in the Commonwealth has very little to do with the number of industrial inspectors in the Department of Labor and Industry. The implication is that they can take some fish wardens and make them industrial inspectors, which has been suspected by many of us as being the fact for some time.

I believe that the intent of the resolution is to provide more inspectors and not less fish wardens.

The PRESIDENT. Senator Rooney, are you willing to withdraw your request for immediate consideration of this resolution?

Mr. ROONEY. Yes, Mr. President. However, I would like to clarify the subject just for a minute.

I would first like to state that I am not against the fish and game wardens in any way whatsoever. I am merely interested in the health and safety of the millions of people in Pennsylvania.

One hundred and thirty-seven safety inspectors in the Department of Labor and Industry are charged with the responsibility of looking out for the safety of 1,400 public schools, some 150 colleges, 700 parochial schools, the hospitals and convalescent homes in Pennsylvania, and a quarter of a million factories, along with millions of pressure vessels that can possibly explode. We need fish and game wardens and we need safety inspectors, but I feel that we do need more safety inspectors.

I will withdraw my request for immediate consideration. However, I sincerely hope that the committee to which the resolution is assigned will give it serious consideration.

The PRESIDENT. The resolution is referred to the Committee on Labor and Industry.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. BLASS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Chester L. Snyder, Route 1, Hanover, York County, for appointment as Justice of the Peace in and for the Township of West Manheim, York County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF FUNERAL DIRECTORS

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Thaddeus S. Vincent, Danville, Montour County, for appointment as a member of the State Board of Funeral Directors, from August 31, 1958, until August 31, 1963, or until his successor is appointed and qualified.

DAVID L. LAWRENCE.

REGISTER OF WILLS AND EX OFFICIO CLERK OF THE ORPHANS' COURT IN AND FOR THE CITY AND COUNTY OF PHILADELPHIA

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John E. Walsh, Jr., Esq., 3917 Vaux Street, Philadelphia, Philadelphia County, for appointment as Register of Wills and ex officio Clerk of the Orphans' Court in and for the City and County of Philadelphia, until the first Monday of January 1960, vice Hon. Bernard J. Kelley, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for reappointment as members of the Pennsylvania Historical and Museum Commission, until the third Tuesday of January 1963, and until their successors shall have been appointed and qualified:

Frank W. Melvin, 3211 West Penn Street, Philadelphia, Philadelphia County.

J. Bennett Nolan, 432 Oley Street, Reading, Berks County.

Dr. John W. Oliver, 55 Hoodridge Drive, Mt. Lebanon, Allegheny County.

Mrs. Eleanor H. Smith, 3460 Schoolhouse Lane, Germantown, Philadelphia County.

Miss Grace A. Rankin, 706 Coal Street, Wilkinsburg, Allegheny County.

James B. Stevenson, 430 East Main Street, Titusville, Crawford County.

Dr. Maurice Mook, The Pennsylvania State University, University Park, Centre County.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate D. George Bloom, Johnstown, Cambria County, for appointment as a member of the State Board of Medical Education and Licensure from October 3, 1957, for the term of four years, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Arthur D. Sipe, R.D. 1, Dallastown, York County for appointment as Justice of the Peace in and for the Township of York, York County, to serve until the first Monday of January 1960, vice R. L. Ruhl, deceased.

DAVID L. LAWRENCE.

MEMBERS OF THE FRANKLIN COUNTY BOARD OF ASSISTANCE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the Franklin County Board of Assistance:

Rev. Francis J. Heltshe (Democrat), 320 Philadelphia Avenue, Chambersburg, Franklin County, until December 31, 1960, and until his successor is duly appointed and qualified by reason of the removal from the Commonwealth of Rev. Benjamin V. Lavey.

J. Raymond Myers (Republican), 31 West Seminary Street, Mercersburg, Franklin County, until December 31, 1961, and until his successor is duly appointed and qualified, vice Mrs. Margaret McLaughlin, Mercersburg, whose term expired.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James G. Parrish, Rear 924 Second Street, Cresson, Cambria County, for appointment as Justice of the Peace in and for the Borough of Cresson, Cambria County, to serve until the first Monday of January 1960, vice J. Paul Melanson, resigned.

DAVID L. LAWRENCE.

ALDERMAN

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Catherine R. McCormick, 55 South Mount Vernon Avenue, Uniontown, Fayette County, for appointment as Alderman in and for the Seventh Ward of the City of Uniontown, Fayette County, to serve until the first Monday of January 1960, vice Robert C. McCormick, deceased.

DAVID L. LAWRENCE.

A motion was made by Mr. FLEMING and Mr. BLASS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. BLASS. Mr.. President, I second the motion.

The motion was agreed to.

SENATE CONCURRENT RESOLUTION

RECALLING FROM THE GOVERNOR SENATE BILL No. 29

Mr. BERGER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER offered the following resolution which was read, considered and agreed to:

In the Senate, April 14, 1959.

Resolved (if the House of Representatives concur), That Senate Bill No. 29, Printer's No. 29, entitled "An act amending the act of May 4, 1927 (P. L. 519) entitled 'An act concerning boroughs, and revising amending and consolidating the law relating to boroughs' authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid operators of fire apparatus shall take physical examinations," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

CALENDAR

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 22, entitled:

An Act amending the act of March 10 1949 (P L 30) entitled "Public School Code of 1949" authorizing payments to joint school boards and joint s chool committees by the Commonwealth

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth.	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 44, Printer's No. 406;

Senate Bill No. 45, Printer's No. 407;

Senate Bill No. 116, Printer's No.. 125; and

Senate Bill No. 117, Printer's No. 126..

The PRESIDENT.. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 130, entitled:

An Act amending the act of June 20, 1919 (P. L. 521), entitled "Transfer Inheritance Tax Law," changing the tax rate on property transferred to brothers or sisters.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WEINER. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Section 2, page 3, line 14, by striking out after the word of "five" and inserting in lieu thereof the word: "ten."

Will the Senate agree to the amendment?

On the question,

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 130, Printer's No. 139, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeable to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 141, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017), entitled "County Institution District Law" increasing the powers and duties of institution districs.

And the amendments made thereto having been printed time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. LANE. Mr. President, Senate Bill No. 141 is a piece of legislation which was sponsored by Senator Ruth, Senator Berger, Senator Pechan, Senator Silvert and myself. It has to do with the establishment of foster homes by the various institution districts in the various counties and cities.

This is a great forward step and will provide foster homes for aged people who are now in institutions, or those who may be on public relief. It seems to me that they are entitled to the right to have a home. I think most of the elderly people who are now in institutions would prefer to have home life again.

Under the program, Mr. President, the Department of Public Welfare will set up rules and regulations whereby these elderly people will be protected. The homes will have to meet qualifications as set up the Department of Public Welfare.

I would like to read to you just a portion of an opinion which was given to me by Deputy Attorney General Harrington Adams. It reads as follows:

> "This bill would allow county institution districts to pay all or part of the costs in maintaining aged persons in foster homes. At the present time, the county institution districts do care for the aged in central institutions. This proposed amendment would diversify the type of quarters available for the aged and would result in a reduction in maintenance costs."

I want to say to the Chairman of the Committee on State Government and to the Chairman of the Com-

mittee on Public Health and Welfare that companion measures, which will augment and, of course, expedite the setting up of this program, are in their committees; namely, Senate Bill No. 142 and Senate Bill No. 143.

I believe the Senate of Pennsylvania is taking a great forward step in passing this type of legislation.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 183, entitled:

An Act amending the act of May 29, 1931 (P. L. 280) entitled "Local Delinquent Tax Return Law" providing that notice to the owner or terre tenant of lands to be sold for taxes be served by registered or certified mail.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 194, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing provisions relating to reimbursement on account of school building rentals and sinking fund charges in certain cases.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WAGNER. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Section 1 (Section 2574 (d), page 2, lines 13 to 18, and page 3, lines 1 to 3, by striking out "party to" in line 13, and all of lines 14 to 18 on page 2, and all of lines 1 to 3 on page 3, and inserting in lieu thereof: "divided in the approved county plan so as to be a part of two or more administrative units serving the same grade levels only that portion of the market valuation equal to the ratio of the average daily membership of pupils enrolled in the schools of the joint board to the total average daily membership of resident pupils of the district shall be used for purposes of apportioning the approved reimburable rental among the districts for a school project constructed for said joint board."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on the third reading, as amended?

BILL OVER IN ORDER

Mr. WAGNER. Mr. President, I ask unanimous consent that Senate Bill No. 194, Printer's No. 627, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 201, entitled:

An Act amending the act of June 5, 1947 (P. L. 426) entitled "The Pennsylvania Seed Act of 1947" including the words "nursery crops" in the definition of "agricultural seeds" adding and removing certain packaging and labeling requirements and granting additional powers to the department.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 202, entitled:

An Act amending the act of July 22, 1913 (P. L. 928) entitled "Domestic Animal Disease Suppression Law" prohibiting the sale or use of virulent live virus except under certain circumstances.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 222, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" adding purposes for which school taxes may be levied and extending the taxing power of school districts of the fourth class.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 223, Printer's No. 240, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 236, entitled:

An act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" prohibiting the granting of teachers certificates to persons with communicable diseases or mental disorders and providing for their granting to certain persons with major physical disabilities.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate Proceeded to the third reading and consideration of Senate Bill No. 259, entitled:

An Act amending the act of April 18, 1949 (P. L. 512) entitled "Fiduciaries Act of 1949" revising and changing provisions relating to settlement of small estates on petition family exemptions persons entitled to letters of administration delegation of power distribution by guardian of incompetent personal representative or trustee distribution of small estates bonds of guardians named in conveyance and powers duties and liabilities of guardians appointed by court.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 375, entitled:

An Act amending the act of April 6, 1951 (P. L. 69) entitled "The Landlord and Tenant Act of 1951" exempting additional property from execution by landlord for nonpayment of rent.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler,	Pechan,	Taylor,
Chapman,	Kopriver, Jr.,	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Elliott,	Mahady,	Sarraf,	Watkins,
Flack,	Mallery,	Scott,	Weiner,
Fleming,	McCreesh,	Seyler,	Walley,
Harney,	McGinnis,	Shafer,	Wolfe,
	McMenamin,		

NAYS—1

Ehrgood,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 400, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code" prohibiting the malicious injury or destruction of property of others and prescribing penalties therefor.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler,	Pechan,	Taylor,
Chapman,	Kopriver, Jr.,	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Walley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No.. 412, entitled:

An Act authorizing courts to alter, modify, suspend, reinstate, terminate, amend or rescind any order, decree, judgment or sentence for a period of thirty days from the date of entering of record the order, decree, judgment or sentence.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler,	Pechan,	Taylor,
Chapman,	Kopriver, Jr.,	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Walley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 421, entitled:

An Act amending the act of July 24, 1913 (P. L. 945), entitled "Commodities Weight and Measure Law" regulating the sale and delivery of vegetable and flower seeds.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler,	Pechan,	Taylor,
Chapman,	Kopriver, Jr.,	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Walley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Orodered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate preceeded to the third reading and consideration of House Bill No. 499, entitled:

An Act amending the act of June 1, 1945 (P. L. 1340), entitled "Motor Vehicle Safety Responsibility Act" by changing the short title of the act.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler,	Pechan,	Taylor,
Chapman,	Kopriver, Jr.,	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Walley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majotrity of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 500, entitled:

An Act consolidating and revising the Vehicle Code the Tractor Code the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership, possession and use of vehicles and tractors.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler,	Pechan,	Taylor,
Chapman,	Kopriver, Jr.,	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Walley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 530, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing the Superintendent of Public Instruction to withhold appropriations from school districts and arrange payments to lending agencies in certain cases.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler,	Pechan,	Taylor,
Chapman,	Kopriver, Jr.,	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Walley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 587, entitled:

An Act providing for the destruction of certain records and papers upon petition in cities of the first class.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler,	Pechan,	Taylor,
Chapman,	Kopriver, Jr.,	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Walley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 619, entitled:

An Act amending the act of July 8, 1957 (P. L. 594) entitled "Pennsylvania Cigarette Tax Act of 1957, continuing the aditional excise tax for a limited period of time and imposing an additional state excise tax to provide funds to repay principay interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler,	Pechan,	Taylor,
Chapman,	Kopriver, Jr.,	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Walley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 620, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund defining the powers and duties of the Governor the Auditor General the State Treasurer and the redemption and refunding of such bonds and making an appropriation.

And said bill having been read at length the third time, and agreed to,

And amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler,	Pechan,	Taylor,
Chapman,	Kopriver, Jr.,	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mahady,	Sarraf,	Watkins,
Elliott,	Mallery,	Scott,	Weiner,
Flack,	McCreesh,	Seyler,	Walley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 61, Printer's No. 61; and

House Bill No. 163, Printer's No. 301.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 216, Printer's No. 230; and

Senate Bill No. 221, Printer's No. 628.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 287, entitled:

An Act amending the act of May 21, 1931 (P. L. 149) entitled as amended "The Liquid Fuels Tax Act" further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 313, Printer's No. 67, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of ouse Bill No. 315, entitled:

An Act amending the act of July 2, 1935 (P. L. 589) entitled "Milk Sanitation Law" relieving the Secretary of Health and the Advisory Health Board of certain powers and duties imposing powers and duties on the Secretary of Agriculture defining certified milk and canned milk and providing for the sale of canned milk establishing certain fees requiring additional information to be on milk when sold providing that a brucellosis test be given to certain cows permitting milk plants to be used in the preparation of certain fruit juices and milk products and extending certain provisions of the act to milk products.

The first, second and third sections were read and agreed to.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. WEINER offered the following amendments:

Amend Sec. 4 (Sec. 7), page 7, line 4, by inserting brackets before "or" where it appears the first time in said line and after "or" where it appears the second time and inserting immediately thereafter: "of the"; Amend Sec. 4 (Sec. 7), page 7, line 4, by inserting after "manufacturer": "or distributor"; Amend Sec. 4 (Sec. 7), page 7, lines 5 and 6, by inserting a bracket before "and" where it appears the first time in line 5 and after "manufactured" in line 6, and inserting immediately thereafter: "and a statement of the net contents. 'Packages bearing a distributor's name and address must bear a code approved by the secretary identifying the manufacturer and the plant where manufactured. When products are sold under a distributor's name and address, the package or container must bear the words "Registered with the Pennsylvania Department of Agriculture," the following abbreviation being acceptable: 'Reg. Penna. Dept. Agr.,' and the code mark shall immediately follow these words."

They were agreed to.

The section was agreed to as amended.

The fifth and sixth sections and title were read and agreed to.

And said bill having been read at length the second time as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that House Bill No. 315, Printer's No. 243, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 356, Printer's No. 383;
Senate Bill No. 379, Printer's No. 630; and
Senate Bill No. 389, Printer's No. 612.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 434, entitled:

An Act amending the act of June 21 1937 (P L 1982) entitled "An act authorizing the Supreme Court of Pennsylvania to prescribe rules of practice and procedure in civil actions at law and in equity in certain courts of this Commonwealth to prescribe rules and regulations for the conduct of any general business either civil or criminal by judges of any court of record ....." granting the power to prescribe rules of practice and procedure in civil matters in the courts of quarter sessions.

The first section was read,

On the question,

Will the Senate agree to the section?

MOTION TO RECOMMIT BILL

Mr. STIEFEL. I want to make a motion, Mr. President, that this bill be recommitted for further study.

I have great respect for the Committee on Judiciary General and for its learned and capable chairman. However, I believe that this bill should get more attention and further study. It is another step towards concentrated power.

I have all the confidence in the Supreme Court of Pennsylvania, but I believe that it has so much to do and so much to attend to that it cannot spend too much time in study on prescribing rules and regulations for the Courts of Quarter Sessions. This should be done by the Judges in each county in order to provide flexibility. Anything that comes from above always spells rigidity.

For this reason, Mr. President, I believe it would be for the best to have this bill sent back to committee for further study, and I so move.

Mr. SILVERT. Mr. President, I regret that I cannot agree with my colleague, Senator Stiefel.

This bill was studied by the Task Force and it was recommended that it be offered as legislation. The power granted to the Supreme Court here is not a total power because the bill provides, on page 4, that:

"Each of the Courts of Common pleas, each of the Courts of Common Pleas, each of the Courts of Quarter Sessions, the County Court of Allegheny County, the Municipal Court of Philadelphia and other courts established by the General Assembly may adopt additional local rules for the conduct of its business which shall not be inconsistent with or in conflict with such general rules prescribed by the Supreme Court of Pennsylvania . . ."

The PRESIDENT. Senator Silvert, may the Chair remind you that this is only a motion to recommit?

Mr. SILVERT. Mr. President, I am opposed to the motion.

The PRESIDENT. You are opposing the motion to recommit and debate is restricted to the motion to recommit, and does not extend to the bill itself.

Mr. SILVERT. Mr. President, I am assuming then that I am restricted to the bare statement that I am opposed to the recommittal of this bill.

Mr. McMENAMIN. If one more lawyer can get into this discussion, Mr. President, I would like to say that I agree in part and disagree in part with each of the two previous speakers, my distinguished colleagues.

I agree with what Senator Silvert had to say, but I wanted to point out that there has been no second to this motion and, therefore, it is irrelevant and should be stricken from the record. However, as a matter of courtesy and because Senator Stiefel, our distinguished friend from Philadelphia, asked me to do so, I am seconding this motion.

While I do not agree with the reasons that he has advanced for the recommittal of this bill, I would, likewise, vote against its recommittal.

On the question,

Will the Senate agree to the motion?

Mr. BERGER. Mr. President, this bill is a bill that has been recommended by a Task Force of the Joint State Government Commission and there is a motion to recommit before the Senate. I, therefore, will await the decision on that motion before saying anything further.

I will, however, request that my colleagues vote "no" on the motion to recommit. I believe that this bill can be studied very handily while it is on the Calendar for the time it would take to understand it.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the section?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I now ask unanimous consent that Senate Bill No. 434, Printer's No. 613, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 512, Printer's No. 547, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 665, entitled:

An Act amending the act of March 6, 1956 (P. L. 1228) entitled as amended "Selective Sales and Use Tax Act" defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increases exempting certain property or persons from the tax and clarifying the scope of such exemptions extending thet tax credit provision to include certain services changing the provisions relating to licenses collection of tax and returns extending the retail sales presumpion to include certain services allocating the tax proceeds for public education and imposing additional penalties.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER. Mr. President, it is well known to everyone in this room I believe, including the people who are here as visitors, that this bill, House Bill 665, Printer's No. 299, and the next bill, House Bill No. 666, Printer's No. 300, are the tax bills which have been pased by the House and sent to the Senate.

It is equally well known that we plan to have a late session, or rather an early morning session on Wednesday, commencing at 12:01 a.m., for the purpose of acting upon these bills finally. I ask the indulgence of the Chair, and of my colleagues, to make a few remarks while this bill is on Second Reading and preclude the necessity of taking up time in the early morning hours for debate upon this bill.

Mr. President, in order to pass this tax bill, or any tax bill in the Senate, the Republicans will have to cast, under existing conditions, five affirmative votes and we recognize this responsibility. In no sense, however, do we on this side adopt this bill as our program or as a bipartisan program.

The percentage rate fixed in this bill at three and one-half per cent is an awkward and a misleading rate. It will certainly cause great confusion and inconvenience in the collection of the tax by the businessman who has to collect it and has a limited staff of employees, and who must rely on people who are somewhat less than expert mathematicians in the conduct and assistance of his business. Charts will have to be furnished and we will have to expect our Revenue Repartment to forebear in the imposition of penalties until such charts can be produced and supplied for the use of the citizens who have to collect the tax at this rate.

Mr. President, because we feel a real concern on this side over the conditions that the Democratic Administrations have created in Pennsylvania's fiscal picture, we are hastening the passage of this bill so that collections will commence promptly and some of the financial pressure on the State will be relieved.

We regret that so much time has been lost and revenue lost in reaching the compromise point where a tax bill, however onorous as this one is, may be passed and signed by the Governor and revenue production commenced.

The stand taken by the Governor, Mr. President, in insisting on the tax package suggested by the Tax Study Commission has, of course, resulted in precluding the study and proposal of other measures that might have

been less burdensome. But, at any rate, here is a tax bill, such as it is.

A large part of the money from taxes which will be paid in the next biennium will have to be devoted to getting the State out of its deficit position to the tune of the terrific sum of $178,000,000.

It is just a smelly, old, dead horse, but we and all the taxpayers are forced to buy it. How unfortunate for the Pennsylvania people that this situation was not made known to them and to us as their representatives when it became appaernt last year that this deficit was in the making. How much worse that the logical and sensible course was not taken last year, that of cutting down on extravagant spending and of calling a Special Session of the General Assembly to meet the crisis.

We respectfully suggest to Governor Lawrence that he consider carefully the statement of his predecessor when running for the office of Governor, that there were 10,000 drones on the State payroll. These, of course, have long since been replaced by diligent Democratic employees and 12,000 more have moved in. Surely if 10,000 drones were on the State payrolls in 1955 and their places have now been taken by people of ambition and zeal, the need for the new 12,000, or at least part of them, is hardly apparent.

A quick calculation might suggest that about $100,000,000 in the next biennium might be found in that area.

Mr. President, we on this side have agreed—and the facts are well known to the public and the press—that we expect to cast five affirmative votes for the passage of these two bills. It does not mean that we endorse the tax package nor are we adopting it or considering it in any sense as a bipartisan program. We are meeting the responsibility which we have in accordance with the necessities of the situation.

Mr. WEINER. Mr. President, I do not believe that anyone in the Administration or anyone who holds a responsible position and has anything to do with this tax program, and is a member of the Democratic Party, has ever stated that they are not taking the responsibility for this tax. The Governor has repeated on many occasions to both parties, who were present at all the meetings that we have had, and has stated categorically that he was assuming the responsibility of this tax program and that it was the Party's responsibility to come up with a program.

Senator Berger has stated that he feels in many ways this tax may be bad, and I might, in certain areas, agree with him. However, we find ourselves in a situation where we must raise the money. The people, in their wisdom, have seen fit to put one Party in the Executive Branch of this Government. They have also seen fit, in their wisdom, to put the same Party in control of the House. When I say "control," I use that in quotes because it is very paper thin. We had 108 Members. Due to the death of a Member, we only have 107. When you visualize that you must obtain 106 votes to pass any type of legislation and the make-up of people being what it is, regardless of the party they belong to, you begin to realize the magnitude of the problem of mustering the kind of support that you need behind any type of program.

In this Senate Chamber the people, in their wisdom, have seen fit to put the control in the opposite Party. That may or may not be good for the State, but I am not here to concern myself with that. Even here that majority is rather thin because it takes twenty-six Members to pass any kind of a program. The Republican Members on the other side of the aisle have twenty-eight of those Members. Therefore, when we get down to talking about programs, this is the only approach that any of us can take, unless we are going to spend a long time sitting here fighting with each other and getting no where and not helping the State with its problems, and bickering here over a long period of time and not accomplishing very much.

Much has been said about the Tax Study Commission. I think a word ought to be said here about it. This committee met, and I am not quarreling with the make-up of the committee or its report. I may have some reservations, as everyone has about any report which is handed to the Members of the Legislature, because the final responsibility is ours. However, by the same token, we tried here over the last four years to write a tax program within the confines of the equipment that we have available to us. What happened? We were here for seventeen months.

Now the Republican Party blazed the trail for sales tax in this State. We tried other types of taxation, but we just could not get the votes to put it across and finally ended up with a sales tax. That helped to solve the Commonwealth's problem at that time and we have continued on with that tax.

I do not say, and I will not say it publicly, that the Democratic Party did not oppose this taxation or the theory behind it. However, we find ourselves in the situation today where we have a $178,000,000 deficit. We have needy problems in the state. All of us have addressed ourselves to the problems of mental health, hospitalization and the other programs that go with it, and we cannot cut these programs off or cut them back.

It was of interest to me to speak to one of the gentlemen on the other side of the aisle who has been here a good many days longer than I have, and he was telling me that he remembered a time when the budget in this State was equal to what the Department of Public Instruction is asking for today, which is $800,000,000.

We have come a long way from that time and I do not know that the end is particularly in sight. I feel that the only approach that we can make to this program is the aproach that we are making here, hoping that some outside force that is representative of all strata, economic and social strata, in our Commonwealth can aid us in determining what the solution to this problem will be.

We do not, of necessity, due to a lack of funds, have the equipment or the personnel to devise a tax program or to completely study this problem and present it to us. We are faced constantly with the problem of coming to the Senate and taking a good many of the things that we receive, on both sides of the aisle, on faith; on the decency of the people that we are dealing with, and hoping that these are the best formulae for solving the problems and the difficulties that beset us on every turn of the road.

When we come up with a tax program, it does not have to be perfect; it does not even have to be the solution to all our problems because as you and I well know,—and I am sure that we will differ on this—this sales tax bill is due to raise $163,000,000 in new money. Some of the

Members on the other side will say that it will raise considerably more money. When we project into the future as to what will happen in the next biennium or bienia, the best that we can do is make "an educated guess:" This guess is based on the figures presented to us. They may be erroneous. How can we forsee or foretell whether there will be a recession? Where the State of Pennsylvania finds itself in the hole to the extent of $178,000,000 the Federal Government finds itself in the very same predicament to the tune of $12,000,000,000.

The United States Congress meets every year. We meet only once every other year, so how can we, with the equipment we have, come up with a perfect program or any kind of a program that would solve the problems before us. Of course, if we had the votes in both Houses, the problem would be completely ours. It may be that we might not pick this type of program. It might be that we would pick another program or it might be that we would expand the present program as it exists and have across-the-board taxes on everything. I cannot answer that question. It is asking me to look into the future. However, I think that no one on the Democratic side has ever said that the responsibility is not ours because the Governor happens to be of the same party that we are, nor has anyone on this side ever said that they will not try to do the best possible job that they can with the equipment that we have at hand.

Therefore, I think if Senator Berger, and the Members on the other side who are going to supply the necessary votes, fail to do so, we will have to continue to remain here for the next two or three years until we can get the votes or maybe we will never get them and the problems of the Commonwealth will just continue to multiply. However, by the very fact that you must supply the votes and we are supplying part of the votes, I think in that sense you are talking of a bipartisan program without it you would have "no program whatsoever."

In the House, we received no Republican help so that where they could help themselves, they have done so. On our side in the Senate, it is impossible for us to do so because of the twenty-six votes that are needed and the best that we can muster is twenty-two, if everyone were present and in their seats. In that sense, I think we have a bipartisan program.

I think, at this time, for us to quarrel with each other about the program, or the operation of it, or what it does or its inequities is a little bit late in the day because the Commonwealth is suffering and suffering badly every day that we do delay.

I do not want to unduly delay the movement of this bill or the progress of it, because I think all of us are unanimously agreed that the Commonwealth does need the money. This happens to be the one avenue that all of us can agree upon, and which will take us to the path that we are trying to get to and the goal that we are all trying to reach in helping all the people of this Commonwealth.

Mr. PECHAN. Mr. President, when my colleagues on the Republican side elected me as one of their officers, that honor also carried responsibility. We know that over on the Democratic side they only have twenty-two votes. Sometime ago, the Governor was told that if the bill were amended, we, on the Republican side, would provide sufficient votes to pass the bill. Tonight, at the midnight Session, when the bill is on Third Reading, I expect to vote in favor of that measure.

Yesterday, Senator Lane and I talked about the $178,000,000 which is going to recur in the 1961-1963 Session. There are many other revenue-raising bills still in the House, and I am hoping those bills can be amended so that the $178,000,000 will not again recur.

I have repeatedly said, not only to my colleagues but to the entire Membership and to my people back home, that I wanted to make a thorough study of the budget and see where it could be cut. I wanted to make sure that the appropriation requests in the budget, as presented to us by Governor Lawrence, are justified. I wanted to make sure that the money the Governor is asking for is absolutely needed. I think there are many areas in which we can cut the budget. I am convinced that even the budget in the Department of Public Welfare can be cut. However, we are going to come to that matter. As you know, we are having an investigation of that department. Under Senator Stevenson's Appropriation Subcommittee, they are studying the Department of Public Welfare budget, but that is coming a little later on.

Mr. President, I do not like House Bill No. 665 the way it stands. However, I do not want to be accused of hamstringing Governor Lawrence's Administration. He claims that he is losing some $367,000 a day. Sometimes, I feel that when he does not have that money, the taxpayers are actually saving $367,000 a day. Had Governor Lawrence not been so obstinate four weeks ago, when we told him we would furnish the necessary votes if the bill were amended, he would now have in his coffers some $10,000,000 more than this bill is going to produce.

Rather than delay this matter any longer, we are going to supply the votes. I am going to be one of those who is going to help supply them. I am going to vote for many appropriations which I think are justified. I would feel like a faker if I would not also vote for the revenue-raising measures.

I feel certain that this bill, House Bill No. 665,—even though it is not the type of bill that I like nor one that I can look at and think it is the best kind of legistlation—is a lot better than some of the bills that are going to follow and which will come from the House.

Mr. WEINER. Mr. President, I tried very hard to follow Senator Pechan. It was not too difficult to do that. The one piece of logic which escapes me, however, is how by not paying your bills it puts money into your pocket. The people do not have money by not paying taxes; they only delay paying what has to be paid for eventually. I fail to see the theory or reasoning behind that argument.

I do take exception to Senator Pechan's remarks about the Governor being obstinate. I think the Governor stated on many occasions and in the presence of Senator Pechan—it might well be that I have wronged Senator Pechan. He may not have been at the meetings. If I am mistaken, I want to apologize to Senator Pechan. However, my recollection—and I do not believe it is faulty in this instance—was that the Governor did not want to break the package that the Tax Study Commission had sent to him. The reason for this is that once you break it for one person, party or group, you then have the entire problem before you where all the rest of the people who are included in the program now want out.

I think none of us are that naive or that practical minded that we do not realize that there are gentlemen present on this Hill and in this very Chamber who make it their business to keep a close account on what goes on in this Senate. If they feel in any way that they are being somewhat injured or that the people whom they represent are in some way annoyed or hurt, they will speak out and speak out loudly.

The Governor felt that once he took a position which in any way removed any of these people, it would open the door for all other people who felt they were being hurt to come forward at that time and state that he did so and so for Mr. "X" and they would expect the same treatment. They would have been correct.

The problem which exists about taxation is that everybody is in favor of it. Everybody is for spending and everybody wants appropriations. However, when you talk about taxing, everybody says, "Yes, let us have taxes, but do not tax me." When you have that type of a situation, I think you must try to work out the most equitable and broadest base that you can possibly operate on in order to obtain the most money for the Commonwealth under the present conditions.

Mr. EHRGOOD. Mr. President, I will probably stand here tonight and cast an affirmative vote for this tax bill, somewhat in the position of a reluctant dragon. However, there are certain reasons why I believe I must vote for the bill. Certainly, the three and one-half per cent sales tax bill is far from perfect and I am happy to hear the Minority Leader admit to that fact. Also, compromise is a two-way street. I will give the Governor this credit; that after a great deal of pressure, two of the very glaring inequities have been removed from the bill, although they will probably come up for further consideration in separate amendments.

The Majority Leader has mentioned the awkward rate of the tax in itself. Of course, the thing which bothers me mostly about this tax bill is the tax on restaurant foods, with the reduction of the exemption to eleven cents. I feel that is inequitable. However, in any matter which comes before a Legislator, I believe you must balance the good of all as against the personal objections to a few parts of the bill. I do not believe there is any tax bill in the world that would be applauded by anyone in this Senate or by anyone in this Commonwealth.

The one consideration that leads me to vote for this bill is the fact that the very make-up of this Senate,—twenty-eight Republicans and twenty-two Democrats—make me decide that we must have, for the passage of any tax bill, twenty-six votes. Unfortunately, there only twenty-one Democratic votes present, due to the very legitimate reason that one is absent. The officers of the Republican Senate have decided that they should stick their necks out and vote for the bill, and they obviously need one other vote because there are only four Republican Members of the Senate who are officers. Therefore, there are only four who could legitimately provide their votes and one more vote is needed. I guess, perhaps, I am somewhat in the position of a reluctant dragon.

There is a dilemma, of coures, imposed by reason of any tax bill. As I stated previously, the bill is not perfect and I do not believe it is perfect. However, in arriving at a conclusion to volunteer my services, I have to try to balance the equities in my mind. I would point out, as Senator Weiner did, the mental health program. I can point right in Berks County, which serves Lebanon County, to the Wernersville State Hospital. It is requesting an increased appropriation, from $4,976,000 to $5,890,501. That is important to me, but more than the fact that it is important to me, it is important to the citizens of Lebanon County, and I am sure of Berks County and I am sure of even Lancaster County. It is for reasons such as these that I reluctantly go ahead and am in favor of a tax bill such as this one.

Another reason I could easily give is the increased aid for State Teachers Colleges, for higher education and for the State-aided universities. I feel very strongly that something must be done, even above what the Governor has recommended. It is for that reason and for many other reasons that I, myself, feel that I will help assume the responsibility of the Democratic Party in passing this tax measure. After all, it appears that there are many tax measures to come before this Senate. I tried to find out what is the lesser of the evils.

I will state right now that you will not get my vote, under any circumstances, for any tax bills such as the personal property tax, such as the tax on tobacco and many others. This is one, however, that I think we can all, perhaps, vote on and pass for the benefit of the Commonwealth, as a whole. This is something which I think will help us, instead of staying here seventeen months, as we did under the Leader Administration, to solve the problem.

I believe the Republican Party is rising above what, I believe, unfortunately the Democratic Party ever did, by giving votes for a tax measure.

I say once again, I do not enjoy coming up here and voting for tax measures and I do not enjoy voting in favor of this particular tax measure. I do not believe it is perfect and, yet, it is better than many of the others so proposed.

Mr. HAYS. Mr. President, I am not sure what team is speaking over there, but I am down pretty low on this team. I had a coach one time who talked about the "wildcats." They used the other team's plays, and maybe that is where I am. I do want to say that I shall, of course, vote quite willingly and enthusiastically for House Bill No. 665.

I do want to call attention to the fact, however, that on line 5, page 2, and on page 40, the paragraph beginning with line 10, there is an implication that there is a Special Education Fund in the State Treasury. Of course, I think all of us know that in the same sense that there is a Highway Fund, there is no State Education Fund. Therefore, I just simply want to rise and deplore this implication in the bill.

Mr. SILVERT. Mr. President, last Wednesday I read an editorial in the Bulletin. It was so keen that I thought Duke Kaminsky wrote it, but he admitted to me that he did not. It was also prophetic. I should like to take a minute or two to read this editorial into the record.

It is titled:

> "Sincerely Political
>
> "If sincerity were a common commodity at Harrisburg, it would be easy to understand why Governor Lawrence's tax program has come to what seems to be a dead end."

That was last week. The dead end is now appearing.

> "You could then assume that more than half of the members of the House of Representatives

had searched their consciences and come to the belief that a three and one-half per cent sales tax with trimmings is not the best way to raise the new money needed.

"This explanation would start to strain the imagination when you observed that all the Republicans had reached this conclusion and nearly all the Democrats the opposite conclusion. The strain would get to the boggling point when you remembered that a few years ago Republicans and Democrats, largely the same persons, held exactly the opposite views about the sales tax.

"Clearly, party solidarity outranks sincerity."

Of course, that was last week.

"The reasons are simple. A big minority such as the Republicans now have can, with a little luck, accomplish two things. It can get taxes adjusted as it wishes, but still stick the majority with full blame for them. And it can hamstring the administration, helping it make a poor record with a view to attacking that poor record later.

"This is putting politics ahead of the well-being of the Commonwealth, for it would be possible to reach a bipartisan agreement at once instead of eventually, as surely will be the case. But politics always comes first no matter which party is at bat."

May I say to you, Mr. President, that politics apparently does not come first today, because the Republicans have agreed to give us the necessary five votes. I want to congratulate the Republicans for reaching that decision as quickly as they did.

Mr. FLEMING. Mr. President and Members of the Senate, I presume it does not take a crystal ball for you people to know that mine is one of the votes which will be cast in favor of this measure tonight. However, I do want to rise, Mr. President, to endorse the statements made by our Majority Leader, Senator Berger. He expressed very clearly, I believe, the sentiment of the Republican Caucus, over which I have the honor to preside. That is the place, as you all know, where our real decisions are made.

The Republican Party felt, and still feels, that it is the responsibility of the Governor and the Democratic House of Representatives to present a tax program, good or bad. They must stand behind it, it must be theirs. As Senator Weiner suggested to the Senate, the Governor has said he would be responsible for the program and we want it to be very clear to the people of Pennsylvania that it is his program.

We also recognize the fact that you only have, at the present moment, twenty-one votes on that side of the Senate, and the leadership in the Republican Caucus felt that it was their responsibility to furnish the necessary votes, which we are going to do tomorrow morning.

We would like to call to the attention not only of the Legislature in Harrisburg, but to all the citizens of Pennsylvania, that there was delay. Whose fault it was I do not know but the tax measure did not come over. I would draw to the attention of everyone that where the Republican Party and where the Republican Senate is in a position to place a tax measure on the books, the measure that Governor Lawrence has advanced and advoated to the people of Pennsylvania, we are going to make it possible for him to put that into law within forty-eight hours of receiving it in our hands.

Certainly we cannot be charged by anyone with dilatory tactics or in any way attempting to stop the orderly processes of government in Pennsylvania. We assure you gentlemen, and we assure all the people of Pennsylvania, that the orderly process of government will go on with our help.

Mr. BERGER. Mr. President, if I may have the indulgence of the Chair for just one moment, I want to clear up one impression that might have been left in connection with House Bill No. 665. It is that the present form of the bill, as it appears here, is not because of any conditions which were attached by us in the Senate as to the form in which it should come over.

Our only suggestion, in connection with this tax bill, was that the Administration accept a bill which the Democratic Members of the House would pass. They were objecting to passing the features which were amended out of the bill in the House. Those features were the trade-ins and the tax on beer and liquor. Those were not conditions attached to the bill by us in the Senate.

Mr. SEYLER. Mr. President, I would just like to take a moment to rise in defense of some of my Republican colleagues. Senator Pechan is a very genial fellow but sometimes, in wandering around in his discourse at the microphone, he says something which has implications which are not what he intended, I am sure.

I understood Senator Pechan to say that he felt that since he was voting for appropriations, if he did not vote for this tax bill he would feel that he was a faker. That implies that any of his colleagues who take that position and do not vote for this bill might be in that category. I am sure the Senator did not mean to leave that impression, and I just wanted to call it to his attention.

Mr. PECHAN. Mr. President, I want to thank my very good friend, Senator Seyler, for bringing this to the attention of my colleagues. If I left that impression, it certainly was erroneous. I meant to convey that I would certainly be a faker to vote for all appropriations and not vote for tax measures.

I know if I want to spend money at home, I have to have it. This bill does not meet with my approval. I do not think it is a perfect bill, but it is lesser of two evils.

As Senator Fleming just brought forth, we must have the orderly process of government go on. I do not want to have the Democratic side say that we, on the Republican side, were obstructionists. We certainly acted a lot faster on this measure, once it came over here, than your colleagues acted on it over in the House.

Senator Berger brought out the fact that the amendments to the bill, as it did come over, are not our amendments. Those amendments were placed by Democratic members of the House. However, we had promised if the bill came over here, we would furnish the five votes, and I am happy to supply one of those five votes.

And the question recurring,

Will the Senate agree to the sections?

It was agreed to.

The second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth and thirteenth sections and title were read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 666, entitled:

An Act amending the Act of March 6, 1956 (P. L. 1256) entitled "The Hotel Occupancy Tax Act" increasing the rate of tax clarifying the liability of hotel operators for tax collections providing standards for commission allowances

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

PERMISSION TO DISPENSE WITH PRINTING OF THE SENATE CALENDAR FOR WEDNESDAY, APRIL 15, 1959

Mr. BERGER. Mr. President, I want it understood that the only bills that we plan to consider at tomorrow morning's Session—that is the 12:01 a.m. Session—are House Bills Nos. 665 and 666. I would, therefore, like to ask unanimous consent to eliminate the printing of the Senate Calendar for tomorrow. I hope the minority will go along with this request, and enable us to save a considerable amount of money and time.

The record will show that the bills have passed Second Reading and, therefore, Mr. President, I ask unanimous consent to dispenses with the printing of the Senate Calendar for Wednesday, April 15, 1959.

Mr. WEINER. Mr. President, Will join in that request made by the Senator.

The PRESIDENT. There being no objection, unanimous consent of the Senate is granted to dispense with the printing of the Senate Calendar for Wednesday, April 15, 1959.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 19, entitled:

An Act amending the act of March 22, 1907 (P. L. 31), entitled "An act to provide for the assignment of counsel in murder cases, and for the allowance of expenses and compensation in such cases," providing for the appointment of special investigators.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 190, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 218, entitled:

An Act amending the act of December 20, 1933 (1933-34 P. L. 89), entitled "An act appropriating the moneys in The State Stores Fund," providing for additional kinds of insurance.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 276, entitled:

An Act amending the act of April 27, 1927 (P. L. 465) entitled, as amended, "Fire Safety Building Regulation Law," to exclude from its provisions certain projectionists of motion pictures under certain conditions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 381, entitled:

An Act amending the act of June 4, 1943 (P. L. 883), entitled "An act authorizing and directing the Department of Highways to erect and maintain, as a post war construction project, a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum, Allegheny County, and a point in Westmoreland County, and to provide the necessary approaches and connections with State highways; * * *" making the bridge a free bridge; providing for the payment of certain obligations out of the Motor License Fund and making an appropriation therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 405, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting certain business activities on Sunday.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 495, entitled:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "State Employes' Retirement System," providing additional State annuities for certain beneficiaries.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 498, entitled:

An Act amending the act of August 31, 1955 (P. L. 531), entitled "Pennsylvania Athletic Code," abolishing the State Athletic Commission; designating a deputy of the Department of State, appointed by the Secretary of the Commonwealth, as the State Athletic Commissioner; providing for the use of employes of the Department of State to perform duties heretofore performed by the State Athletic Commission, and authorizing use of Pennsylvania State Police for investigation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consid-sideration of Senate Bill No. 510, entitled:

An Act amending the act of June 7, 1901 (P. L. 493), entitled as amended, "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regualtions and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, second class A and third class and imposing fines, penalties and forfeiture for violation thereof," permitting the use of rigid polyvinyl chloride pipe and providing for the joining of pipes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consid-sideration of House Bill No. 718, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333) entitled "Pennsylvania Election Code," providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill and providing for the selection and term of the members of new boards.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

PERSONAL PRIVILEGE

Mr. WATKINS. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The gentleman from Delaware, Mr. Watkins, will state it.

Mr. WATKINS. Mr. President, I would like to clarify conditions existing in the Executive Nominations Committee.

The PRESIDENT. The Chair hears no objection. You may proceed.

Mr. WATKINS. Mr. President, for some eleven years I have been a Member of the Senate of Pennsylvania and for those eleven years that I have been here, Senator Watson was the Chairman of the Executive Nominations Committee, in which I did all of the work. Now, through the appointment of Senator Fleming by the President pro tempore, I do fifty per cent of the work. Over the period of those eleven years, I always had the great pleasure—and, of course, knowledge of the nominations which were placed on the desk—of seconding those nominations.

Certainly, this is nothing personal, Mr. President, but I would like to know how you have taken up and gone into league with Senator Blass. For the past few weeks in the Senate, I have noticed that you have gone all around me. You have been out in left field, center field and, after while, you have gone back to home plate. You get back to where I am once in a long while. I feel as though I have been hurt.

I realize there should be some understanding when one seconds a motion. I think, in the future, you should refrain from looking over on the other side of the aisle and recognize the Senator who is now doing fifty per cent of the work and who, previously, did all of the work.

The PRESIDENT. The Chair will be very careful to keep in mind the advice set before him.

PETITIONS AND REMONSTRANCES

Mr. HAYS. Mr. President and Members of the Senate, earlier in the afternoon, we accepted a report from a Task Force of the Joint State Government Commission, under the general title of Advanced Training. This, I want to point out, is a more far-reaching report than this title would seem to indicate. This is a report of a committee headed by Chancellor Litchfield, of the University of Pittsburgh. In some respects, it is a blueprint for higher education in Pennsylvania for the next twelve years.

I simply want to say that I think we should analyze and study this report. I hope, perhaps at some future date and at a more appropriate time, to give one analysis of this report.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 29

The Clerk of the House of Representatives being introduced presented communications from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, April 14, 1959.

Resolved (if the House of Representatives concur), that Senate Bill No. 29, Printer's No. 29, entitled "An act amending the act of May 4, 1927 (P. L. 519) entitled 'An act concerning boroughs and revising, amending and consolidating the law relating to boroughs' authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid operators of fire apparatus shall take physical examinations," be recalled from the Governor for the purpose of amendment.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Wednesday, April 15, 1959, at 12:01 o'clock, a. m., Eastern Standard Time.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:46 o'clock, p. m., Eastern Standard Time, until Wednesday, April 15, 1959, at 12:01 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, April 14, 1959

The House met at 12:00 o'clock noon.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

For all the gifts of Thy love, O God, we give Thee thanks; for Thy continued care and protection, we are deeply grateful; and for the assurance which Thou hast to give, we come to Thee in this hour. May we ever glorify Thee for all the blessings of life which Thou dost see fit to bestow upon us. Teach us to remember that it is not by bread alone that man doth live, and grant us evermore to feed upon Him Who is the true Bread from heaven, even Jesus Christ, Thy dear Son, Our Lord, Who liveth and reigneth with Thee and the Holy Ghost, to Whom be the honor and glory forever and ever. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday, April 6 and Tuesday, April 7, 1959? If not, and without objection, the Journals are approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, April 13, 1959 will be postponed until printed.

The Chair hears none.

STUDENTS OF NORTHEAST JUNIOR HIGH SCHOOL, BETHLEHEM WELCOMED

The SPEAKER. The Chair notes the presence in the gallery of a magnificant delegation of approximately two hundred pupils of the Northeast Junior High School, Bethlehem, Pa. They are here accompanied by their principal, Mr. John Besimer. They are the guests of the gentleman from Northampton, Mr. O'Donnell, Mr. Prendergast, Mr. Verona and the lady from Northampton, Mrs. Reibman. It is an enspiring sight to view them from here on the rostrum.

BILLS INTRODUCED AND REFERRED

By Messers. LAMB, DEVLIN and DONALDSON. HOUSE BILL No. 1298.

An Act amending the "Funeral Director Law," approved January 14, 1952 (P. L. 1898), permitting the substitution of certain experience in lieu of educational requirements as a qualification for licensure.

Referred to the Committee on Professionel Licensure.

By Mr. MORAN. HOUSE BILL No. 1299.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) providing for the election of the members of the Pennsylvania Public Utility Commission.

Referred to the Committee on State Government.

By Mr. MORAN. HOUSE BILL Uo. 1300.

An Act amending the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897) clarifying certain existing and adding new qualifications required to receive compensation.

Referred to the Committee on Workmen's Compensation.

By Mr. MORAN. HOUSE BILL No. 1301.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for compensation for school directors.

Referred to the Committee on Education.

By Mr. MORAN. HOUSE BILL No. 1302.

An Act repealing Sec. 208.1 of the "Unemployment Compensation Law," approved December 5, 1936 (1937 P. L. 2897), prohibiting the granting of regular employe status in the classified service too certain personnel.

Referred to the Committee on Rules.

By Mr. MORAN. HOUSE BILL No. 1303.

A Joint Resolution proposing an amednment to article four, section eight and twenty-one of the Constitution of the Commonwealth of Pennsylvania making the office of the Attorney General an elective office.

Referred to the Committee on State Government.

By Mr. MORAN. (By Request) HOUSE BILL No. 1304.

An Act abolishing the Milk Control Commission and repealing the act by which it was created.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. FETTEROLF, POLEN and T. H. W. JONES. HOUSE BILL No. 1305

An Act amending the "Local Tax Enabling Act," approved June 25, 1947 (P. L. 1145), empowering townships of the second class to levey, assess and collect certain additional taxes under the provisions of said act.

Referred to the Committee on Rules.

By Messrs. MULDOWNEY and FRASCELLA. HOUSE BILL No. 1306.

An Act making an appropriation to the City of Philadelphia to be used in preparing and furnishing a permanent berth for the cruiser Olympia.

Referred to the Committee on Rules.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. DAVIS and GIBSON.

RESOLUTION No. 56.

In the House of Representatives, April 13, 1959.

State Route 666 for fifty or sixty miles winding through the beautiful and scenic Tionesta Valley is one of the most outstanding and breath taking sight-seeing areas in our Commonwealth—a State known for its most beautiful scenery. The wooded beauty of this route attracts many who enjoy the serenity and inspiration found here in a setting rarely supplied by nature. The forested mountains which tower around the winding Tionesta Creek add a certain majestic quality to the wonderous beauty; therefore be it

Resolved, In order to properly encourage others to enjoy such a beautiful sight-seeing area and to commemorate the highway which furnishes access to this area, that State Route 666 be known as "Tionesta Scenic Trail," and be it further

Resolved, That the Secrtary of Highways be authorized and requested to have erected suitable markers at the terminal ends of and at various intermittant places on Route 666, which shall include thereon the name "Tionesta Scenic Trail."

Referred to the Committee on Rules.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 493

An Act amending the "Public School Code of 1949" approved March 10 1949 (P L 30) authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools

HOUSE BILL No. 843

An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation classes and schools for handicapped chldren

HOUSE BILL No. 845

An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled "An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31 1957" changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

LEAGUE OF WOMEN VOTERS FROM LEWISBURG WELCOMED

The SPEAKER. The Chair has been informed that in the Hall of the House are members of the League of Women Voters from Lewisburg, Union County, who are the guests of the gentleman from Union County, Mr. Pursley.

RECESS

The SPEAKER. Without objection, the Chair will declare a short recess.

The Chair hears none, and a recess is declared.

(During the recess, Mr. WEIDNER introduced the coach of the West Reading High School, Mr. Roy Bilger. The coach introduced the members of the West Reading team.

Mr. MACHER introduced the coach of the Kutztown High School, Mr. John Silan. The coach introduced the members of the Kutztown team.

The SPEAKER presented copies of the Resolutions adopted April 13, to the coaches of the respective teams.

For proceedings see Appendix.)

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. WHEELER asked and obtained permission for the Committee on Ways and Means to meet during the session of the House.

Mr. ROVANSEK asked and obtained permission for the Committee on Mines and Mineral Industries to meet during the session of the House.

PERMISSION TO ADDRESS HOUSE

Mr. GELFAND asked and obtained unanimous consent to address the House.

Mr. Speaker, as many Members of the House know, my mother passed away last week which was a very, very sad blow to myself and my family. However, it was well for us to know and most gratifying to us, that is, my family and myself, to receive a condolence resolution from the House. Also for me and my family to receive many individual expressions of sympathy.

I think it only due to the House and the Members thereof that I make a public pronouncement that you have helped my family and myself go through a period which was a great ordeal for us. It is also well for me to know that when we have times of stress many, many friends can help us go through the time which presents such an ordeal and which leaves us with a pain in our hearts.

On behalf of my family and myself I would like to thank all the Members of the House and express my deepest appreciation.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Gibson for Mr. UJOBAI for the balance of the week.

Mr. Gibson for Mr. KUBITSKY for today.

REPORTS FROM COMMITTEE

Mr. GIBB from the Committee on Law and Order, reported as amended, House Bill No. 115, entitled:

An Act amending the act of April 27, 1927 (P. L. 414), entitled, as amended, "An act providing for a system of recording the identification of persons convicted of crime, and of fugitives from justice, and habitual criminals * * *" changing the provisions relating to the taking of fingerprints and photographs and the furnishing of descriptions and requiring the destruction of photographs and fingerprints in certain cases.

Mr. SCHWARTZ from the Committee on Insurance, reported as committed, House Bill No. 864, entitled:

An Act amending "The insurance Department Act of one thousand nine hundred and twenty-one," approved May 17, 1921 (P. L. 789), increasing the fee for filing papers with the department.

Mr. LUTTY from the Committee on State Government, reported as amended, House Bill No. 960, entitled:

An Act relating to the retirement of public school employes; amending, revising, consolidating and changing the laws relating thereto.

Mr. PRICE from the Committee on State Government, reported as amended, House Bill No. 961, entitled:

An Act relating to the retirement of State employes; amending, revising, consolidating and changing the laws relating thereto.

Mr. WILLAREDT from the Committee on Insurance, reported as committed, House Bill No. 987, entitled:

An Act amending "The Insurance Department Act of 1921," approved May 17, 1921 (P. L. 789), by continuing the provisions of section 211.1 in effect for a further period.

Mr. GAILEY from the Committee on Law and Order, reported as committed, House Bill No. 1001, entitled:

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), prohibiting any person from stopping motor vehicles to solicit for donations, purchase of benefit tickets, or other similar purpose.

Mr. GELFAND from the Committee on Insurance, reported as committed, House Bill No. 1030, entitled:

An Act amending "The Insurance Unfair Practices Act," approved June 5, 1947 (P. L. 445), prohibiting untrue, deceptive or misleading advertising of insurance business on television.

Mr. PURSLEY from the Committee on Insurance, reported as committed, House Bill No. 1031, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting the unlawful advertising of insurance business through television broadcasting and prescribing penalties.

Mr. YATRON from the Committee on Law and Order, reported as committed, House Bill No. 1100, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), authorizing the cutting or cropping of dogs' ears by veterinarians.

Mr. SNIDER from the Committee on Ways and Means, reported as committed, House Bill No. 1284, entitled:

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), abolishing exemption of certain food and beverages from tax; and imposing tax upon the sale or use of malt and brewed beverages and spirituous and vinous liquors, including mixed drinks.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. LUIGARD asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

STUDENTS FROM IMMACULATE HEART HIGH SCHOOL WELCOMED

The SPEAKER. The Chair notes the presence in the Hall of the House students from the Immaculate Heart High School, Fountain Springs, Ashland, who are here under the supervision of Sister Catherine Michael and Sister Miriam Carmel. They are the guests of the gentleman from Schuylkill, Mr. McDonald.

PENNSYLVANIA STATE UNIVERSITY JOURNALISM SCHOOL WELCOMED

The SPEAKER. The Chair has been informed that there are present in the Hall of the House members of the class in Public Affairs Reporting in the School of Journalism of the Pennsylvania State University, who are here accompanied by their instructor, Professor Frederick B. Marbut. They are the gests of the gentleman from Centre County, Mr. Fulmer.

ANNOUNCEMENTS

Mr. McCANN. Mr. Speaker we have a couple of items here that we would like to bring to the attention of all of the Members of the House.

On your desks have been placed today mimeographed copies of the reassignment of Committee rooms. Please note that this is effective next Monday. For those committees that have meetings scheduled for tomorrow and the balance of today their Committees will meet in the Committee Room to which they are now assigned.

The new Committee room schedule is effective next Monday, April 20th. I am sure by this time that all of the Members of this House know that Room 131, on the second page, is the room on the first floor, the former Commerce Department rooms. The Committee rooms inside of this large room have been designated as A, B, C, D and so forth.

Mr. Speaker, I would like to ask that the Democrat Members of the House take their House calendars with them. I ask for a Democratic caucus of one hour and twenty minutes.

The SPEAKER. Does the Majority Leader desire to caucus before the Committee on Mines and Mineral Industries reports?

Mr. McCANN. Mr. Speaker, it is perfectly alright for us to caucus before they report. The bills that will be reported can be reported when we come back into session following the caucus.

Mr. A. W. JOHNSON. Mr. Speaker, I would like to announce a Republican Caucus during the same period as the Democrat Caucus.

RECESS

The SPEAKER. At the request of the respective Floor Leaders the Chair declares a recess of one and a half hours.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

SOMERSET JOINT HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House the Seventh Grade Civics group of the Somerset Joint High School. The students are here under the supervision of Mr. Sabin. They are the guests of the gentlemen from Somerset, the Messrs. Naugle and Korns.

TURNPIKE HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House the Civics class of the Turnpike High School of Mildred, Pennsylvania. They are accompanied by their instructor, Mr. Green. They are the guests of the gentleman from Sullivan County, Mr. K. B. Lee.

BILLS INTRODUCED AND REFERRED

By Mrs. ANDERSON, Messrs. SCHWARTZ, A. M. LEE and STEWART. HOUSE BILL No. 1307.

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90) giving the board discretionary power in certain cases as to the issuance or transfer of licenses.

Referred to the Committee on Liquor Control.

By Messrs. J. P. O'DONNELL and MULLEN.
HOUSE BILL No. 1308.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), regulating the movement of trash-laden vehicles during certain hours.

Referred to the Committee on Motor Vehicles.

By Messrs. LUIGARD, BALTHASER, MACHMER, YATRON and WEIDNER. HOUSE BILL No. 1309.

An Act to provide for an additional law judge of the court of common pleas in the twenty-ninth judicial district.

Referred to the Committee on Judiciary.

By Messrs. SULLIVAN, KEE and TAYLOR.
HOUSE BILL No. 1310.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743), providing that the court shall be open for certain hours.

Referred to the Committee on Judiciary.

By Messrs. STIMMEL and SCHWARTZ.
HOUSE BILL No. 1311.

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921 (P. L. 682), permitting certain additional insurance companies to come within the provisions thereof.

Referred to the Committee on Insurance.

By Messrs. SCHWARTZ and STIMMEL.
HOUSE BILL No. 1312.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting the use of loaded firearms in certain games; and imposing penalties.

Referred to the Committee on Judiciary.

By Messrs. SCHWARTZ, SCHAAF, STEVENS and STRAUSSER. HOUSE BILL No. 1313.

An Act creating the Pennsylvania Community Development Insurance Authority as a body corporate and politic, with powers to insure loans given by banks and certain other leading institutions to builders and developers for the purpose of installing certain community facilities; * * *; and making an appropriation.

Referred to the Committee on State Government.

REPORT OF JOINT STATE GOVERNMENT COMMISSION

PENNSYLVANIA HIGH SCHOOL SENIORS, 1958

Mrs. MARKLEY offered a report from the Joint State Government Commission.

To the Honorable, the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania:

On behalf of the Joint State Government Commission, I have the honor to transmit herewith A Report of the Joint State Governmen Commission, 1959, dealing with Pennsylvania High School Seniors, 1958: Their Mental Ability, Their Aspirations, Their Post-High School Activities.

Copies of this report for members of the House of Representatives have been placed in their post office boxes.

Respectfully submitted,

BAKER ROYER, Chairman

REPORTS FROM COMMITTEE

Mr. NEEDHAM from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 405, entitled:

An Act amending the "Anthracite Strip Mining Law," approved June 27, 1947 (P. L. 1095), authorizing cities, boroughs and townships to regulate and supervise the use of explosives for blasting.

Mr. NEEDHAM from the Committee on Welfare, reported as committed, House Bill No. 900, entitled:

An Act amending the "County Institution District Law," approved June 24, 1937 (P. L. 2017) including neglected children within the powers and duties of the local authorities.

Mr. P. G. MURRAY from the Committee on Insurance, reported as amended, House Bill No. 918, entitled:

An Act providing for and regulating the licensing by the Insurance Commissioner of persons, firms, partnerships, associations and corporations engaged in the work of investigating and adjusting claims on behalf of insurers, and prescribing unlawful acts and penalties.

Mr. VERONA from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 1051, entitled:

An Act regulating the mining of anthracite coal; prescribing duties for certain municipal officers; and imposing penalties.

Mr. BONNER from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 1267, entitled:

An Act amending the "Bituminous Coal Mining Law," approved June 9, 1911 (P. L. 756), imposing additional duties on the mine superintendent; providing for examination and reports; establishing procedures to be used when mine ventilator is interrupted and providing for the sealing of certain openings.

BILL ON FIRST READING

Agreeably to order,

The Hous proceeded to the first reading and consideration of House Bill No. 835, entitled:

An Act amending "The Fiscal Code" approved April 9 1929 (P L 343) providing for the disposition of interest and earnings on deposits from the Liquor License Fund

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 211, enttiled:

An Act amending "The Vehicle Code" approved May 1 1929 (P L 905) making persons over sixteen years of age subject to the penal provisions of the act

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. A. J. MURPHY. Mr. Speaker, I move that this bill be recommitted to the Committee on Motor Vehicles..

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 226, entitled:

An Act permitting certain ambulances fire apparatus rescue vehicles and other emergency vehicles to pass over turnpikes toll roads and toll bridges without paying tolls

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 296, entitled:

An Act amending the act of May 22 1933 (P L 851) entitled "An act fixing the pay and mileage of jurors and witnesses" increasing the compensation of jurors

The first section was read.

On the question,

Will the House agree to the section?

Mr. A. W. JOHNSON offered the following amendment:

Amend Sec. 1 (Sec. 1), page 2, line 3, by inserting a bracket after "($7)"

It was agreed to.

The section was agreed to as amended.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 568, entitled:

An Act amending "The Administrative Code of 1929" approved April 9 1929 (P L 177) giving additional powers and duties to the Department of Public Instruction relating to acquisition of grounds and construction of school buildings

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLIN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 600, entitled:

An Act amending the act of April 9 1929 (P L 177) entitled "The Administrative Code of 1929" providing as to the supervision of the Department of Property and Supplier for the protection of State office buildings and grounds

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 608, entitled:

An Act to further the economic development of the Commonwealth providing for an economic message by the Governor creating a Governor's Council for Economic Development and an Interdepartmental Economic Advisory Committee and defining the powers and duties of these agencies

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 679, entitled:

An Act amending the act of March 26 1925 (P L 83) entitled "An act for the protection of Public Health by regulating the serving of milk for drinking purposes to patrons of hotels * * * and providing penalties" eliminating licenses and license fee requirements

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Houes Bill No. 705, entitled:

An Act amending the "Disease Prevention and Control Law of 1955" approved April 23 1956 (P L 1510) providing for the examination of recalcitrant persons suspected of being infected with venereal disease tuberculosis or any other communicable disease

The first section was read.

On the question,

Will the House agree to the section?

Mr. FINEMAN offered the following amendment:

Amend Sec. 1 (Sec. 7) page 3, line 12 by striking out "thereof" and inserting: "after service of a copy thereof upon the respondent."

It was agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 706, entitled:

An Act amending the "Disease Prevention and Control Law of 1955" approved April 23, 1956 (P. L. 1510) providing for the committing and treatment of recalcitrant persons suspected of being infected with venereal disease, tuberculosis or any other communicable disease.

The first section was read.

On the question,

Will the House agree to the section?

Mr. FINEMAN offered the following amendment:

Amend Sec. 1 (Sec. 11), page 3, line 13, by striking out "thereof" and inserting: "after service of a copy thereof upon the respondent."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 766, entitled:

An Act amending the "Administrative Agency Law," approved June 4, 1945 (P. L. 1388) requiring the conducting of investigations by agencies as a requisite to the validity of adjudication in certain cases.

The first section was read.

On the question,

Will the House agree to the section?

Mr. SCHWARTZ offered the following amendment:

Amend Sec. 1 (Sec. 37), page 2, line 6 by inserting after "affected": "except those arising from acknowledgment of guilt."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 794, entitled:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) providing that violations of certain rules promulgated by the Department of Forests and Waters shall be summary offenses and extending the provisions of the act to include violations at certain additional parks.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 795, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) providing that rules and regulations established by the Department of Forests and Waters governing State parks shall apply to the Pennsylvania State Park at Erie, Washington Crossing Park and Valley Forge Park.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 850, entitled:

An Act amending the act of June 28, 1947 (P. L. 990) entitled "An act to permit employes of counties, cities, boroughs, towns and townships to accumulate annual sick leave in certain cases" increasing the period for which sick leaves may be accumulated and regulating the granting of sick leaves.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 857, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) permitting cities to lease their port facilities for a term not exceeding twenty-five years.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 887, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey two tracts of land consisting of 29.60 acres more or less and 26.30 acres respectively situate in Woodbury Township, Blair County.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 908, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) empowering the borough council to adopt a procedure for the sale of personal property of an estimated sale value of less than two hundred dollars ($200) such procedure not to require the approval of each individual sale by the council.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 975, entitled:

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 981, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions relating to attending high schools in nonresident districts and to the payment of tuition.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1035, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) providing that the civil service provisions of the act shall not apply to the retirement of police and firemen.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1119, entitled:

An Act requiring attendants at certain railroad grade crossings and imposing a duty on the Public Utility Commission.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1169, entitled:

An Act making a deficiency appropriation from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 127, Printer's No. 136

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 173, entitled:

An Act amending he act of April 25 1929 (P L 723) entitled "An Act regulating the investment of funds by administrative departments * * *" increasing the investment powers of State administrative departments boards commissions or officers.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 255, entitled:

An Act authorizing cities of the second class to make contributions out of city funds to industries or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 256, entitled:

An Act amending the act of July 28 1953 (P L 723) entitled "Second Class County Code" authorizing contributions out of county funds to institutes or museums of fine arts or natural history or both within such counties established by private grant or bequest and open to the public.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

The SPEAKER. Will the Majority Leader summon the Committee now in session to return to the floor of the House so that they may be recorded on what will be the first roll call of the day.

Mr. McCANN. Mr. Speaker, we have sent for the Elections and Apportionment Committee which is holding hearings on the third floor. Since this in the first roll call, I am sure they will be here in about two minutes, if we will just rest that long.

RESOLUTION

CONGRATULATIONS

The SPEAKER laid before the House a resolution that was reported from the Committee on Rules.

The resolution was read, considered and adopted as follows:

In the House of Representatives,
March 31, 1959.

General Lyman L. Lemnitzer will become Army Chief of Staff on July first of this year when he succeeds General Maxwell D. Taylor.

This very wise choice of President Eisenhower is applauded throughout the nation, and here in Pennsylvania we are particularly happy for General Lemnitzer is one of our own. He was born at Honesdale, Pennsylvania and is married to a hometown girl, the former Katherine Tryon. He is the father of Captain William L. Lemnitzer a West Point instructor and of Mrs. Henry E. Simpson, Jr. who lives at Fort Sill, Oklahoma.

General Lemnitzer has had a long and distinguished career in the Army serving in command, staff and diplomatic posts. In World War II he joined with General Mark Clark in the secret submarine mission which led to the African landings in 1942. During the remainder of the war he performed outstanding service in command and staff duties and in surrender negotiations with the Italian and German high commands. At the age of 51 he completed the airborne course and became a paratrooper, winning command of the 11th Air borne Division. In 1951 he commanded the 7th Infantry Division in Korea.

After tours of duty as Deputy Chief of Staff and U. S. Far East Commander, he was named Vice Chief of Staff in April of 1957. His new post will be difficult and demanding, but he has many times demonstrated the tremendous ability required to fill it.

Recognition of his service has come in the form of the Middle East Ribbon with six battle stars, the Silver Star for gallantry in action in Korea and several awards from foreign countries; therefore be it

Resolved, That the Members of the House of Representatives extend our congratulations to General Lyman L. Lemnitzer on his new promotion, and express our gratitude to him for his years of outstanding service to our nation. We wish him the greatest measure of success in his new duties and we are confident he will achieve it; and be it further

Resolved, That the chief clerk be instructed to forward a copy of this Resolution to General Lyman L. Lemnitzer.

BILL ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILL

Mr. YATRON asked and obtained unanimous consent to etxend the time five days on House Bill No. 141, Printer's No. 123, on page 10 of today's calendar, bills on final passage postponed.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 501, entitled:

An Act amending the act of May 11 1911 (P L 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures * * *" requiring that inspectros appearing for the Commonwealth in prosecutions be furnished with a certified copy of the transcript or record.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Agnew,	Frascella,	McCormack,	Rovansek,
Anderson,	Fulmer,	McDonald,	Royer,
Arlene,	Gailey,	McInroy,	Rudisill,
Ashton,	Gallagher,	McKeever,	Sakulsky,
Auker,	Garlock,	McLaughlin,	Scarcelli,
Balthaser,	Gelfand,	Machmer,	Schaaf,
Barton,	George,	Magee,	Schuster,
Bell,	Gibb,	Mahan,	Schwartz,
Blair,	Gibson,	Markley,	Seltzer,
Boles,	Goldstein,	Maxwell,	Sherman,
Bonner,	Goodrich,	Meholchick,	Shupnik,
Boris,	Gramlich,	Merry,	Silverman,
Bower,	Guthrie,	Mihm,	Snare,
Bowman,	Hamilton,	Miller, B. Z.,	Snider,
Branca,	Heavey,	Miller, H. G.,	Stank,
Brenninger,	Heffner,	Mills,	Steckel,
Breth,	Helm,	Monroe,	Stevens,
Brown,	Henzel,	Moran,	Stewart,
Buchanan,	Hocker,	Muldowney,	Stimmel,
Burns,	Holliday,	Mullen,	Stone,
Capano,	Holt,	Munley,	Stoner,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Murray, P. G.,	Trusio,
Crossin,	Johnson, A. W.,	Musto,	Varallo,
Curwood,	Johnson, R.,	Naugle,	Varner,
Davis,	Jones, T. H. W.,	Needham,	Verona,
Dengler,	Jump,	Nelson,	Wall,
Dennis,	Kamyk,	O'Dell,	Walsh,
Dennison,	Kee,	O'Donnell, J. A.,	Wargo,
Devlin,	Keiser,	O'Donnell, J. P.,	Weidner,
Donahue,	Kernaghan,	Odorisio,	Welsh,
Donaldson,	Kessler,	Ogilvie,	Wescott,
Dougherty,	Kooker,	O'Neil,	Wheeler,
Down,	Kornick,	Parlante,	Whittaker,
Edwards,	Korns,	Pashley,	Williams, A.D., Jr.,
Ellberg,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshback,	Lamb,	Perry, P. E.,	Willard,
Eshleman,	Lee, A. M.,	Petrosky,	Willaredt,
Ewing,	Lee, K. B.,	Polaski,	Wilt,
Farabaugh,	Leonard,	Polen,	Wood,
Fetterolf,	Light,	Prendergast,	Worley,
Filo,	Limper,	Price,	Wynd,
Fineman,	Lippincott,	Pursley,	Yatron,
Floyd,	Lopresti,	Reibman,	Yetter,
Flynn,	Luigard,	Reidenbach,	Zimmerman,
Foerster,	Lutty,	Renwick,	Andrews,
Fox,	McCandless,	Rigby,	Speaker
Frank,	McCann,	Riley,	

NAYS—0

NOT VOTING—7

Cooper,	Knecht,	Strausser,	Ujobai,
Haudenshield,	Kubitsky,	Thompson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 90, Printer's No. 203

was passed over temporarily at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 367, entitled as follows:

An Act amending the act of July 21, 1941 (P L 425) entitled "An act to establish a system uniform throughout the Commonwealth for the compensation of witnesses * * *" increasing the compensation of witnesses.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Gailey,	McInroy,	Royer,
Anderson,	Gallagher,	McKeever,	Rudisill,
Arlene,	Garlock,	McLaughlin,	Sakulsky,
Auker,	Gelfand,	Machmer,	Scarcelli,
Balthaser,	George,	Magee,	Schaaf,
Barton,	Gibb,	Mahan,	Schuster,
Bell,	Gibson,	Markley,	Schwartz,
Blair,	Goldstein,	Maxwell,	Seltzer,
Boles,	Goodrich,	Meholchick,	Sherman,
Bonner,	Gramlich,	Merry,	Shupnik,
Boris,	Guthrie,	Mihm,	Silverman,
Bowman,	Hamilton,	Miller, B. Z.,	Snare,
Branca,	Heavey,	Miller, H. G.,	Snider,
Brenninger,	Heffner,	Mills,	Stank,
Breth,	Helm,	Monroe,	Steckel,
Buchanan,	Henzel,	Moran,	Stevens,
Burns,	Hocker,	Muldowney,	Stewart,
Capano,	Holliday,	Mullen,	Stimmel,
Capitolo,	Holt,	Munley,	Stone,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cioffi,	Irvis,	Murphy, P. J.,	Stroup,
Clarke,	Isaacs,	Murray, H. P.	Sullivan,
Comer,	Jenkins,	Murray, J. J.,	Taylor,
Crossin,	Jim,	Murray, P. G.,	Tompkins,
Curwood,	Johnson, A. W.,	Musto,	Trusio,
Davis,	Johnson, R.,	Naugle,	Varallo,
Dengler,	Jones, T. H. W.,	Needham,	Varner,
Dennis,	Jump,	Nelson,	Verona,
Dennison,	Kamyk,	O'Dell,	Wall,
Devlin,	Kee,	O'Donnell, J. A.,	Walsh,
Donahue,	Keiser,	O'Donnell, J. P.,	Wargo,
Donaldson,	Kernaghan,	Odorisio,	Weidner,
Dougherty,	Kessler,	Ogilvie,	Welsh,
Down,	Kooker,	O'Neil,	Wescott,
Edwards,	Kornick,	Parlante,	Wheeler,
Ellberg,	Korns,	Pashley,	Whittaker,
Eshback,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Lamb,	Perry, P. E.,	Williams, E. S.,
Ewing,	Lee, A. M.,	Petrosky,	Willard,
Farabaugh,	Lee, K. B.,	Polaski,	Willaredt,
Fetterolf,	Leonard,	Polen,	Wilt,
Filo,	Limper,	Prendergast,	Wood,
Fineman,	Lippincott,	Price,	Worley,
Floyd,	Lopresti,	Pursley,	Wynd,
Flynn,	Luigard,	Reibman,	Yatron,
Foerster,	Lutty,	Reidenbach,	Yetter,
Fox,	McCandless,	Renwick,	Zimmerman,
Frank,	McCann,	Rigby,	Andrews,
Frascella,	McCormack,	Riley,	Speaker
Fulmer,	McDonald,	Rovansek,	

NAYS—4

Ashton,	Bower,	Brown,	Light,

NOT VOTING—7

Cooper,	Knecht,	Strausser,	Ujobai,
Haudenshield,	Kubitsky,	Thompson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 401 entitled as follows:

An Act requiring common carriers by railroad to furnish flag protection to all trains occupying the main track.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. A. M. LEE. Mr. Speaker, we are now considering House Bill No. 401. This bill briefly is a piece of feather bed legislation. Specifically it would require that all trains, including passenger and freight trains, or even locomotives or light engines, which operate on the main track of any railroad in Pennsylvania would be required to have a flagman stationed at or near the end of the train or the locomotive for the purpose of providing flag protection.

Now in the first instance I would like to say that it has been conservatively estimated that the passage of this bill and its enactment into law would cost the carriers by railroad in the state of Pennsylvania at least a million dollars because of additional wages required to be paid to persons acting as flagmen under the terms of this bill.

In reading the bill there is no definition as to what a flagman is, nor is there any defintion as to what the main track of any railroad might be. I would assume that it could be construed to apply to the major portion of the trackage in the state of Pennsylvania. I would also like to call the attention of the House to the fact that this bill does not require that this flagman go out under any circumstances and actually furnish flag protection to the train. It merely says that he must ride on the equipment at or near the end of the locomotive or the train.

Now, Mr. Speaker, today with the modern advances in connection with railroading you will find that in the majority of the areas of track where trains operate in Pennsylvania today, there has been installed expensive automatic equipment which is designed to give warning of obstructions on the track in front of these trains, and this automatic equipment, as a safety measure, it seems to me, certainly provides adequate protection for these trains when taken in conjunction with the fact that on all of these trains, in the crews, are people, employes of the railroad, who, by virtue of their other duties, are qaulified to furnish flag protection in the event that such protection is necessary.

And, finally, Mr. Speaker, in connection with the specifics of this bill, I would like to point out that under present law, the Public Utility Commission of the state of Pennsylvania can, if circumstances warrant it, in any particular area or under any particular type of circumstances, say that such flagman actually be carried on the train in the manner purported to be required by this bill.

I think it is important as we consider this bill that we give some thought to the current situation of railroads throughout the entire country. I think most of us are familiar with the fact that in newsppapers, in magazines, on the radio and on television in the last year or two, there has been a tremendous amount of discussion, tremendous amount of publicity, concerning the problems that are confronting our railroads today. I might point out, in that regard, that some 35 years ago the railroads employed about two million people. The number of those employes has steadily deceased over the years until today they are employing only about 800,000 people.

There are a lot of reasons for that and I would like, Mr. Speaker, to go into those briefly, because I feel these matters are important when we consider this bill because of the interest that prevails at the present time.

The railroads are extremely important to the people of America. During World War II, about three per cent of the military personnel were transported by rail, and as far as the rails were concerned, they transported a tremendous percentage of all the cargo and the freight and the other things that were required in connection with our war effort.

I think all of us know that aviation and the other modes of transportation have certainly not progressed to the point, at this time, where they are able to substitute in any way for our railroads. As a result of which we need them desparately in the event of any national crisis of any kind where the shipment of any equipment or personnel may become important to the safety and welfare of all our people.

In addition to which, Mr. Speaker, I think the cities are beginning to feel the problem, especially in commuter problems as far as the railroads are concerned, and a lot of consideration, a lot of talk, is being given to those problems, because the railroads, due to their economic condition, are unable to maintain the services for commuters that are demanded by the public.

Even more important, perhaps, or equally important with these two points, is the position of the railroads as an employer and as a consumer, and certainly we must do everything we can to maintain them in a healthy economic condition so that they may continue to pay their $750 million a week payroll, and also so that they may continue to demand the goods and services from other industries that are necessary for them to continue to operate.

Many years ago, around the turn of the century, the railroads had a virtual monopoly on transportation, and as a result of that it became necessary for government to step into the picture and to institute a lot of measures for the control and the regulation of carriers by railroad. Many, many of those regulations which in many instances are very strict and very severe are still with us today. They have not changed materially with the times.

About the time of the first World War when the railroads were in their heyday, the internal combustion engine became perfected, as a result of which the railroads have been increasingly, since that time, subjected to competition from the airplanes, from the trucks, from the buses, from shipping interests, and so forth and so

on. As a result of this, the situation with the railroads tends to deteriorate.

Now these suffocating regulations were born in an era that required regulations, but they have not been abandoned and times have modernized and we have come on to the point where the railroads need a little room in which to breath in order for them to continue to contribute to our national life.

During the period of World War II, the railroads performed a tremendous service for America. After the war they began to be subjected to the increased competition of aviation and the motor carriers. Then the railroads themselves discovered the internal combustion engine and we found that they began to convert to diesel engines. Of course, we are all familiar with the fact that certainly conversion by the railroads contributes in some extent to the casualty of a great industry here in our state, the coal industry. But, nonetheless, they were forced into this conversion in an attempt to render better service to the people of Pennsylvania.

In recent years the government has begun to awaken to the plight which is facing the railroads of our nation, and I have here some material which I think is of interest in connection with the consideration of this bill. Some of you may be familiar with what is called "Operation Northwest" in the City of Philadelphia, where the city is paying to the Pennsylvania and the Reading Railroads the sum of $160,000 over a period of 6 months in order to have the railroads increase the number of trains on their lines so that we may get more people back on rail transportation and remove automobiles from the streets and highways in order that the center of our cities may not become suffocated in the traffic. I said at the outset that this particular bill was a piece of "feather-bed legislation."

You may be interested in the fact that in Canada a governmental commission has recently studied some of the problems in feather bedding in the railroad industry and this commission has reported back with a recommendation that the firemen be eliminated from diesel engines because of the fact that at the present time they have no real duty.

In the State of New York, Governor Rockerfeller has on his desk at the present time a series of bills and resolutions which were an outgrowth of the so-called Purcell Report in the State of New York. This legislation which has been presently awaiting his approval includes a bill to relieve the railroads in a four-state plan of possibly up to $15 million a year in taxes. A concurrent resolution has directed the Public Service Commission to study the Full Crew Law with a view of recommending changes to the next session of the New York Legislature.

There is a bill authorizing the New York Authority to purchase 400 or more air conditioned coaches for use on certain lines. There is a bill creating the new bi-state agency to deal with the problems of commuter traffic. There is a constitutional amendment regarding purchase and lease of coaches to certain New York railroads and a bill appropriating $20 million for the purchase of air-conditioned coaches. Those bills are now awaiting approval by the Governor of the State of New York. The subject matter of them certainly indicates that a lot of consideration is being given to this particular problem.

I also have before me the report of the subcommittee on Interstate Foreign Commerce, the so-called "Smathers Committee," which considered this problem very seriously and came up with a number of recommendations for aid and assistance to our railroads.

So, Mr. Speaker, as we consider House bill 401 today, I think we should consider it in connection with the interest here that presently prevails in connection with the railroads in the United States. In my opinion, this bill is a step in the opposite direction. This bill constitutes the imposition of more suffocating regulation which is rigid and not subject to any discretion of any kind and it also means a tremendous increase in the cost to the railroads of our state and, more than that, if those costs are imposed upon the railroads, the cost eventually will be passed on to railroad riding, and railroad shipping, public.

Accordingly, Mr. Speaker, I urge the Members on both sides of the House to vote down this legislation.

Mr. TAYLOR. Mr. Speaker, may I interrogate Mr. Lee of Philadelphia County?

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. A. M. LEE. I shall, Mr. Speaker.

Mr. TAYLOR. Will the gentleman tell me if he is familiar with Rule 99 of all railroads throughout America?

Mr. A. M. LEE. I am not familiar with Rule 99, Mr. Speaker.

Mr. TAYLOR. Well, if you are not familiar with railroad work you should be.

Mr. A. M. LEE. I would like to change my answer, Mr. Speaker.

I am not familiar with the regulation to which the gentleman refers. If he will tell me what it is and has any further inquiry I will try to answer his inquiry.

Mr. TAYLOR. You had so many different remarks on the bill we were working on that I just did not know whether you knew anything about it or not.

I will tell you myself. Rule 99 is a rule that was proposed by the railroad associations themselves and it says, if a train is stopped or may be overtaken by any other train a flagman must go out immediately a sufficient distance to insure full protection to the train.

Mr. A. M. LEE. I thank the gentleman.

The SPEAKER. The Chair will alternate and recognize the gentleman from Dauphin, Mr. Bowman, then recognize the gentleman from Westmoreland.

Mr. BOWMAN. Mr. Speaker, we have just been kindly advised that Rule 99 requires the flagman to protect the rear of the train when it stops or when there are approaching trains. If the present rules of the railroad industry require flagmen, what then is the purpose of this bill?

I would also like to point out that a flagman on a train at the present time could be the brakeman or could be the conductor. It could be the fireman because in all of those categories those men have all passed the rules in the examination for flagman. You have an additional flagman and that is what it amounts to, to a fireman who does not fire any fires, to an extra brakeman who does not brake any brakes. It is feather bedding in its purest, simplest terms.

Mr. MULLIN. In reply to the gentleman's question—the railroad companies at the present time do not have suffici-

ent qualified men on these trains to man the rear end so as to have a flagman. In other words when a train stops at a certain station or has a stop to make to put out cars they do not have a flagman to go out and protect the rear end of the train, so therefore the men on the front end, the brakeman and the conductor must put out the cars at these stations.

Mr. MAXWELL. Mr. Speaker, House Bill 401 provides that all common carriers by railroad operating trains or locomotives over their main tracks in the Commonwealth of Pennsylvania shall have a qualified flagman stationed at or near the rear end of said train or locomotive for the purpose of providing flag protection when the train or locomotive is stopped or delayed, under such circumstances that it may be overtaken by a following train or locomotive. This is purely a safety measure to provide the travelling public and the employes of the railroads operating in Pennsylvania maximum safety.

The Interstate Commerce Commission records are replete with tragedies which have occurred due to rear end collisions or collisions wherein derailments have occurred of trains occupying an adjacent track that struck cars, implements or some object resulting in death or injury to the travelling public and to the employes of the railroads.

It is not my contention that this proposed measure will automatically result in elimination of all such accidents. However, it is my contention that it will materially reduce such occurrences.

To sum this up very briefly, I do very strenuously object to the remark of the gentleman from Philadelphia, Mr. Lee, that he made about feather bedding. I do not care if you call this feather bedding or whatever you want to call it. If this is a safety measure and it is going to stop one major train catastrophe, where maybe a couple of hundred people could be killed or injured, I am for this measure, call it what you may.

One other thing, I do not know how the gentleman, Mr. Lee, arrived at the figure that it is going to cost $1 million. Whether this is an actual fact or whether he pulled this out of a rabbit's hat somewhere, I do not know, but I do not care if it costs $2 million. If it is going to protect the public, then I am for this bill.

One more thing and I will close. The gentleman, Mr. Lee from Philadelphia, depends entirely upon electronic devices. Now we all know, or we should know if we have read the papers of train accidents, that these electronic devices have failed—may become jammed or some other thing regardless—they have failed and train accidents resulted. So if putting a flagman at the rear of each train that happens to be stopped or is derailed, and that flagman can wave down any approaching train and eliminate a major catastrophe, then I am for this bill and so should every other right-thinking man and woman in this Assembly.

The SPEAKER. The Chair requests the gentleman from Allegheny, Mr. Agnew, to preside temporarily.

Mr. AGNEW IN THE CHAIR.

Mr. GELFAND. Mr. Speaker, I would like to interrogate the gentleman from Dauphin, Mr. Bowman.

The SPEAKER pro tempore. Will the gentleman from Dauphin, Mr. Bowman, consent to be interrogated?

Mr. BOWMAN. I shall, Mr. Speaker.

Mr. GELFAND. Mr. Speaker, was I correct when I heard that the gentleman from Dauphin indicated that there are men on the trains at the present time who are qualified to act as flagmen?

Mr. BOWMAN. That is correct.

Mr. GELFAND. That is all, Mr. Speaker.

I have just heard a long discourse on the question of "featherbedding." Now featherbedding in my mind is the requirement or the necessity of an employe who serves no real function.

Mr. Bowman, the gentleman from Dauphin, indicated to us that there are presently on railroad trains men who are qualified to act as flagmen. Now when I read the bill there is nothing in this bill that indicates to me that there has to be extra flagmen. It does indicate that somebody must be on the train who is qualified to act as a flagman.

If I may refer to the bill it says:

> It shall be unlawful for any common carrier by railroad to operate or permit to be operated on or over the main tracks in this Commonwealth any passenger trains, freight trains or any other train or locomotive unless the train or locomotive has a qualified flagman.

Now that is the purpose of the bill, just to require that a qualified flagman be on the crew. I think in view of the fact to serve the purposes of safety for the people who ride the railroad trains there should be no need or no purpose whatsoever in voting a bill such as this down.

As Mr. Maxwell has indicated, there are records in the Interstate Commerce Commission which indicate that many, many times there have been serious injuries suffered by passengers on trains due to the fact that there were not qualified employes on the railroad to prevent any such railroad disaster.

In view of all these things, and in view of the fact that the bill does not require featherbedding, but merely requires that someone qualified to act as a flagman be present in the crew, I can see no reason why this should not pass the House unanimously.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—111

Anderson,	Gailey,	Mihm,	Rovansek,
Arlene,	Gallagher,	Mills,	Rudisill,
Balthaser,	Garlock,	Monroe,	Sakulsky,
Boies,	Gelfand,	Moran,	Scarcelli,
Bonner,	Goldstein,	Muldowney,	Schaaf,
Branca,	Hamilton,	Mullen,	Schuster,
Breth,	Heavey,	Munley,	Schwartz,
Burns,	Holt,	Murphy, A.J., Jr.,	Sherman,
Capano,	Irvis,	Murphy, P. J.,	Shupnik,
Capitolo,	Jenkins,	Murray, J. J.,	Silverman,
Cianfrani,	Jim,	Musto,	Snare,
Cioffi,	Kamyk,	Needham,	Snider,
Clarke,	Kornick,	Nelson,	Stank,
Comer,	Kovolenko,	O'Donnell, J. A.,	Stevens,
Crossin,	Lamb,	O'Donnell, J. P.,	Stone,
Curwood,	Leonard,	O'Neil,	Sullivan,
Dennis,	Limper,	Parlante,	Taylor,
Devlin,	Lopresti,	Pashley,	Trusio,
Dougherty,	Luigard,	Perry, H. H.,	Varallo,
Eilberg,	Lutty,	Perry, P. E.,	Verona,
Farabaugh,	McCann,	Polaski,	Walsh,
Filo,	McCormack,	Polen,	Wargo,
Fineman,	McDonald,	Prendergast,	Welsh,
Floyd,	McKeever,	Reibman,	Wheeler,
Flynn,	McLaughlin,	Reidenbach,	Yatron,
Foerster,	Machmer,	Renwick,	Yetter,
Frank,	Maxwell,	Rigby,	Andrews,
Frascella,	Meholchick,	Riley,	Speaker

NAYS—89

Agnew,	Fox,	Korns,	Seltzer,
Ashton,	Fulmer,	Lee, A. M.,	Steckel,
Auker,	George,	Lee, K. B.,	Stewart,
Barton,	Gibb,	Light,	Stimmel,
Bell,	Gibson,	Lippincott,	Stoner,
Blair,	Goodrich,	McCandless,	Strausser,
Boris,	Gramlich,	McInroy,	Stroup,
Bower,	Guthrie,	Magee,	Tompkins,
Bowman,	Helm,	Mahan,	Varner,
Brenninger,	Henzel,	Markley,	Wall,
Brown,	Hocker,	Merry,	Weidner,
Buchanan,	Holliday,	Miller, B. Z.,	Wescott,
Davis,	Horst,	Miller, H. G.,	Whittaker,
Dengler,	Isaacs,	Murray, H. P.	Williams, A.D., Jr.,
Dennison,	Johnson, A. W.,	Murray, P. G.,	Williams, E. S.,
Donahue,	Johnson, R.,	Naugle,	Willard,
Donaldson,	Jump,	O'Dell,	Willaredt,
Down,	Kee,	Odorisio,	Wilt,
Edwards,	Keiser,	Ogilvie,	Wood,
Eshback,	Kernaghan,	Price,	Worley,
Eshleman,	Kessler,	Pursley,	Wynd,
Ewing,	Kooker,	Royer,	Zimmerman,
Fetterolf,			

NOT VOTING—9

Cooper,	Jones, T. H. W.,	Kubitsky,	Thompson,
Haudenshield,	Knecht,	Petrosky,	Ujobai,
Heffner,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 90, entitled as follows:

An Act permitting the completion of baseball games in cities of the first or second class notwithstanding provisions to the contrary

On the question,

Will the House agree to the bill on third reading?

Mr. McINROY asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1, page 2, line 6, by striking out "six" and inserting "five."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. McCORMACK. Mr. Speaker, I rise to oppose the amendments, and I would like to make a brief statement with respect to them.

These amendments offered by the gentleman from Tioga, Mr. McInroy, would unduly restrict the playing of a baseball game on Sunday afternoon so that the game could not be started after 5:00 p. m. I think there is no reason in the world why we should vote on this curtailment, this restrictive amendment and I will ask the House to vote it down.

Mr. McINROY. Mr. Speaker, the purpose of this amendment is to try to limit, particularly the second game, from starting later than 5:00 o'clock. As it is now, the first game can start at 1:00 o'clock in the afternoon. That would allow four hours for the first game and there is no reason why they could not be ready to start the second game no later than 5:00 o'clock. If they do not, if it is unlimited and you go on to 6:00 or 7:00 o'clock in the evening to start the second game, and you have, as was the case some time ago, a 19-inning game or a 20-inning game, for the second game, that could conceivably go on until late in the evening, and there is no doubt that that would annoy the people of Philadelphia.

This amendment comes from the right thinking church people of Philadelphia. It is a question not only of the game but of traffic coming from the game that we are concerned with.

Therefore, I think an amendment permitting baseball from 1:00 until 5:00, and the second game starting no later than 5:00 or before 5:00 would certainly be long enough.

Therefore, I ask that these amendments be adopted.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Messrs. A. W. JOHNSON and HELM and were as follows:

YEAS—87

Agnew,	Fulmer,	Korns,	Snider,
Ashton,	George,	Lee, A. M.,	Steckel,
Barton,	Gibb,	Lee, K. B.,	Stevens,
Bell,	Gibson,	Light,	Stimmel,
Blair,	Goldstein,	Lippincott,	Stoner,
Boris,	Goodrich,	McCandless,	Strausser,
Bower,	Gramlich,	McInroy,	Stroup,
Bowman,	Guthrie,	Magee,	Tompkins,
Brenninger,	Heffner,	Mahan,	Varner,
Brown,	Helm,	Markley,	Wall,
Buchanan,	Henzel,	Merry,	Weidner,
Davis,	Hocker,	Miller, B. Z.,	Wescott,
Dennison,	Holliday,	Murray, H. P.	Whittaker,
Donahue,	Horst,	Murray, P. G.,	Williams, E. S.,
Donaldson,	Isaacs,	O'Dell,	Willard,
Down,	Johnson, A. W.,	Ogilvie,	Willaredt,
Edwards,	Johnson, R.,	Price,	Wilt,
Eshback,	Jump,	Pursley,	Wood,
Eshleman,	Keiser,	Rigby,	Worley,
Ewing,	Kernaghan,	Royer,	Zimmerman,
Fetterolf,	Kessler,	Seltzer,	Andrews,
Fox,	Kooker,	Snare,	Speaker

NAYS—114

Anderson,	Frascella,	Mihm,	Renwick,
Arlene,	Gailey,	Miller, H. G.,	Riley,
Auker,	Gallagher,	Mills,	Rovansek,
Balthaser,	Garlock,	Monroe,	Rudisill,
Boles,	Gelfand,	Moran,	Sakulsky,
Bonner,	Hamilton,	Muldowney,	Scarcelli,
Branca,	Heavey,	Mullen,	Schaaf,
Breth,	Holt,	Munley,	Schuster,
Burns,	Irvis,	Murphy, A.J., Jr.,	Schwartz,
Capano,	Jenkins,	Murphy, P. J.,	Sherman,
Capitolo,	Jim,	Murray, J. J.,	Shupnik,
Cianfrani,	Kamyk,	Musto,	Silverman,
Cioffi,	Kee,	Naugle,	Stank,
Clarke,	Kornick,	Needham,	Stewart,
Comer,	Kovolenko,	Nelson,	Stone,
Crossin,	Lamb,	O'Donnell, J. A.,	Sullivan,
Curwood,	Leonard,	O'Donnell, J. P.,	Taylor,
Dengler,	Limper,	Odorisio,	Trusio,
Dennis,	Lopresti,	O'Neil,	Varallo,
Devlin,	Luigard,	Parlante,	Verona,
Dougherty,	Lutty,	Pashley,	Walsh,
Ellberg,	McCann,	Perry, H. H.,	Wargo,
Farabaugh,	McCormack,	Perry, P. E.,	Welsh,
Filo,	McDonald,	Polaski,	Wheeler,
Fineman,	McKeever,	Polen,	Williams, A.D., Jr.,
Floyd,	McLaughlin,	Prendergast,	Wynd,
Flynn,	Machmer,	Reibman,	Yatron,
Foerster,	Maxwell,	Reidenbach,	Yetter,
Frank,	Meholchick,		

NOT VOTING—8

Cooper,	Jones, T. H. W.,	Kubitsky,	Thompson,
Haudenshield,	Knecht,	Petrosky,	Ujobai,

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McCORMACK. Mr. Speaker, House bill 90 which is before us now for final passage is a bill that would permit the completion of a baseball game on Sunday even though it has not been completed by 6:00 p. m.

I read with great interest the great debate which took place back in 1933 during the session of the Legislature, and there were all kinds of misgivings with respect to Sunday baseball and other sports. But after an intensive and fair debate it was the will of the Legislature that the people should have the right to a referendum.

Now I read nothing in those debates that had to do with the confinement of a game between the hours of 2:00 and 6:00 p. m. The only conclusion I can reach is that it was on behalf of the church group that they made this consideration and restricted the game. Since that time I am sure that all of us either by a personal appearance in the ball park or on television have witnessed the spectacle of a game very exciting as it was stopped five minutes to seven with the announcer saying that they could not start another inning.

I can find no logical reason for the restriction. It is not my purpose here to offend any church group and that was not my intention when I introduced this bill, but I think that we ought to give the people a little consideration. It is on Sunday that fathers and children attend these ball games, they go there for the afternoon and many, many times they are not able to see the complete game.

This bill would not hurt anyone. We have Sunday baseball and this step would permit those people to see a full and complete game. I, therefore, ask with all due respect that the Members on both sides of the House give the people of Pennsylvania a break and let them see what they are paying for.

Mr. McINROY. Mr. Speaker, I would like to interrogate the sponsor, Mr. McCormack, briefly.

The SPEAKER pro tempore. Will the gentleman from Philadelphia consent to be interrogated?

Mr. McCORMACK. I shall, Mr. Speaker.

Mr. McINROY. Mr. Speaker, was it not true that when the people of Philadelphia voted on this referendum they voted that no game should continue beyond the time of 6:00 p. m.?

Mr. McCORMACK. Well, that was a part of the bill passed by the Legislature in the 1933 session. The question on the referendum was whether or not you wanted baseball between the hours of 2:00 p. m. and 6:00 p. m.

Mr. McINROY. In other words Mr. Speaker, would it mean if we passed this bill today we would be extending the hours longer than the people of Philadelphia originally voted on in this referendum?

Mr. McCORMACK. That is perfectly right, Mr. Speaker, and for a further answer to the gentleman I would like to ask him whether or not there is anything wrong with that.

Mr. McINROY. Mr. Speaker, yes, I would say so. In the beginning, in 1933 there was a bill passed permitting a referendum which the people in Philadelphia could vote on, as to having baseball starting at 1:00 o'clock p. m. and stopping at 6:00 p. m. Now here we are extending the time indefinitely to a game that is not finished at 6:00 p. m. In other words we are going against the will of the people in Philadelphia. Who knows but what there were many people who voted for the bill, because they thought the game would be finished by 6:00 p. m. in the evening.

A few minutes ago I sumbitted an amendment which would have permitted the game to be finished if it was started before 5:00 p. m. I might say as far as I am concerned, Mr. McCormack, I am finished with my interrogation unless you want to interrogate me, which you could when I get through.

Mr. McCORMACK. Well, Mr. Speaker—

The SPEAKER pro tempore. Does the gentleman from Tioga wish to debate the bill.

Mr. McINROY. Yes. I have just finished with the interrogation.

The question was asked if there is anything wrong with this bill, and I would say, yes, there is.

According to the Fourth Amendment to the Constitution of the United States we have a bill here that would affect the religion of the people of Philadelphia. .I see no reason under this bill that if the authorities in Philadelphia want to start the game, the second game at five minutes to six they could finish that game no matter how long it was continued.

Therefore I do not think it is a good bill I think if you are going to do that we should submit another referendum to the people of Philadelphia and see what they want. Therefore I ask the Members of both sides of the House to vote down this bill.

Mr. ANDREWS. Mr. Speaker, I want once and for all to state my personal position concerning the gradual deterioration of the spirit of observance of the Christian Sabbath.

The day is tending more and more to become a day of commercialization, a day for the sale of all kinds of goods, for a day of merriment, for a day of all kinds of what we call pleasure.

I say Sabbath when we lose respect for the Christian Sabbath, we strike a deadly blow at our way of life. There is such a thing in life as faith and devotion. There is more to our way of living than an increased attention to worldly observances on the Sabbath.

I do not cherish the hope that my personal opinion will have any weight against the tide of Sabbath desecration, but I do want my personal position to be known. I say that when we lose contact with the simple faith of our childhood, of the recognition that there is a higher law than the law that we ordain that we are losing something very precious out of the texture of our way of life. There is a higher law than the laws that we enact in this chamber and I am of the opinion that bills of this kind are in derogation of that higher law.

Mr. McCORMACK. May I interrogate the Speaker, Mr. Andrews.

Mr. ANDREWS. I did not seek the interrogation. If the gentleman persists we will prolong the discussion.

Mr. McCORMACK. Well—

Mr. ANDREWS. And I will answer such questions as he may ask.

The SPEAKER pro tempore. Will the gentleman from Cambria, consent to be interrogated?

Mr. ANDREWS. If the gentleman from Philadelphia insists.

The SPEAKER pro tempore. The gentleman has the right to interrogate. Does the gentleman from Philadelphia wish to proceed?

Mr. McCORMACK. In deference to the expressed wishes of the House, Mr. Speaker, I desire not to interrogate the Speaker.

Mr. ANDREWS. He missed an opportunity.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—128

Agnew,	Foerster,	McDonald,	Renwick,
Anderson,	**Frank,**	McKeever,	Rigby,
Arlene,	Frascella,	McLaughlin,	Riley,
Ashton,	Gailey,	Machmer,	Rovansek,
Balthaser,	**Gallagher,**	Magee,	**Sakulsky,**
Bell,	Gelfand,	Maxwell,	Scarcelli,
Boles,	Gibb,	Meholchick,	Schaaf,
Bonner,	Goldstein,	Mihm,	Schuster,
Boris,	**Heavey,**	Mills,	Schwartz,
Branca,	**Heffner,**	Monroe,	**Sherman,**
Brenninger,	Holt,	Moran,	Shupnik,
Breth,	Irvis,	Muldowney,	Silverman,
Capano,	Jenkins,	Mullen,	Stank,
Capitolo,	Jim,	Munley,	**Steckel,**
Cianfrani,	Johnson, R.,	Murphy, A.J., Jr.,	Stevens,
Cioffi,	Jones, T. H. W.,	Murphy, P. J.,	Stewart,
Clarke,	Jump,	**Murray, J. J.,**	Stimmel,
Comer,	Kamyk,	Musto,	Stone,
Crossin,	Kee,	Needham,	Sullivan,
Curwood,	Kornick,	Nelson,	Taylor,
Dengler,	Kovolenko,	O'Donnell, J. A.,	Tompkins,
Dennis,	Lamb,	O'Donnell, J. P.,	Trusio,
Devlin,	Lee, A. M.,	Odorisio,	Varallo,
Donaldson,	Lee, K. B.,	O'Neil,	Verona,
Dougherty,	Leonard,	Parlante,	Walsh,
Ellberg,	Limper,	Pashley,	Wargo,
Eshleman,	Lippincott,	Perry, H. H.,	Weidner,
Fetterolf,	Lopresti,	Perry, P. E.,	Welsh,
Filo,	Luigard,	Polaski,	Wheeler,
Fineman,	Lutty,	Prendergast,	Williams, A.D., Jr.,
Floyd,	McCann,	**Reibman,**	Wynd,
Flynn,	McCormack,	Reidenbach,	Yatron,

NAYS—73

Auker,	George,	Light,	Snare,
Barton,	Gibson,	McCandless,	Snider,
Blair,	Goodrich,	McInroy,	Stoner,
Bower,	Gramlich,	Mahan,	Strausser,
Bowman,	Guthrie,	Markley,	Stroup,
Brown,	Hamilton,	Merry,	Varner,
Buchanan,	Helm,	Miller, B. Z.,	Wall,
Burns,	Henzel,	Miller, H. G.,	**Wescott,**
Davis,	Hocker,	Murray, H. P.	Whittaker,
Dennison,	Holliday,	Murray, P. G.,	Williams, E. S.,
Donahue,	Horst,	Naugle,	Willard,
Down,	Isaacs,	Ogilvie,	Willaredt,
Edwards,	Johnson, A. W.,	Polen,	Wilt,
Eshback,	Keiser,	Price,	Wood,
Ewing,	Kernaghan,	Pursley,	Worley,
Farabaugh,	Kessler,	Royer,	Yetter,
Fox,	Kooker,	Rudisill,	Zimmerman,
Fulmer,	Korns,	Seltzer,	Andrews,
Garlock,			**Speaker**

NOT VOTING—8

Cooper,	Knecht,	O'Dell,	Thompson,
Haudenshield,	Kubitsky,	Petrosky,	Ujobai,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

Recalling Senate Bill No. 29 From Governor

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 13, 1959.

RESOLVED (if the House of Representatives concur), that Senate Bill No. 29, Printer's No. 29, entitled "An act amending the act of May 4, 1927 (P.. L.. 519), entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' authorizing each civil service commission to designate the time when applicants for positions and promotions in the police force and as paid operators of fire apparatus shall take physical examinations", be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. McCANN. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 402, entitled as follows:

An act to repeal Secs. 662, 663, and 730 of "The Penal Code" approved June 24, 1939 (P. L. 872), relating to the imposition of penalties against railroad employes and other persons for certain activities during strikes and against transportation employes for injuries or death resulting from their actions.

On the question,

Will the House agree to the bill on third reading?

Mr. McCANN. Mr. Speaker, if I may have permission, I would suggest that we take the roll call as accepted on House Bill 401, Printer's No. 252 on the series of bills Nos. 402, 406, 438 and on page 12, 628. We are moving rather later into the evening than we thought we would and I hope that somehow we could agree to accept roll calls except for those who may want to change. Would this be satisfactory, Mr. Speaker?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Goldstein.

Mr. GOLDSTEIN. Of course the question, Mr. Speaker, was not addressed to me, but I can see a distinction in these bills. I believe that we should go with great care in going over the bills. Therefore, in connection with Bill 402, I would like to discuss that before we debate the others.

The SPEAKER pro tempore. The Chair hears objection to the suggestion of the Majority Leader.

The Chair might point out that we can move slowly allowing the maximum time for debate on any of these bills, but take the same roll call to save time, and any Members wishing to change their votes may do so.

Is there any objection to the procedure as just an-

naunced by the Chair as suggested by the Majority Leader?

Mr. McCANN. Mr. Speaker, I am most agreeable—

The SPEAKER pro tempore. Will the gentleman yield? Will the gentleman from Allegheny, Mr. Goldstein, yield to the Majority Leader?

Mr. GOLDSTEIN. I shall.

The SPEAKER pro tempore. The Chair recognizes the Majority Leader.

Mr. McCANN. Mr. Speaker, I am most agreeable and I am sure all the Members of the House are, that on any of the bills that the Members may want to debate, except for the saving of the time on the roll call, except those changes that may occur, if that is acceptable to the Members of this House we would like to preceed in that manner.

Mr. GOLDSTEIN. Mr. Speaker, in the debate on House Bill No. 401, I was convinced by the fair weight of the evidence that the measure was being presented as a safety measure and not "feather bedding." It was demonstrated that this bill was purportedly in the public interest in order to save and protect lives and property.

House Bill No. 402 repeals certain Acts of Assembly, and I believe that the Members of the General Assembly should know what sections are being repealed so that they can vote intelligently upon this matter.

House Bill No. 402 repeals Section 662 which reads in part as follows:

> Whoever being a locomotive engineer or other railroad employe engaged in a strike or with a view to incite others in such a strike or in furtherance of any combination or preconcerted arrangement abandons a locomotive in his charge when attached to either a passenger or freight train in any other place than the scheduled or otherwise appointed destination of the train is guilty of a misdemeanor.

Now no person certainly can contend that the engineer of a locomotive train in connection with a strike would have the right to abandon this train on the Horseshoe Curve in the dead of winter. That certainly would not be a safety measure. We feel that this particular Act of Assembly should remain upon the statute books.

Section 663 provides substantially that where there is a strike a man who is working for the Pennsylvania Railroad can not refuse to take his train to the B & O Railroad which happens to be on strike. We all realize that transportation is a public matter and that the interests of the railroad are subservient to the public.

Now if House Bill No. 402 applied only to Section 730 which places a criminal liability upon a railroad for mere negligence I could vote for that bill, but since this particular bill carries new features, and since this particular bill in my opinion is not a safety measure, it is against the best interests of the public, and we feel that Members on both sides of the House to protect their constituents should vote against this bill.

Mr. FINEMAN. Mr. Speaker, I do not believe that Mr. Goldstein has interpreted the repeal of section 662 in a proper light.

I would quite agree with him that it would be unreasonal for an engineer to leave or abandon his train on a hair pin curve and just merely walk away from it. That is not the intent of the repeal of this section of the Penal Act of 1939.

Under the Penal Act or Code of 1939, this section 662, an engineer who refuses or fails to take his train to the point of destination is guilty of a misdemeanor.

Simply that means this, if a train is scheduled to go from Philadelphia to California and the Union to which the engineer belongs goes on strike, that engineer, notwithstanding the fact that he may take his train into the closest available roundhouse and properly discharge his function as to making certain that the train is safely secured, notwithstanding these facts, he can be subjected to the provisions of this act, holding him responsible for a misdemeanor. That is the provision of this act that is particularly onerous and is the main reason for the repeal.

Mr. A. M. LEE. Mr. Speaker, I agree with Mr. Goldstein that the purpose of section 662 is to prevent the abandonment of equipment at some intermediate point which may inconvenience and may threaten the safety of passengers, and also may result if there is perishable cargo, in the destruction or deterioration of that cargo. It also may result, if the equipment is abandoned, in serious damage to the equipment itself. As a result of which I agree with Mr. Goldstein that the repeal of this particular section is not proper.

In connection with his remarks on section 663, I do not think that it was made quite clear as to just exactly what the purpose of that section is. It says, in effect, that if railroad A is on strike, and on or about the time this strike commences cars are delivered in the normal course of events to railroad B, which is not on strike, if the employes of railroad B do not move those cars they are subject to the penalty imposed by this section. The reason for the section is that once those cars are delivered to railroad B, and if railroad B is not on strike, as far as the railroad itself is concerned it is subject to suit by the shipper or the consignee if they do not deliver the goods. In addition to which they are subject to sanctions by the I.C.C., as a result of which this particular provision is for the protection of the railroad whose employes are not on strike, and to whom cars are properly delivered in order that they may be assured that these cars will reach their destination, and they will not be subjected to a serious penalty that would be imposed under the law in the event the cars were not delivered.

In connection with section 730, which imposes penalties for wilful misconduct and negligence in failure to observe safety rules and regulations upon a railroad employe, we have heard a lot of talk here today about safety. The operation is so closely entwined with the public interest and the safety of life and property that it appears to me reasonable and proper that such a provision should be on the statute books of the Commonwealth. Accordingly, Mr. Speaker, I ask that this bill be voted down.

Mr. BELL. Mr. Speaker, I would like to interrogate one of the sponsors.

The SPEAKER pro tempore. Will one of the sponsors agree to be interrogated? Will the gentleman from Westmoreland consent to be interrogated?

Mr. MAXWELL. Before I am interrogated, may I make a brief statement?

The SPEAKER pro tempore. Will the gentleman from Delaware yield to the gentleman from Westmoreland?

Mr. BELL. Yes, Mr. Speaker.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. MAXWELL. Mr. Speaker, I understand that on this side of the House we have a very able and eager beaver who just loves to be interrogated, so I will yield to the gentleman from Philadelphia, Mr. Fineman.

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. Fineman, consent to be interrogated?

Mr. FINEMAN. I shall, Mr. Speaker.

Mr. BELL. Mr. Speaker, if there is a strike called or something of that nature occurs, and a crew walks off a passenger train halfway between Philadelphia and Chester on the Pennsylvania Railroad, does this present criminal code punish the employes who walked off the train?

Mr. FINEMAN. I think so, Mr. Speaker.

Mr. BELL. Is it the purpose of this bill, among other things, to remove that penalty?

Mr. FINEMAN. That question is not susceptible of a yes or no answer, because if I were to give you a yes or no answer you would be boxing me into the position that I do not want to take.

Mr. BELL. Mr. Speaker, the gentleman from Philadelphia, overestimates my ability. I would still like to put a very simple question. Does this bill remove the criminal penalties that attach to a crew leaving a passenger train on a main line of the Pennsylvania railroad due to a strike or any other reason? No catch question, do they or do they not?

Mr. FINEMAN. I will have to reiterate what I said before. The intention of this bill is to delete the necessity of an engineer taking his train to a point of destination where that point of destination is many, many miles from where he is commencing his run.

I understand, although I am not a railroad man, it is the established custom for all engineers to take their train, in the event of this type of contingency, to the nearest roundhouse so that passengers may be safely discharged, so that the equipment and the vehicles that are in their care may be safely stored away, or whatever else is done with them.

Mr. BELL. Mr. Speaker, I will repeat my question. I will make it a little more simple. If my wife and my 5 year old child are on a passenger train between Philadelphia and Chester on the Pennsylvania Railroad and the crew walks off because of a strike, does this remove the criminal provisions?

Mr. FINEMAN. If the crew walks of, it would remove the criminal provisions, but your question is like asking me, when did I stop beating my wife?

Mr. BELL. Mr. Speaker, I think that is the answer I am after. I thank the gentleman, Mr. Speaker.

Mr. FINEMAN. You are welcome sir, and may I say to Mr. Maxwell that he is grossly in error about my willingness to be interrogated.

Mr. BELL. Mr. Speaker, I rise to oppose this bill because if my wife and my child, or if the constituents of my district, are on a train and a strike is called I want to see them safely brought to a station and not left stranded on a train. Well it could even be farther away from Chester than Philadelphia. They are not very good walkers today.

Mr. TAYLOR. Mr. Speaker, I will answer the man's question for him.

The SPEAKER pro tempore. Will the gentleman from Philadelphia suspend?

The gentleman from Delaware, Mr. Bell, has the floor, the gentleman from Philadelphia will be recognized as soon as the gentleman from Delaware has terminated his debate of the bill.

Mr. BELL. If this bill is amended to give the safeguard to these people in my district and other people from Pennsylvania, I might feel otherwise about the bill, but I am greatly concerned that these trains get into the stations, and that there be a provision kept in the criminal code to penalize an engineer or crew that leaves a train midway between stations.

Mr. TAYLOR. Mr. Speaker, in answer to the man's question, all passengers will be delivered to their destination, including cattle.

Mr. BELL. Will the gentleman from Philadelphia, my good friend Mr. Taylor, show where it says that in the provisions being ripped out.

The SPEAKER. Is the gentleman from Delaware interrogating the gentleman rom Philadelphia?

Mr. BELL. I don't have to, Mr. Speaker.

Mr. TAYLOR. It may not show in this particular bill but it is the ruling of the ICC that all passengers be delivered to their destinations, also all cattle trains and livestock.

Mr. BELL. Do the ICC regulations cover a local train from Philadelphia, Pennsylvania to Chester, Pennsylvania, terminating in Chester, Pennsylvania?

The SPEAKER. Is the gentleman from Delaware, interrogating?

Mr. BELL. Yes, Mr. Speaker.

The SPEAKER. Which Member is the gentleman interrogating?

Mr. BELL. I guess I would as soon have Mr. Taylor.

The SPEAKER. Does the gentleman from Philadelphia, Mr. Taylor, consent to be interrogated?

Mr. TAYLOR. I shall, Mr. Speaker.

The SPEAKER pro tempore. Will the gentleman then answer the question?

Mr. TAYLOR. What is the question?

The SPEAKER pro tempore. Will the gentleman from Delaware repeat the question?

Mr. BELL. Mr. Speaker, if a local train originates in Philadelphia, Pennsylvania and terminates in Chester, Pennsylvania without going through any other State, does it operate under an ICC set of regulations.

Mr. TAYLOR. Yes.

Mr. BELL. I thank the gentleman, Mr. Speaker.

Mr. McCORMACK. Mr. Speaker, I am afraid that the majority of the Members here have missed the point behind this legislation.

As we all know, these penal provisions were written into our law at a time when the railroads were the darlings of the Legislature, at a time when large blocks of Members were controlled lock, stock and barrel by the railroads. But the fundamental unfairness in a bill like this, is that it applies to no other situation.

The PTC can have a work stoppage or a strike and the operators of those facilities can leave their vehicles and the people have no way of getting to their destination, yet there is nothing in the penal code, and I stand corrected on this, that would make it a crime for the operator to leave. And so with the trucking industry, there is nothing in the penal code that would make it a crime for the operator to leave without returning his vehicle to his point of origin or to his point of destination. This

is special class legislation and it has been on the books for years.

If someone can point out to me a similar situation in another industry where there are a few provisions applicable, then I would say that the bill is not fair but this would remove those special penal provisions pertaining exclusively to railroads.

Mr. TAYLOR. Mr. McCormack got his remarks mixed. He's got a class "J" railroad mixed with the Philadelphia Traction Company.

Mr. TOMPKINS. Mr. Speaker, I have been listening with a great deal of interest to this debate. There are two things that have come up in my mind in connection with it.

Number one is that there comes a time sometimes when the protection of the public temporarily rises above the interest of labor strikes, that is, to get people who are paying taxes for their services to their destination, for which they have paid their fare.

Number two is that a great number of people here have been arguing about how they would be left off between Philadelphia and Chester. My worry is if they stop and leave me out in the mountain regions that I have to travel on foot to get to my home.

Mr. GELFAND. Mr. Speaker, I think as we discuss this bill, we miss one of the major points. The origin of this legislation goes away back to the latter part of the nineteenth century. The bill referred to is in the 1939 Criminal Code, but it was rewritten into the Criminal Code from laws which have long been on the statutes of Pennsylvania. These laws were created at the time of railroad disputes many, many years ago, before the rights of labor were fully recognized. Since the creation of these laws we have had the Pennsylvania Labor Relations Act.

We have had many acts on the federal books which would have acted as bills of right, so to speak, for labor. The only portion of labor, the only aspect of labor, which is still penalized with this type of legislature happens to be railway labor. Now if you would refer to the bill you would find that what it does say is this: "Any man who takes the train to any place other than the scheduled point of destination of such train is guilty of a misdemeanor." Now the point is what difference does it really make where he drops the train if he drops it in a safe location?

What we are doing here is taking away his protective right to strike because what we are saying is unless you complete your duties with the railroad then you have committed a crime which is a misdemeanor. Now we must bear in mind that in any dispute there are two sides to a dispute, both that of labor and that of industry. If industry would be willing to accept the demands of labor in a given situation perhaps we wouldn't have a problem created.

Also, when we go to section 730 of the existing Act we find that it says anyone who is guilty of a violation of a rule or regulation or who negligibly violates a rule or regulation of the railroad company is also guilty of a misdemeanor, subject to a fine of $1,000 and imprisonment not exceeding three years.

Now, Mr. Lee, made much of the fact that this might be a safety regulation. There is nothing in here which says it deals with safety regulation. It merely says rules and regulations, and if the railroad had a rule which says a brakeman must wear white gloves when he comes to work and if the railroad worker didn't wear white gloves, and through some mishap someone was injured then the railroad worker would of necessity be in violation of section 730 and subject to the penal provisions.

Now one thing I do object to when we discuss legislation here is reading into the legislation something that does not appear.

What we are doing here is creating all sorts of strawmen and then proceeding to knock them down in a manner which is not pertinent or germaine to the actual bill. I think if we think of the matter clearly, view what has happened with the growth of labor in the United States, realize that these bills had inception at a time when labor was just starting to grow and when industry in many, many instances had to be watched very, very carefully, I think we will realize that the removal of these matters from the current books is not doing any harm to anyone and then we will all safely vote in favor of removing them from the books and voting for the bill as it is.

Mr. A. M. LEE. Mr. Speaker, I would just like to say one thing in connection with the remarks of the gentleman from Philadelphia, Mr. Gelfand. He talks about everybody talking beside the point, but he talked beside the point too. These criminal provisions are not for the protection of the railroad. They are not for the protection of the members of the labor union. They are for the protection of the general public and I think these provisions are good.

Mr. BELL. I would like to interrogate the gentleman from Philadelphia, Mr. Gelfand, very briefly.

The SPEAKER pro tempore. Does the gentleman from Philadelphia, Mr. Gelfand, consent to be interrogated?

Mr. GELFAND. Very briefly, Mr. Speaker.

Mr. BELL. Mr. Speaker, does the gentleman from Philadelphia want us to believe that because a criminal law is old, it is no good?

Mr. GELFAND. Mr. Speaker, in answer to that question I would say, I do think the laws which are old should be re-examined and if they appear to be failures they should be removed from the books.

Mr. BELL. Mr. Speaker, without being impious, can we go back to the ten commandments? They are rather old.

The SPEAKER pro tempore. The gentleman's question is not pertinent and the Chair rules it is out of order.

Mr. BELL. Mr. Speaker, I would like to make a few remarks.

The SPEAKER pro tempore. The gentleman is in order and will proceed.

Mr. BELL. I have in front of me now Section 662, of the Code, which is supposed to be ripped out by this bill, and this portion of the code contains a fine not to exceed $200, or a term not to exceed six months, for any person who abandons a locomotive engine in his charge, whether attached either to a passenger or a freight train, at any place other than scheduled or otherwise appointed destination of such a train.

Now the way I read that it means that if an engineer and the crew walk off and leave a train between stations today, they can be fined or meybe imprisoned. I have had that experience in western United States and it was

not very interesting. I say, for the welfare of the people of Pennsylvania, we should keep this portion of the Penal Code I am talking specifically about, Section 662.

The SPEAKER pro tempore. The Chair informs the membership of the House we shall probably suspend this roll during its call and, without objection on the part of the House, poll the members of the Committee on Elections and Apportionment who will come down here to vote.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs. A. M. LEE, DAVIS and STROUP.

The roll was verified and was as follows:

YEAS—106

Anderson,	Frascella,	Meholchick,	Rovansek,
Arlene,	Gailey,	Mihm,	Rudisill,
Balthaser,	Gallagher,	Mills,	Sakulsky,
Boies,	Garlock,	Monroe,	Scarcelli,
Bonner,	Gelfand,	Moran,	Schaaf,
Branca,	Hamilton,	Muldowney,	Schuster,
Breth,	Heavey,	Mullen,	Schwartz,
Burns,	Holt,	Munley,	Sherman,
Capano,	Irvis,	Murphy, A.J., Jr.,	Shupnik,
Capitolo,	Jenkins,	Murphy, P. J.,	Silverman,
Cianfrani,	Jim,	Murray, J. J.,	Snider,
Cioffi,	Kamyk,	Musto,	Stank,
Clarke,	Kornick,	Needham,	Stone,
Comer,	Kovolenko,	O'Donnell, J. A.,	Sullivan,
Crossin,	Lamb,	O'Donnell, J. P.,	Taylor,
Curwood,	Leonard,	O'Neil,	Trusio,
Dennis,	Limper,	Parlante,	Varallo,
Devlin,	Lopresti,	Pashley,	Verona,
Dougherty,	Luigard,	Perry, H. H.,	Walsh,
Ellberg,	Lutty,	Perry, P. E.,	Wargo,
Farabaugh,	McCann,	Polaski,	Welsh,
Filo,	McCormack,	Polen,	Wheeler,
Fineman,	McDonald,	Prendergast,	Yatron,
Floyd,	McKeever,	Reibman,	Yetter,
Flynn,	McLaughlin,	Reidenbach,	Andrews,
Foerster,	Machmer,	Renwick,	Speaker
Frank,	Maxwell,	Riley,	

NAYS—94

Agnew,	Fulmer,	Korns,	Snare,
Ashton,	George,	Lee, A. M.,	Steckel,
Auker,	Gibb,	Lee, K. B.,	Stevens,
Barton,	Gibson,	Light,	Stewart,
Bell,	Goldstein,	Lippincott,	Stimmel,
Blair,	Goodrich,	McCandless,	Stoner,
Boris,	Gramlich,	McInroy,	Strausser,
Bower,	Guthrie,	Magee,	Stroup,
Bowman,	Heffner,	Mahan,	Tompkins,
Brenninger,	Helm,	Markley,	Varner,
Brown,	Henzel,	Merry,	Wall,
Buchanan,	Hocker,	Miller, B. Z.,	Weidner,
Davis,	Holliday,	Miller, H. G.,	Wescott,
Dengler,	Horst,	Murray, H. P.	Whittaker,
Dennison,	Isaacs,	Murray, P. G.,	Williams, A.D., Jr.,
Donahue,	Johnson, A. W.,	Naugle,	Williams, E. S.,
Donaldson,	Johnson, R.,	O'Dell,	Willard,
Down,	Jones, T. H. W.,	Ogilvie,	Willaredt,
Edwards,	Jump,	Price,	Wilt,
Eshback,	Kee,	Pursley,	Wood,
Eshleman,	Keiser,	Rigby,	Worley,
Ewing,	Kernaghan,	Royer,	Wynd,
Fetterolf,	Kessler,	Seltzer,	Zimmerman,
Fox,	Kooker,		

NOT VOTING—9

Cooper,	Knecht,	Nelson,	Petrosky,
Haudenshield,	Kubitsky,	Odorisio,	Thompson,
			Ujobai,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 406, entitled as follows:

An Act relating to employers and employes of railroads and providing for the regulations of health and safety conditions in places of railroad employment.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McCANN. Mr. Speaker, could we then at this point pick up the fast roll call it has now been verified and a matter of record to speed the operation of the roll call, and those who desire to change be recorded as such.

The SPEAKER pro tempore. The Chair will once again ask the House if there is any objection to the procedure suggested by the Majority Leader.

Mr. A. W. JOHNSON. I believe there are those who will want to debate the bill. I think after the debate those who wish to change their vote can stand, and I believe that it will be agreeable on this side to take the same roll call on this bill.

The SPEAKER pro tempore. The Chair hears no objection. We will proceed with the debate on this bill.

Mr. A. M. LEE. Mr. Speaker, just briefly for the information of the House I would like to point out what this bill provides. It requires the Public Utility Commission to require railroads to install electrical systems in their trains so that there are rear lights on all trains, which are powered by electricity, visible for three thousand feet under ordinary atmospheric conditions. In addition to which, it requires electrical lighting inside the caboose.

In the first place, the present oil lamps which are used are visible for three thousand feet under ordinary atmospheric conditions. In the second place, as far as the electrical lights inside the caboose, it seems to me that it would serve no useful purpose. First, there is very little clerical work that is required inside the train because the major duties of the persons who occupy the caboose is to observe the train in motion and to see whether there is any equipment dragging or if there is anything else wrong with the train as it proceeds.

Therefore, Mr. Speaker, the present oil lamps in the caboose are certainly adequate and actually desirable, because for the purpose of the train it is important that there be as little light as possible inside the caboose. Otherwise, it would interfere with the observation of the train inside. Thank you.

Mr. SCHWARTZ. Mr. Speaker and Members of the House, I do not like to disagree with my colleague from Philadelphia, nor do I want to question how he became such an expert on railroads and railways, but it certainly seems to me that an electric marker lamp would certainly be much more visible on the rear end of a train than an oil lamp.

Changes take place in the Commonwealth of Pennsylvania just like they do all over, and certainly an electrical system is much to be preferred now when you get to the caboose, which is a car attached to a—not a passenger train—but usually a freight train. If the employes are required to do clerical work, and I understand that they are from information that I have received, then you ought to have decent light in the caboose car so that they can do the clerical work that the railroad requires them to do. I think that this is not feather bedding legislation. This is good legislation, in keeping with our modern times.

I urge the Members on both sides of the House to vote for this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—124

Anderson,	Fox,	McLaughlin,	Rigby,
Arlene,	Frank,	Machmer,	Riley,
Balthaser,	Frascella,	Magee,	Rovansek,
Barton,	Gailey,	Maxwell,	Rudisill,
Boles,	Gallagher,	Meholchick,	Sakulsky,
Bonner,	Garlock,	Merry,	Scarcelli,
Boris,	Gelfand,	Mihm,	Schaaf,
Branca,	Goldstein,	Mills,	Schuster,
Breth,	Hamilton,	Monroe,	Schwartz,
Buchanan,	Heavey,	Moran,	Sherman,
Burns,	Heffner,	Muldowney,	Shupnik,
Capano,	Holt,	Mullen,	Silverman,
Capitolo,	Irvis,	Munley,	Snare,
Cianfrani,	Jenkins,	Murphy, A.J., Jr.,	Snider,
Cioffi,	Jim,	Murphy, P. J.,	Stank,
Clarke,	Jump,	Murray, J. J.,	Stewart,
Comer,	Kamyk,	Musto,	Stone,
Crossin,	Kee,	Needham,	Sullivan,
Curwood,	Kornick,	O'Donnell, J. A.,	Taylor,
Dennis,	Kovolenko,	O'Donnell, J. P.,	Trusio,
Devlin,	Lamb,	O'Neil,	Varallo,
Dougherty,	Leonard,	Parlante,	Verona,
Edwards,	Limper,	Pashley,	Walsh,
Eilberg,	Lopresti,	Perry, H. H.,	Wargo,
Eshback,	Luigard,	Perry, P. E.,	Welsh,
Farabaugh,	Lutty,	Polaski,	Wheeler,
Filo,	McCandless,	Polen,	Williams, A.D., Jr.,
Fineman,	McCann,	Prendergast,	Williams, E. S.,
Floyd,	McCormack,	Reibman,	Yatron,
Flynn,	McDonald,	Reidenbach,	Yetter,
Foerster,	McKeever,	Renwick,	Andrews, Speaker

NAYS—76

Agnew,	George,	Korns,	Steckel,
Ashton,	Gibb,	Lee, A. M.,	Stevens,
Auker,	Gibson,	Lee, K. B.,	Stimmel,
Bell,	Goodrich,	Light,	Stoner,
Blair,	Gramlich,	Lippincott,	Strausser,
Bower,	Guthrie,	McInroy,	Stroup,
Bowman,	Helm,	Mahan,	Tompkins,
Brenninger,	Henzel,	Markley,	Varner,
Brown,	Hocker,	Miller, B. Z.,	Wall,
Davis,	Holliday,	Miller, H. G.,	Weidner,
Dengler,	Horst,	Murray, H. P.	Wescott,
Dennison,	Isaacs,	Murray, P. G.,	Whittaker,
Donahue,	Johnson, A. W.,	Naugle,	Willard,
Donaldson,	Johnson, R.,	O'Dell,	Willaredt,
Down,	Jones, T. H. W.,	Ogilvie,	Wilt,
Eshleman,	Keiser,	Price,	Wood,
Ewing,	Kernaghan,	Pursley,	Worley,
Fetterolf,	Kessler,	Royer,	Wynd,
Fulmer,	Kooker,	Seltzer,	Zimmerman,

NOT VOTING—9

Cooper,	Knecht,	Nelson,	Petrosky,
Haudenshield,	Kubitsky,	Odorisio,	Thompson,
			Ujobai,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 438, entitled as follows:

An Act compelling common carriers by railroad to man locomotives trains and other self-propelled engines or machines with competent employes providing for the minimum number and qualifications of men so employed and providing penalties.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. BOWMAN. Mr. Speaker, I hesitate at this late hour to debate this bill at length. However, it is the most important bill in this so-called package of railroad bills.

It is called the "Full Crew Bill." It, for the first time in Pennsylvania legislative history, creates the new position of flagman. Now you recall the discussion and interrogation on Bill 401. This bill specifically does create the new position of flagman on the railroad.

For those of you who believe that this Legislature should not pass something that is unconstitutional, I would refer you to the fact that this Legislature in 1937 passed the "Full Crew Law." That Full Crew Law was declared unconstitutional by the Supreme Court of Pennsylvania as being an unreasonable burden upon the railroad industry, having no relation to the safety of the people in relation to the tremendous burden placed by the railroad industry. This bill today contains three sections which are the same sections, the same terminology, the same number of employes on crews of particular types of trains as were declared unconstitutional by the Supreme Court of Pennsylvania. If you, therefore, vote in favor of this bill you are voting either on an unconstitutional bill or on the assumption that the Supreme Court of Pennsylvania would not declare the same thing unconstitutional that it did just a few years ago.

What does this bill actually do? Oddly enough, as distinquished from the Full Crew Laws of 1937, it only selects particular types of trains on which full-crew requirements are required. In the 1937 legislation the Legislature provided for full crews on all types of trains and locomotives on the main lines and in the yards. However, for reasons unknown to me, the bill before you today just selects particular types of trains and prescribes minimum crews for those particular types of trains. There is no mention of passenger trains whatsoever. Whereas, the 1937 legislation did cover passenger trains, there are no provisions with respect to freight trains of more than 50 cars. Yet in 1937 we felt that the safety factor had something to do with freight trains of 50 cars or more. There are no provisions in this bill for local freight trains for minimum crews.

There are no provisions for all other general types of trains in this bill, as there was in the 1937 legislation. This bill is limited to full crews for four particular types of trains. Why? Is there any more important or different

safety problem involved in just certain types of trains than there is on all types of trains, in particular with reference to passenger trains? It is beyond my comprehension.

As I mentioned previously, the full crew bill this year, the one before you now, creates the additional job of flagman and the bill prescribes the respect to the three types of trains it covers, and I will add at this point that it also covers trains and wreck trains which have no passengers or freight on them whatever. They must have minimum full crews in this bill.

Getting to the content of this bill itself it covers, as I said, just three particular types of trains. It covers only freight trains of les than 50 cars, locomotives in yards, single locomotives on main tracks, self-propelled hoisting cranes has some penal provisions in addition to those. In other words, this legislation picks out three types of trains and they tell us that it is done for the protection of the public. If the protection of the public is so important, and that is the reason for this legislation, why then do they not require full crews for trains in which there are pasengers and for freight trains of more than 50 cars? The answer to the question is simple. They are not interested in the public. This bill is merely made to provide additional jobs, as I said before, feather bedding for railroad crews on certain types of trains.

Now, the bill will add, in some cases, one additional crew member that will be in addition to the present crews of an engineer, a fireman, a conductor or brakeman, and in some cases one conductor or two brakemen. This bill will require an additional member, in some cases, to the crew, when we have, in the opinion of the Public Utility Commission and the I.C.C., all the men that are presently needed.

I do not want to prolong this debate with respect to the need for additional men, I do not want to prolong this debate with respect to what it would cost the industry, but I have been supplied with authoritative figures that this bill now before you will cost the industry over $5 million a year in Pennsylvania.

We have before us, in my opinion, an unconstitutional piece of legislation. We have legislation which, while purporting to be for the safety of the public, does not cover the trains in which the public is most interested and, finally, we have before us what I consider to be pure feather bedding legislation. I ask members on both sides of this House to vote against this bill.

BILL POSTPONED

Mr. McCANN. Mr. Speaker, I move that House Bill No. 438, Printer's No. 235, be placed on the final passage postponed calendar.

The motion was agreed to.

HOUSE BILL No. 628 MADE A SPECIAL ORDER

Mr. McCANN. Mr. Speaker, I move that House Bill No. 628, Printer's No. 260 on page 12 of today's calendar, bills on third reading be made a special order of business immediately.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 628, entitled as follows:

An Act regulating the time of payment of wages and earnings of railroad employes.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. BOWMAN. Mr. Speaker, I would like to interrogate one of the sponsors of the bill.

The SPEAKER pro tempore. The sponsor of the bill is Mr. Gallagher, the gentleman from Bucks. Does the gentleman consent to be interrogated?

Mr. GALLAGHER. Yes, Mr. Speaker.

Mr. BOWMAN. Mr. Speaker, is it not correct that the present Act of 1913 provides for bi-monthly payment of wages to all segments of industry and business?

Mr. GALLAGHER. Yes, Mr. Speaker, I believe that is true.

Mr. BOWMAN. Would the gentleman explain to the House the particular reason or need who the railroad industry should be particularly singled out or why railroad employes should be particularly singled out or treated with favor, with respect to the payment of wages?

Mr. GALLAGHER. Mr. Speaker, many industries in the state of Pennsylvania have pursued this practice of paying their employes on a weekly, rather than a bi-monthly basis, and it has been requested by the railroad employes that they be given the opportunity to have this extended to them as it has been to other industries in the state. In this modern day and age it is needed that weekly payments be made to these employes rather than bi-monthly.

Mr. BOWMAN. Mr. Speaker, is it not correct that all employes that are paid on a weekly basis now have obtained that through negotiations under labor contract rather than by law?

Mr. GALLAGHER. In some cases that might be possible. Had this Legislature not enacted this bi-monthly payment, we would have no need to amend it to provide for weekly payments.

Mr. BOWMAN. Is it not correct that the industries or segments of industries of which you spoke which pay weekly, have done so through negotiation of their labor contract rather than by law?

Mr. GALLAGHER. Not in all cases. I say again that if this Legislature had not enacted this law providing for bi-monthly payments we would have no need at this time to amend it to provide the weekly payments. They would have been provided for under the course of bargaining agreements of the railroad industry and the labor unions involved.

Mr. BOWMAN. Thn why is this amendment not bold enough to cover all industry?

Mr. GALLAGHER. Mr. Speaker, if the gentleman feels that it should cover all industry, I would be glad to help sponsor a bill with him to provide for all industries.

Mr. BOWMAN. I did not say that I was in favor of it; I was asking why the gentleman did not draw it in favor of all industry.

Mr. GALLAGHER. I will draw it if the gentleman will help co-sponsor it.

Mr. BOWMAN. I did not say that I was in favor of it. I ask why the gentleman did not do so.

Mr. GALLAGHER. At this time that is not a matter for discussion.

Mr. BOWMAN. Is the gentleman aware that if this bill passes, railroad workers will not have the protection of the Act of 1891 prohibiting the future assignment of wages.

Mr. GALLAGHER. Will the gentleman repeat that please?

Mr. BOWMAN. Is the gentleman aware that if this legislation passes, railroad workers will not have the benefit and protection of the Act of 1891 which prohibits the future assignment of wages where wages are paid on a bi-monthly basis?

Mr. GALLAGHER. As far as I know, it does not affect the situation, Mr. Speaker.

Mr. BOWMAN. Is the gentleman aware of the provisions of the Act of 1891?

Mr. GALLAGHER. At the present I am not.

Mr. BOWMAN. Thank you.

Mr. Speaker, the Act of 1891 provides that where wages are paid on a bi-monthly basis they may not be the subject of future assignment by the employe. This is a very salutary piece of legislation. It is very beneficial and helpful to the laboring man or to any person receiving wages. However, the provisions of that Act are limited to those cases where wages are paid on a bi-monthly basis. I suggest to the Members of this House that if this legislation passes that protection given to the laboring man will no longer be available to him under the provisions of this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—122

Anderson,	Frank,	Machmer,	Scarcelli,
Arlene,	Frascella,	Maxwell,	Schaaf,
Balthaser,	Gailey,	Meholchick,	Schuster,
Bell,	Gallagher,	Mihm,	Schwartz,
Boles,	Garlock,	Mills,	Sherman,
Bonner,	Gelfand,	Monroe,	Shupnik,
Boris,	Hamilton,	Moran,	Silverman,
Branca,	Heavey,	Muldowney,	Snare,
Breth,	Heffner,	Mullen,	Snider,
Buchanan,	Holt,	Munley,	Stank,
Burns,	Irvis,	Murphy, A.J., Jr.,	Stevens,
Capano,	Isaacs,	Murphy, P. J.,	Stewart,
Capitolo,	Jenkins,	Murray, J. J.,	Stone,
Cianfrani,	Jim,	Musto,	Sullivan,
Cioffi,	Johnson, A. W.,	Needham,	Taylor,
Clarke,	Kamyk,	O'Donnell, J. A.,	Trusio,
Comer,	Kee,	O'Donnell, J. P.,	Varallo,
Crossin,	Kooker,	O'Neil,	Varner,
Curwood,	Kornick,	Parlante,	Verona,
Dennis,	Kovolenko,	Pashley,	Walsh,
Devlin,	Lamb,	Perry, H. H.,	Wargo,
Donahue,	Leonard,	Perry, P. E.,	Welsh,
Dougherty,	Limper,	Polaski,	Wheeler,
Eilberg,	Lopresti,	Polen,	Whittaker,
Eshback,	Luigard,	Prendergast,	Williams, A.D., Jr.,
Farabaugh,	Lutty,	Reibman,	Williams, E. S.,
Filo,	McCann,	Renwick,	Yatron,
Fineman,	McCormack,	Riley,	Yetter,
Floyd,	McDonald,	Rovansek,	Andrews,
Flynn,	McKeever,	Rudisill,	Speaker
Foerster,	McLaughlin,	Sakulsky,	

NAYS—73

Agnew,	George,	Lee, A. M.,	Rigby,
Ashton,	Gibb,	Lee, K. B.,	Seltzer,
Auker,	Gibson,	Light,	Steckel,
Barton,	Goldstein,	Lippincott,	Stimmel,
Blair,	Goodrich,	McCandless,	Stoner,
Bower,	Gramlich,	McInroy,	Strausser,
Bowman,	Guthrie,	Magee,	Stroup,
Brenninger,	Helm,	Mahan,	Tompkins,
Brown,	Henzel,	Markley,	Wall,
Davis,	Hocker,	Merry,	Weidner,
Dengler,	Holliday,	Miller, B. Z.,	Wescott,
Dennison,	Horst,	Miller, H. G.,	Willard,
Donaldson,	Johnson, R.,	Murray, H. P.	Willaredt,
Down,	Jones, T. H. W.,	Naugle,	Wilt,
Edwards,	Keiser,	O'Dell,	Wood,
Ewing,	Kernaghan,	Ogilvie,	Worley,
Fetterolf,	Kessler,	Price,	Wynd,
Fox,	Korns,	Pursley,	Zimmerman,
Fulmer,			

NOT VOTING—14

Cooper,	Knecht,	Odorisio,	Royer,
Eshleman,	Kubitsky,	Petrosky,	Thompson,
Haudenshield,	Murray, P. G.,	Reidenbach,	Ujobai,
Jump,	Nelson,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 442, Printer's No. 256

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 495, entitled as follows:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions for discontinuing joint schools and departments.

On the question,

Will the House agree to the bill on third reading?

Mr. CAPANO asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 1708) page 2, lines 5 to 9 by striking out "and with the" in lines 5 and all of lines 6 to 8, and "the approval of the Department of Public Instruction" in line 9.

Amend Sec. 1 (Sec. 1708), page 2, line 10 by inserting after "department"

The secretary of the joint board or committee shall certify to the county board and to the Department of Public Instruction the fact of such discontinuance and the effective date thereof.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection

House Bill No. 584, Printer's No. 215

was passed over at the request of the SPEAKER pro tempore.

RECONSIDERATION OF VOTE ON HOUSE BILL No. 114

Mr. McCORMACK. Mr. Speaker, I move that the vote by which House Bill No. 114, Printer's No. 230, entitled:

"An Act amending the 'Liquor Code' approved April 12, 1951 (P. L. 90) authorizing issuance of special temporary permits for the retail sale of malt or brewed beverages at baseball parks under certain circumstances in cities of the first class."

was defeated on Final Passage Tuesday, April 7, 1959, be reconsidered.

Mr. DOUGHERTY. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. McCormack vote on the final passage of this bill?

Mr. McCormack. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Dougherty vote on the final passage of this bill?

Mr. DOUGHERTY. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. McCORMACK. Mr. Speaker, I move that this bill be placed final passage on the postponed calendar.

The motion was agreed to.

RECONSIDERATION OF VOTE ON HOUSE BILL No. 336

Mr. KEE. Mr. Speaker, I move that the vote by which House Bill No. 336, Printer's No. 246, entitled:

"An Act requiring the approval of electorate prior to the construction, erection or acquisition of public housing projects in cities of the first class in certain cases."

was defeated on Final Passage Wednesday, April 8, 1959, be reconsidered.

Mr. COMER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Kee vote on the final passage of this bill?

Mr. KEE. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Comer vote on the final passage of this bill?

Mr. COMER. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. KEE. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

House Bill No. 693, Printer's No. 262,
House Bill No. 707, Printer's No. 263,
House Bill No. 791, Printer's No. 269,
House Bill No. 799, Printer's No. 272,
Senate Bill No. 250, Printer's No. 632 and
Senate Bill No. 309, Printer's No. 610 and
Senate Resolution Serial No. 102, Printer's No. 667

were passed over at the request of Mr. McCANN.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mrs. VARALLO asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by her.

RESOLUTION

Mr. COMER offered a resolution which was filed with the Clerk under the Rules.

The SPEAKER pro tempore. The Chair wishes to thank the membership for what generally has been a very patient and orderly procedure, although it has been lengthly. It was a privilege for me to serve as your speaker and I now return the gavel to the Speaker of the House.

THE SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. These substitutes are too darned good.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

SENATE BILL No. 261

An Act amending the act of April 27 1927 (P L 465) entitled as amended "Fire Safety Building Regulation Law" providing exemptions from certain provisions of the act

ANNOUNCEMENT

Mr. McCANN. For the information of all the Members of the House who have been asking about the plans for the operation of this House next week, I am pleased to inform them that we will be in session only on Monday and Tuesday next week—Monday at 4:30; Tuesday at 12:00 noon. The following week we will go into a full heavy schedule again.

REHEARSAL

There will be a chorus rehearsal immediately following today's session in the Majority Caucus Room for twenty minutes only.

ADJOURNMENT

Mr. FULMER. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 15, 1959 at 10:00 a.m.

The motion was agreed to, and (at 6:45 p.m.) the House adjourned.

SUPPLEMENT

REMARKS BY MR. WEIDNER

Mr. WEIDNER. Mr. Speaker, on March 19th, the Kutztown and West Reading High Schools held the Berks County Scholastic Basketball Conference Meet in my P.I.A.A. district as the first circuit to have two champions in the same season. That evening at the end of the day, which was but a few minutes apart, Kutztown captured

the Class B title defeating West Middlesex of New Wilmington by a score of 51-34, while West Reading captured the Class C championship by defeating the Lilly Washington team from Cambria county by a score of 74-55.

West Reading is located in my legislative district and it is only natural that I should have a personal interest in this school. The season's record of 27-1 is outstanding and our only loss was to none other than their neighbor, Kutztown, the Class B champions. Both teams are here today to whom we pay honor, and it is my privilege and pleasure, Mr. Speaker, to introduce to the House, Mr. Roy Bilger, the coach of the West Reading team, who will accept a copy of the resolution on behalf of his team, which this House adopted at yesterday's session. Mr. Speaker I yield to Mr. Machmer, the gentleman from Berks.

The SPEAKER. The gentleman from Berks, Mr. Weidner, yields to the gentleman from Berks, Mr. Machmer. The Chair recognizes the gentleman from Berks.

REMARKS BY MR. MACHMER

Mr. MACHMER. I want to thank the gentleman from Berks, Mr. Weidner, for his remarks. It is only proper that he should yield to me because you will note by his remarks that the team from his district yielded to the team from my district. As Kutztown is located in my legislative district, I am having a personal interest in this school and in this team. I and all of Berks County are proud indeed to announce that the season's record of this team is 29-0 in winning this Class B state championship.

We are not only honoring the team who has won this years championship, but it is a rare privilege and a great pleasure, Mr. Speaker, to introduce to you and all the Members of this House and guests, Mr. John Cooks, who not only has won the state championship with this team this year but who has on two previous occasions won the state championship for the Kutztown School district. I thank you, Mr. Speaker.

COMMITTEE TO SPONSOR COACHES

The SPEAKER. The Chair requests the gentleman from Berks, Mr. Weidner, and the gentleman from Berks, Mr. Machmer to escort Coach Roy Bilger of the West Reading High School basketball team, and Coach John Silan of the Kutztown Junior High School team to the rostrum to receive copies of Resolutions of congratulations adopted by this House.

The SPEAKER. Gentlemen, the Chair welcomes you. Life is a serious business. You know they fight great battles and thousands die, and the victors move away from the battlefield, leaving the dead and the wounded the victors to receive their laurels.

Now it so happens that among those who have been laid low by your prowess are none other than the poor unfortunates from my town who entered the battle against you. You fought well and bravely and were victors. To the victors belong the praise. But the Chair hopes that in the hearts of the Members of this House and in the hearts of the Coaches and in the hearts of the members of the teams that you coached, there is some trace of sympathy for the poor defeated from my home town and appreciation of how I would have gloried, selfish as I am, if, instead of saluting you it would have been my privilege to salute the coaches and the team from my home town.

I congratulate you, it is one of the features of the groups to which you belong that you contend fairly, that you contend cleanly and that your victories leave not rancor.

It is now my happy privilege to present to you the Resolutions of congratulations which was unanimously adopted by the Members of this House. I hope in the days to come if they have a team from Altoona you go out and slay them.

The SPEAKER. The Chair takes great pleasure in presenting to the Members of this House, Coach Bilger.

Mr. BILGER. Mr. Speaker on behalf of the boys of the West Reading High School basketball team I wish to sincerely thank you for the time and interest you have shown in us. I feel very deeply appreciative and I know the boys will always remember this occasion.

At this time I would like to introduce the West Reading High School basketball team, accompanied by Mr. Charles Starfer, our Supervising Principal, Mr. Arthur Hummelberger, our High School Principal, and Mr. John Shaner our Athletic Director. Thank you.

The SPEAKER. The Chair now presents with pleasure Coach John Silan who will speak for Kutztown.

Mr. SILAN. Mr. Speaker, I humbly and proudly accept this resolution. It gives me great pleasure and also the team. At this moment I would like to introduce the Kutztown Area High School basketball team, which is on my right. Accompanying the team are Mr. Paul C. Dunkelberger, Supervising Principal, Mahlon Stauffer, Principal, and Herbert Mock, Faculty Manager. Thank you, sir.

COMMONWEALTH OF PENNSYLVANIA

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SENATE

WEDNESDAY, April 15, 1959.

The Senate met at 12:01 o'clock, a.m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The following prayer was offered by the gentleman from Berks, Mr. RUTH:

Almighty God, as we look upon Thee as the Creator of this wonderful earth in which we live, this vast universe in which we move and then realize that Thou hast made us and endowed us with wisdom, strength and power, to build upon the foundations of those who lived before us and we build for those who shall follow, we also understand that Thy great spirit is willing to guide us in these labors. Help us to attune to Thy Spirit that we may be guided aright.

As we go into this new day, may Thou guide us, protect us and help us as Thou hast helped us in the past.

Some day, when this work is all ended, we shall stand before Thee, face to face, and then may our work and our lives merit Thy saying to us: "Well done, Thy good and faithful servant. Thou hast been faithful in the little things. Enter into the joy of Thy Lord."

We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding sesion, when, on motion of Mr. BERGER and Mr. BLASS, further reading was dispensed with, and the Journal was approved.

HOUSE BILL No. 665, PRINTER'S No. 299, MADE SPECIAL ORDER OF BUSINESS.

Mr. BERGER. Mr. President, I move that House Bill No. 665, Printer's No. 299, be made a Special Order of Business.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

HOUSE BILL No. 665 CALLED UP.

Mr. BERGER. Mr. President, I call up for consideration at this time House Bill No. 665, Printer's No. 299, on third reading.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 665, entitled:

An Act amending the act of March 6, 1956 (P. L. 1228) entitled as amended "Selective Sales and Use Tax Act" defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increases exempting certain property or persons from the tax and clariying the scope of such exemptions extending the tax credit provision to include certain services changing the provisions relating to licenses collection of tax and returns extending the retail sales presumption to include certain services allocating the tax proceeds for public education and imposing additional penalties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

YEAS—26

Barr,	Hays,	Miller,	Ruth,
Berger,	Kalman,	Mullin,	Sarraf,
Camiel,	Kessler,	Murray,	Seyler,
DiSilvestro,	Lane,	Pechan,	Silvert,
Donolow,	McCreesh,	Ripp,	Stiefel,
Ehrgood,	McGinnis,	Rooney,	Weiner,
Fleming,	McMenamin,		

NAYS—23

Blass,	Keller,	Scott,	Wagner,
Chapman,	Kopriver, Jr.,	Shafer,	Walker,
Confair,	Kromer,	Stevenson,	Watkins,
Elliott,	Madigan,	Taylor,	Walley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Propert,	Wade,	

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL NO. 666, PRINTER'S NO. 300, MADE A SPECIAL ORDER OF BUSINESS

Mr. BERGER. Mr. President, I move that House Bill No. 666, Printer's No. 300, be made a special Order of Business.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

HOUSE BILL NO. 666 CALLED UP

Mr. BERGER. Mr. President, I now call up for consideration House Bill No. 666, Printer's No. 300, on third reading.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 666, entitled:

An Act amending the Act of March 6, 1956 (P. L. 1256), entitled "The Hotel Occupancy Tax Act" increasing the rate of tax clarifying the liability of hotel operators for tax collections providing standards for commission allowances.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

YEAS—26

Barr,	Hays,	Miller,	Ruth,
Berger,	Kalman,	Mullin,	Sarraf,
Camiel,	Kessler,	Murray,	Seyler,
DiSilvestro,	Lane,	Pechan,	Silvert,
Donolow,	McCreesh,	Ripp,	Stiefel,
Ehrgood,	McGinnis,	Rooney,	Weiner,
Fleming,	McMenamin,		

NAYS—23

Blass,	Keller,	Scott,	Wagner,
Chapman,	Kopriver, Jr.,	Shafer,	Walker,
Confair,	Kromer,	Stevenson,	Watkins,
Elliott,	Madigan,	Taylor,	Walley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Propert,	Wade,	

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS SIGNED

The President (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

House Bill No. 665, Printer's No. 299; and

House Bill No. 666, Printer's No. 300.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that further business of the Senate be dispensed with and that the Senate do now adjourn until Monday, April 20, 1959, at 3:00 o'clock, p.m., Eastern Standard Time.

Mr. STIEFEL. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:13 o'clock, a.m., Eastern Standard Time, until Monday, April 20, 1959, at 3:00 o'clock p.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 15, 1959.

The House met at 10:00 a. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Bless we pray Thee, Merciful Lord, this great Commonwealth of ours. Give Thy guidance and strength to the Governor. Be his Counsellor and Defense. And grant him grace to rule after Thy good pleasure. But especially do we pray this day for the Legislators in the great task which confronts them in this hour. Grant them the inspiration of Thy Holy Spirit, that they may labor faithfully for the welfare of all our citizens and for the advancement of Thy Kingdom here upon earth. Protect them from the snares and pitfalls of the enemy as well as the deceits of the world. And enable them with one mind and unanimity of purpose to bring to full fruition Thy will and Thy way; through Jesus Christ, our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Wednesday, April 8, 1959? If not, and without objection, the Journal is approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, April 14, 1959, will be postponed until printed.

The Chair hears none.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 665.

An Act amending the act of March 6, 1956 (P. L. 1228) entitled as amended "Selective Sales and Use Tax Act" defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increases exempting certain property or persons from the tax and clarifying the scope of such exemptions extending the tax credit provision to include certain services changing the provisions relating to licenses collection of tax and returns extending the retail sales presumption to include certain services allocating the tax proceeds for public education and imposing additional penalties.

HOUSE BILL No. 666.

An Act amending the Act of March 6, 1956 (P. L. 1256) entitled "The Hotel Occupancy Tax Act" increasing the rate of tax clarifying the liability of hotel operators for tax collections providing standards for commission allowances.

With the information that the Senate has passed the same without amendment.

STATEMENT BY SPEAKER

The SPEAKER. Before signing this bill I desire to make a correction in the record as recorded by the public Press.

Several newspapers said that the Speaker would not be available for signing this bill at 10:00 o'clock this morning. The Speaker is always available when there is a quorum present in the House. There was no reason at all why we should have endeavored to have assembled a quorum in this House at 12:01 last night, and as you know, as Speaker we are committed to the policy that no business will be performed by this House in the absence of a quorum.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 665.

An Act amending the act of March 6, 1956 (P. L. 1228) entitled as amended "Selective Sales and Use Tax Act" defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increases exempting certain property or persons from the tax and clarifying the scope of such exemptions extending the tax credit provision to include certain services changing the provisions relating to licenses collection of tax and returns extending the retail sales presumption to include certain services allocating the tax proceeds for public education and imposing additional penalties.

HOUSE BILL No. 666.

An Act amending the act of March 6, 1956 (P. L. 1256) entitled "The Hotel Occupancy Tax Act" increasing the rate of tax clarifying the liability of hotel operators for tax collections providing standards for commission allowances.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

STATEMENT BY SPEAKER

The SPEAKER. The Parliamentarian has furnished the Speaker with an analysis of the bills that the Speaker has just signed.

According to his analysis you can avoid all taxes imposed by the bill if you don't smoke, if you don't eat, if you don't drink, if you don't work, if you don't buy anything, if you don't go any place, if you don't see anything, if you don't live and if you don't die.

PERMISSION TO ADDRESS HOUSE

Mr. WHITTAKER asked and obtained unanimous consent to address the House.

Mr. Speaker, this is a memorable occasion in which we embark upon a new era of taxation.

If this occasion were to be passed without comment I would be derelict in my duty to the people I represent, the majority of whom are hard working, laboring people, some are members of organized labor, many who are not, but all have equal rights under our Constitution.

With the signing of this legislation into law our Governor, at the request of the legislative body, will place a yoke upon the neck of labor. This is not the first time this has been tried. If this legislation stands the test and becomes law, we in the House are placed in a very serious situation.

Any extension of this tax to more services as spelled

out in this legislation can lead to placing the laboring people of our state to a certain degree in camouflaged slavery.

My friends, this is socialism at work under the disguise of emergency legislation due to deficit financing. Mr. Polen's statement, and I quote: "Until we stop deficit financing this legislation is necessary." To the spirit of this statement I fully agree.

It is long past time when we should face the facts and correct our ways, namely, place necessary legislation—not watchdog legislation such as on our calendar where the politician checks another politician—but legislation of the type that places the tax-paying citizen of this Commonwealth in a position to check the spending of all of us in state government, including any deparment head or any governor who graces that office.

Unless serious steps are taken, we will soon be in another dilemma because as a state we have no control over inflation but we do have a duty to the tax-paying citizens and to industry. Let us lead before industry leaves our state by request.

Mr. McCANN. Mr. Speaker, I listened with delight to the words of wisdom of the gentleman who debated the bill the other night to make sure that certain professional services were excluded, and he was assured that they were, and he knew that they were.

I am sure he is deeply aware of the financial situation of our school districts, of our municipalities, and certainly of our universities and coleges, as well as all of the hospitals. He, being a professional man, would be somewhat closely related to this field.

If this tax was only for deficit spending, then certainly he would not be asking for any more money for the hospital in his district or any more money for the schools in his district. I believe it is the responsibility of each of us, including the gentleman who spoke, to indicate clearly whether he favors the additional appropriations and does not favor the taxes, or whether he desires to have the appropriations cut.

I think the time has come when we must realize that taxation is the only source of revenue to operate the Commonwealth. Really we are a gatherer of funds to distribute to districts, to cities and to communities, for 76 per cent of the proposed budget will be disseminated to the communities, to the hospitals and to the various school districts of Pennsylvania.

I believe that the laboring people, as well as all the other people of Pennsylvania, know that we are trying our level best to see that industry has a greater competitive advantage in Pennsylvania than in any other state. We have absoluely, in the Hood-Kennedy Commission, when you check the report carefully, taken the position that we are trying to keep industry in Pennsylvania, to bring new industry into Pennsylvania; that we have not tried to tax industry out of Pennsylvania. I am proud of the fact that both parties agree on this. I hope that the gentleman also agrees that that is exactly what we are doing.

If he does not agree, would he be kind enough to enlighten the House as to his tax program that would pay these bills, that would guarantee the money to his district as well as to mine; to guarantee that industry would be a part of this state and that new industry would continue to come here?

I am proud of the fact that we have taken this position that we favor and are trying to help industry. I am proud of the fact that we believe we must do everything possible to retain those industries here in Pennsylvania and bring in new industries.

If this tax which was passed the other night, known as the Selective Sales and Use Tax, is driving industry out of Pennsylvania, would the gentleman please indicate clearly the sections of the bill that do that, and how it will drive the industry out of the state to a better competitive advantage in some other state in this great Union of ours.

Mr. A. W. JOHNSON. Mr. Speaker, I believe I would yield to Mr. Whittaker. He has something he would like to say and then I would like the floor.

The SPEAKER. The Chair recognizes the gentleman from Lycoming, Mr. Whittaker.

Mr. WHITTAKER. Mr. Speaker, in answer to the Majority Leader, the only thing that concerns me on this $178 million, which was deficit spending, is that if we did not have the right to spend money without first having it we would not be in this dilemma. Other states have legislation on their books which prevents this and we legislators in this body should have been back in session long ago and have taken care of this without deficit financing. That is the thing which is going to drive our state into higher taxation, and we will never be able to control it until we are men enough to stand up and place those statutes on the books.

I am not worrying that taxes may hit my profession. That does not bother me a bit. I, along with others, am perfectly willing to pay our fair share. I am worried about placing a tax upon labor, and that is my main concern.

Mr. A. W. JOHNSON. Mr. Speaker, I would like unanimous consent of the House to make a few remarks.

The SPEAKER. The Minority Leader is never required to have the consent of the House.

Mr. A. W. JOHNSON. Mr. Speaker, I think with the signing of the tax bill the time has come for again taking stock. I like to do it. I like to appraise where we have been, where we are now, and where do we go from here. Therefore, with the kind indulgence of the House, I would like to point out some things this morning to the membership and let them think it over very carefully.

Last week, in my home town, someone said to me, "Albert, what are you doing in Harrisburg? How about the program?" I said to them, "What program?" Well, that is what we are wondering. What is the program? I said the only thing that has been on the calendar so far, in three and one half months of Session, are things which would increase the cost of local government in all its many activities, increasing the mileage of public officials, their salaries, witness fees and jurors' fees, and all the different things the people back home read about how we here are increasing the cost of local government without any compensating rewards or additions to their revenue.

I know Mr. McCann says, I grant you, that the tax bill is not a punitive measure as far as business is concerned, but I say there are things on the calendar that are punitive to business. We have bills on this calendar right now that are, of course, making the problems of our near bankrupt railroads worse.

I mean, I am just pointing out that on the calendar today there has not been anything that you might call a program. I think we should all be amazed at that situation,

particularly in view of the—again I repeat—great promises, the great plans, that were made for Pennsylvania last fall, and here we are with a Governor in office 90 days and practically nothing has been accomplished except putting through a major tax bill increasing the tax revenues that take from the people. Where is the program on this calendar to straighten out the Unemployment Compensation Fund?

Mr. McCann said during the first couple of weeks, "You'll see. We'll have some great bills on the calendar straightening out this situation." To date we have not seen it. We have not seen any on absentee voting; we haven't seen anything on higher education. There is nothing on the calendar on highway safety. In fact, up to date, I would say that we have been floundering around and the people are wondering what is the program of this great, so-called, administration in Harrisburg. What has happened?

To repeat, the first week of the session we found the state was broke. That, of course, is common knowledge to everybody all over Pennsylvania. Then we had the alarming situation in the anthracite coal mines and now we find that because of faulty inspection, because of illegal leases of coal mines, because of mining too close to the river, with the people closing their eyes, we have practically destroyed a major part of the anthracite mines of Pennsylvania and 12 persons are entombed in a coal mine. I am wondering if the people last summer had known what was going on in the anthracite industry, would they have been so quick and so ready to have voted in Mr. Lawrence as Governor of Pennsylvania?

Let's take a short look at the Highway Department. Recently, Park Martin said, "I have come to the cupboard and the cupboard is bare. There will not be any new road contracts let for a long time to come because the previous administration let $220 million worth of road contract and there is no money in the coffers for any new ones, in fact, you in the Legislature have taken out of my Treasury what few dollars I had.

Folks, the problems are bigger, the bumps are higher, the roads are getting narrower, the berms are getting rougher, and I want to tell you the highways of our state, those of you who travel the length and breadth of this Commonwealth, will admit they are in the worst condition in history. It is a deplorable situation, as far as the highways of Pennsylvania are concerned.

I just want to remind you that you folks have been in power for four years and you cannot blame that on a Republican administration. I could go on and point out many other things that today are facing this great state of ours which need to be remedied and which need some quick action on the part of this General Assembly.

Now, how about the plight of our schools? What has happened to our school system since Mr. Lawrence became Governor? The school directors of Pennsylvania today are in a pretty distraught state, I would say, over the way things have gone. You have put upon them a panic program to repair school buildings overnight, which they absolutely have no money for, haven't had any plans for, and down through the years have been lulled into a feeling that everything was fine.

In my school district alone, the tab is $60,000 to make these panic repairs and right now we cannot balance our budget for next year within $60,000 without adding on $60,000 more for these repairs, which perhaps must be done in our schools. I say today that the average school director is wondering what is going on in this state capitol of ours, why have we been forced into such an intolerable situation that we cannot get money to run our schools. "We have no money to make these repairs. What are you people in Harrisburg, the Governor, going to do about it? You are not doing a thing for us." You say, "There is no money. We are sorry. You go out and pick it up yourself wherever you can find it."

That is the situation with respect to our schools. Our school directors are looking over this budget and they find that for these increases, the mandates that we have thrust upon them, they find that in my district they are $60,000 short to balance their budget and we from Harrisburg, so far, have not said, "We will give you a lift."

Now we have the budget. We have had the budget since the first of March. What has happened to that budget? Not a thing. I interrogated Mr. Polen when the budget first came down and I said, "What are you going to do with this budget? Are you going to audit that budget? Are you going to point out to the House here a way that we can save money on the budget? When are the hearings going to start?" He said, "We'll start them the first week in April." Folks, this is the 15th of April and I have not received a schedule of budget hearings. Maybe Mr. Polen has them set up, but here we are faced with a $1.729 billion budget and I do not know, and no one in this House knows, whether that budget is adequate, whether it is too big, whether it is too little, whether it is inflated, or what is wrong with the budget.

I had a statement of what the $178 million deficit consists of. The statement that I received is something like this: On May 31st, there will be $240 some million in appropriations for which a symbol will not be given to the departments, although commitments will have been made, there will be some $60 million in the bank, and you subtract that from that figure and you get the $178 million dollars. I think that that figure requires auditing and study. Maybe that deficit will not be $178 million, as I have pointed out here time and time again. But, we have no figures on that.

Also we are getting reports that taxes are bringing in more money than estimated the last three months. Has consideration been given to the increase in revenue during the last three months when you talk about putting more taxes on the people.

The SPEAKER. There are certain things, in line with the dignity of this House, that we should acquire as a habit, and one is courtesy. Parliamentary courtesy stipulates that not only when the Leaders rise but when any Member of this great House rises to speak, he is entitled under the Constitution and under all the laws of courtesy to attention. The gentleman will proceed.

Mr. A. W. JOHNSON. Thank you, Mr. Speaker.

Now where do we go from here? What should we do? We should find out all we can about this $178 million deficit that Dr. Whittaker talked about a few minutes ago.

I think, on this tax bill which the Speaker has just signed and which the Governor will probably sign today, that we should have a realistic picture of what that tax bill will bring in. How far-flung is this tax on services? Is it a tax on laundry, for instance? Is it a tax on

many other things that we have not dreamed about in putting a tax on services?

We are putting a new tax on your telephone bill, on the electric light bill. We are taxing utilities for the first time on their repair and maintenance parts. I think that from all sources we should get a statement of how much this bill will bring in before this House is asked to pass new and additional taxes to increase the burden of the people of this great state. I repeat, we should carefully audit this budget. Let us find out how much money is realistically needed to carry on the services of this state to its people. Add it all up. Let us see what it comes to. How far are we short?

And may I say to the Majority Leader: Sit Down with Governor Lawrence, sit down with your advisers, sit down with Members of the Senate, add up a program, then come before the House and tell us what you are going to do. When are you going to have unemployment compensation on the calendar? When are you going to have your highway safety program out here? When are you going to have your scholarship loan program on the calendar? When are you going to have something out here with some meat in it, something that means something to the people of this state? Then come forth and say: We are shooting for a deadline here of, as I have suggested, July 1. Let us get this Session out of town. Wrap it up. Get the show over with. Get down to business and let us do something in a good, logical, businesslike way so that the people of Pennsylvania, when we go back home each week, will not say, "Where are you going down there in Harrisburg; do you folks know what you are doing?"

You people are in power. Let us get this show on the road, and let us get something with some read meat out here that we can do business on.

The SPEAKER. Before the Chair recognizes the gentleman from Washington there is one little remark the Chair would like to make for the benefit of the Minority Leader. He talked about the school situation. In our school district there were certain stipulations made by the people here in Harrisburg. Do you know what we told them? We told them, "We will meet you in court." I do not think we will be bothered.

PERMISSION TO ADDRESS HOUSE

Mr. POLEN asked and obtained unanimous consent to address the House.

Mr. Speaker, Mr. Johnson asked me some time ago about the Appropriations Committee holding hearings, and at that time, suggested that he hoped it would be a different type of hearing. I believe it is correct that I said we hoped to hold hearings early in April, and we do expect to get hearings started this month. But I want to say, Mr. Speaker, that we have endeavored to be in position to hold a different type of hearing. In the past the different commissions, boards and departments would appear before the Committee; there would be a lot of questions asked, and actually it did not bring forth any real information that would be of benefit to the Committee or this House.

Now we have hade a different aproach. We have been doing research over these many weeks. We have had some of the departments in. We have discussed their problems. One of the things we have been trying to ascertain is: Of the amounts in the budget, what amounts are mandated by this Legislature; things that have to be paid, increases that have to be met. We have some of those figures now available, and we expect to start the hearings, I hope, the week after next.

Mr. Speaker, there are many things we would like to do for the people of Pennsylvania that are contingent entirely upon our having the money to do those things.

We have made a little different type of approach. In the past we usually passed large appropriation bills. We never passed enough taxes in the past years to meet those bills, and in order to balance the budget the usual course, under both Republican and Democratic administrations, was to up the estimate of the taxes to be received. I want to assure all the Members of this House that as late as Monday night, at a conference I attended, I was told the Governor had made one provision very clear, there would be no more deficits in Pennsylvania. And I believe that is correct. But I think this House has a duty in connection with that.

There are to ways to balance the budget. You can pass appropriations and fit your estimate to meet them. But I believe the sound way to put Pennsylvania back in a position of fiscal responsibility and back to a position where it can meet its obligations promptly, is to levy the amount of taxes and tailor our appropriations to those taxes. If we do that we will not be faced with deficits. We will not be faced with any deficit spending.

I would call to the attention of the House, when we talk about deficit spending, that the department under the Executive did not overspend their appropriations. What happened in a couple of instances was the Occupational Disease Act, the large amounts that were neecssary there, and the relief money. Those are two things that are not controlled and cannot be controlled. So I think it is unfair to blame the present Governor for anything that happened in the past. In all fairness I think we should recognize that the departments under the Executive did not overspend except for the relief and Occupational Disease Act.

Now when we talk about this deficit, I am telling you as I have before, and I repeat, it is an actual deficit. I think it is one we should meet; we should face it. We owe these retirement boards over $60 million. Those are really trust funds, and I think there is not any way under the sun but what we are duty bound to raise the money to pay that.

In addition to that there is another $25 million, so of this deficit approximately $85 million will be due to the State Employes Retirement Fund and the Teachers' Retirement Fund.

Mr. Speaker, on two different occasions I asked the help of the Members of this House in giving to the Appropriations Committee any information they had or any suspicion they might have of money that was not being well spent, and of places we could cut the appropriations. To date two Members of this House, one Democrat and one Republican, have made suggestions to me. Both of these suggestions, if put into effect and the entire amounts eliminated, would result in a saving of approximately $200,000.

I again repeat: If Members of this House on either side have any information or any suggestions as to where we can make savings, I would certainly like to hear them.

We hope to start the hearings week after next. I hope they will be hearings that will bring out what the money has been spent for, whether it has been well spent, and whether these departments can get along with any less money.

I think we must be fair and face the fact that in the past, and probably in the future, the great inflation had much to do with the greatly increased cost of government. It has taken place in private industry, in your homes and it certainly has affected the state.

I again repeat, ladies and gentleman, if you have any information that you can give the Appropriations Committee I would like you to come in to Room 245 and we will discuss it, and certainly give it every consideration.

The SPEAKER. The Chair next Monday or Tuesday, as time permits, will ask the privilege of addressing the House for the purposes of discussing the responsibilities of the House. What it owes to itself, what are the responsibilities of the Executive. Departments and what we must do if we are to function efficiently in meeting our responsibilities, and before I recognize the gentleman from Allegheny, I want to rise to a question of personal privilege.

I have here the clipping of a dispatch that was sent out to all parts of the Commonwealth by a news distributing agency which says, in reference to a bill that is before the House, that the Speaker ordered the bill sent back to the Committee despite efforts to bring a showdown right away.

This is obviously a misstatement. The Chair has no power to send a bill back to Committee. Absolutely nothing of the kind was attempted. "Despite a chorus of 'no' votes on the motion and demands for a roll call, Mr. Andrews ruled that the "ayes" had carried the motion. There was no demand for a roll call and it was the opinion of the majority leaders that there be no roll call."

Now I have, and I wish to speak for the information of the Press, a collection of letters of more than a hundred instances of inaccurate statements regarding what has happened on the floor of this House and I counsel the newspaper agencies to make provisions to report the proceedings of this House in comformity with the facts.

The SPEAKER. The Chair requests the gentleman from Allegheny, Mr. Devlin, to preside temporarily.

Mr. DEVLIN IN THE CHAIR.

PERMISSION TO ADDRESS HOUSE

Mr. GOLDSTEIN asked and obtained unanimous consent to address the House.

Mr. Speaker, I listened with interest to the remarks of the gentleman from Washington, Mr. Polen, concerning requests for information.

One thing which has been a source of irritancy to me and others in this Commonwealth, has been the fact that over the years lawyers and architects have been paid money on a fee basis instead of a salary basis. I have tried to obtain the information from certain sources as to how many people in the years 1956, 1957 and 1958 received fees as lawyers, architects or otherwise by private contract, and to date I have not received said information.

I believe that everybody who is employed by the Commonwealth should receive a proper salary. I am wholly against the fact and the situation which exists today in this Commonwealth that many people employed on a part-time basis receive more money than faithful Commonwealth employes.

I now request the Chairman of the Appropriation Committee to furnish me with detailed information as to the number of persons in this Commonwealth who as lawyers, architects, or otherwise, during the years 1956, 1957 and 1958, received more than $7,500 by virtue of fees or private contracts.

INTERROGATION

Mr. AUKER asked and obtained unanimous consent to interrogate Mr. POLEN.

Mr. AUKER. Mr. Speaker, I should like to ask the gentleman from Washington, Mr. Polen, if these trust funds of the Teachers and Employes Retirement Fund are trust funds? Does it require a special Act of Legislature to move money from these funds over into the general fund, or is it at the disposal of the chief executive and the various departments?

Mr. POLEN. Mr. Speaker, it requires an Act of Assembly to transfer funds from any of the retirement funds to the general fund.

I might state that the word "trust fund" was of my own origin, but I do feel that when the employes or the teachers make their contribution and the school board makes theirs that it is the duty of the Commonwealth, and that is wherein I used the words "trust funds," to make theirs to match them. The obligation is a legislative one that this General Assembly has mandated and I use it in connection with the deficit, that we owe approximately $85 million to those funds, and I think it should be paid.

Mr. AUKER. I would further ask this gentleman when were these monies by Act of Legislature transferred from these funds over into the general fund?

Mr. POLEN. Mr. Speaker, these monies have not been transferred from these various retirement funds. They have not been paid into them because the Commonwealth did not have the money. Over the years it seems that the last item to ever be paid was the amount due the retirement funds by the Commonwealth.

We have, by several Legislative Acts, I believe three this session, reduced the contributions to the Public School Employes Retirement Act and the State School Employes Retirement Board. We have reduced those appropriations in order to give the Governor authority to sign these various emergency appropriation bills, because it must be kept within the limiation of the total appropriations. We have in those acts pledged our intention to restore those amounts. There has been no actual money transferred from these trust funds to the general fund.

Mr. AUKER. I thank the gentleman, and would further like to ask the gentleman, has any thought been given to the amount of money being spent to educate our children in the stae-aided, so-called teacher colleges and the number of those people graduated from there who have not taught for three years in this state, as they sign up to do when they enter? In other words, they go out of the state. Has any thought been given to closing off that loophole or angle?

Mr. POLEN. Mr. Speaker, over the years that has been a subject that received a lot of attention. I think the gentleman from Blair, Mr. Auker, has raised the question

that we should settle by legislation. Perhaps it might be punitive in that we would require that they would repay a portion or all of the amount of the expenses of their education if they did not teach. I personally am in favor of that. There has been objection by educators in the past to it, but I would certainly be glad to discuss the matter with the gentleman and with others who are interested.

Mr. AUKER. Would the gentleman feel, and I throw this out for the consideration of the House, — there was a bill introduced in 1957, I believe, by the gentleman from Bloomsburg, Columbia Couty, to require a bond to be filed, conditioned upon the person receiving the benefits of the state teachers college education teaching the three years in Pennsylvania, or if they only taught two years their bond would be forfeited to that amount. I understand—I will preface my remarks further—that the state teachers colleges at present cannot take care of the number of applications that they are receiving. Then certainly it would seem to me that that might be a proper bill to receive the consideration of the House.

Mr. POLEN. Mr. Speaker, I believe that such procedure would probably solve the question because if the student did not teach the required three years the bond would be invoked and the amount would be collected. I understand that this was strenuously objected to by leaders in the educational professions. In answer to the question I would say it would probably solve it.

Mr. AUKER. Would the gentleman agree with this, that maybe we should not listen too much to the education people of the state and probably listen a little bit more to the taxpayers of the state who are paying the bills?

Mr. POLEN. Well, Mr. Speaker, I will agree that we certainly should listen to the taxpayers of the state. I also believe we should listen to the educators of the state. Whether we might agree with everything they suggest I do not believe or say that we would, but we should be governed, to a great extent by what they think, but I believe that there are certain areas when probably the judgment of this General Assembly would be better than that of the educators.

Mr. AUKER. I would like to further ask the gentleman if any thought has been given to a charge being made upon cars, no matter how many the occupants of the car, using our state recreational parks with a view of possibly cutting in half the budget of the state department of Forest and Waters for the upkeep of those state parks?

Mr. POLEN. Mr. Speaker, I do not know of any such study.

Mr. AUKER. Would the gentleman agree that possibly a 25- or 50-cent charge per car would very materially decrease the amount of money needed by the Department of Forests and Waters at the expense of the general taxpayers of the state, if that were done?

Mr. POLEN. Mr. Speaker, I would agree.

Mr. AUKER. Would the gentleman say then whether or not he would give such proposed legislation his very earnest consideration?

Mr. POLEN. Mr. Speaker, I certainly would and furthermore, I will discuss the matter with the Secretary of the Department of Forests and Waters.

Mr. AUKER. I thank the gentleman very kindly.

PERMISSION TO ADDRESS HOUSE

Mr. LOPRESTI asked and obtained unanimous consent to address the House.

Mr. Speaker, this seems to be the official time for the making of statements, and I could not pass up this opportunity, having waited so long in this session to make a few remarks.

It seems to me that many years ago a book entitled "Dr. Jekyl and Mr. Hyde" was written and, while I did not read the book, I know in principle it refers to thinking in two different directions by the same person at the same time. Now I think that can be applied a little bit to some of the arguments and discussions we have heard this morning.

There are some people who would like to point to the preceding Governor, and to the present Governor and lay upon those two administrations the blame for all of our fiscal difficulties and at the same time absolve themselves from any blame whatsoever in that connection. I would like to remind this House that two years ago the fiscal policies of this Commonwealth were decided by the opposition party. I would like to recall to your memories when the appropriation bill came out of this particular House onto this Floor, it came out with the understanding that no amendments, and I mean no amendments to that bill would be considered no matter how worthy an argument would be made in favor of such change.

I say to you that the blame can not be laid directly on any party because it was due to the economic situation. Our economy in Pennsylvania determines the amount of revenue that we will get in this Commonwealth, and that is so because our revenue is based upon principally two taxes, sales tax and corporate net income taxes. When our economy falters the tax return under those two measures also decreases correspondingly, and therefore, I would say it would be wrong to charge anybody with a great portion of the deficit we are now faced with, because it was something that could not have been foreseen.

But there are certain portions of that deficit which can be laid to obstinacy, because the then majority party refused to recognize reality. We, on this side of the House, when that appropriation bill was being voted upon, for hour after hour pointed out in many places where mandated increases were taken care of in that particular bill and yet that policy which was established before the bill hit the floor of the House went through unscathed. After many hours of debate, not a single change was made in that appropriation bill in this House.

Now there are some other things we like to blame the former Governor for, and that is, chuck-holes on our highways. I say to the minority party that blame lays just as much upon that party as it does upon the Governor, or the former Governor of this Commonwealth. The former Governor came to this House and requested that we keep a one-cent gas tax emergency levy which had ben previously put on, that we leave that because the funds in the Highway Department would not be sufficient to build the roads to bring in the matching funds necessary for Federal matching funds and at the same time keep our highway condition as it should have been. The present majority party at that time said, no, that one cent must be taken off. Arbitrarily it was removed and it was not considered by this House. I think that the chuck-holes can properly be blamed perhaps on a combination of circumstances. But certainly one of those circumstances is the refusal of the then majority to give

the money which was needed to keep our highways in good condition.

We cannot be Dr. Jekyl and Mr. Hyde. We can not ask for additional appropriations amounting to sixty thousand dollars for our local school districts and at the same time refuse to vote taxes.

I do not say that our party is wholly without blame when we talk about such a policy, but I say that the time has arrived for both of our parties to grow up; the time has arrived when we set aside political considerations, that we, once and for all, face up to our responsibilities and finance this Commonwealth as it should be financed and, that is, that we determine the amount of money that we need and then set about to pass the taxes that finance that program.

I believe the majority of this House will cooperate in such a program. The Chairman of the Appropriation Committe has already invited your cooperation. We not only invited but believe in the coming months we will insist upon it. We are going to try to place this Commonwealth where it belongs, on a sound financial basis. The Governor has committed himself to that kind of a program and we on this side of the House are likewise committed to that kind of a program. We want to eliminate, of course, waste.

Those of you who were in the halls of this House in 1955 will recall when I asked the then Majority Leader concerning fat in the budget. He pointed out, you men know as much about fiscal affairs as we do. You certainly have had many, many years of experience in this century concerning the fiscal affairs of this Commonwealth. You know as much about budgets as we do on this side of the House, and you have advisors who can properly advise you today in that respect. We say to you if you claim and contend that our budget is overfat too much padding, show us where it is and, if we do not take it out, then point the finger. But until you have shown us where, you certainly should not point any finger of scorn at this side. Now we invite that kind of cooperation. We are sincerely interested in the Commonwealth. We are sincerely interested in our financial situation and we invite your cooperation.

PERMISSION TO ADDRESS HOUSE

Mr. BUCHANAN asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to remind the Chairman of the Appropriations Committee that there are several facts he should remember on this proposal to increase tuition for certain students in state teachers' colleges.

Pennsylvania State University receives far more appropriation than the 14 other state teachers' colleges put together. If this policy of increasing the tuition for certain students in state teachers' colleges is good, then it certainly should apply to Pennsylvania State University. If it is not good, then it should not apply to the state teachers' colleges or Pennsylvania State University. The University of Pittsburgh and the University of Pennsylvania also receive state aid. That means that every student in those schools has a share of the cost of his or her education paid by the state. I think these facts should be remembered.

Mr. POLEN. Mr. Speaker, I will agree with the gentleman from Indiana, Mr. Buchanan, regarding the matters that he mentioned, and I invite him to meet with me in Room 245 at his convenience, his earliest convenience, and we will fully discus that matter.

BILLS INTRODUCED AND REFERRED

By Messrs. OGILVIE, STANK AND BOWMAN,
HOUSE BILL No. 1314.

An Act amending the act of June 29, 1937 (P. L. 2423) entitled, as amended, "An act establishing a Pennsylvania State Police Retirement System; * * *" providing for minimum retirement allowances and providing for payment of cost thereof.

Referred to the Committee on State Government.

By Mesrs. RIGBY, AGNEW, WALSH and FOERSTER.
HOUSE BILL No. 1315.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting the possession of liquor or malt or brewed beverages in baseball parks situated within cities of the second class.

Referred to the Committee on Rules.

By Mesrs. BORIS, HEFFNER and KORNICK.
HOUSE BILL No. 1316.

An Act amending the act of June 2, 1937 (P. L. 1183), entitled "An act providing that investment of shares of Federal Savings and Loan Asociations or shares of other institutions, insured under the Federal Savings and Loan Insurance Corporation, shall be legal investments for certain corporations and certain funds," permitting mutual life and mutual fire insurance companies to invest in shares of certain Federal Savings and Loan Associations outside the Commonwealth.

Referred to the Committee on Insurance.

By Messrs. HAMILTON, STIMMEL, FINEMAN and WILLAREDT. HOUSE BILL No. 1317.

An Act amending "The Insurance Company Law of 1921" (P. L. 682), requiring certain domestic mutual insurance companies to maintain unearned premium reserves.

Referred to the Committee on Insurance.

By Messrs. LUIGARD, GALLAGHER, SULLIVAN and TAYLOR. HOUSE BILL No. 1318.

An Act relative to Commonwealth printing; establishing conditions upon which contracts will be awarded and prescribing remedies and penalties for noncompliance with such conditions.

Referred to the Committee on Rules.

By Mesrs. LUIGARD, GALLAGHER, SULLIVAN and TAYLOR. HOUSE BILL No. 1319.

An Act enabling the Department of Procurement of cities of the first class to establish by resolution the conditions upon which it will award contracts for city printing.

Referred to the Committee on Cities—Counties First Class.

By Mr. SCHWARTZ. HOUSE BILL No. 1320.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), requiring all motor vehicles and combinations of motor vehicles to be constructed or equipped to prevent throwing of road surface substances from their rear wheels beyond certain limits.

Referred to the Committee on Motor Vehicles.

By Mrs. DONAHUE and Mrs. MUNLEY (By Request). HOUSE BILL No. 1321.

An Act declaring and adopting the song "Pennsylvania" by Mickey Long and Rusell C. Gilliam as the State song of the Commonweatlh of Pennsylvania.

Referred to the Committee on Rules.

By Mrs. REIBMAN, Messrs. VERONA, PRENDERGAST and J. A. O'DONNELL. HOUSE BILL No. 1322.

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire the Wolf Academy, in East Allen Township, Northampton County.

Referred to the Committee on State Government.

By Messrs. CURWOOD and STIMMEL. HOUSE BILL No. 1323.

An Act requiring the approval of the Pennsylvania Fish Commission or the Pennsylvania Game Commission, prior to construction of bridges, roads, streets or highways affecting any stream, lake, river or other water stocked with game, fish or affecting any State game, forest or park land.

Referred to the Committee on State Government.

By Mrs. REIBMAN, Messrs. IRVIS, HELM and Mrs. DONAHUE. HOUSE BILL No. 1324.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Private Trade Schools.

Referred to the Committee on Education.

By Mrs. REIBMAN, Messrs. IRVIS, HELM and Mrs. DONAHUE. HOUSE BILL No. 1325.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Private Academic Schools.

Referred to the Committee on Education.

By Mrs. REIBMAN, Messrs. SHUPNIK, HELM and Mrs. DONAHUE. HOUSE BILL No. 1326.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), authorizing certain county boards to establish and operate audio-visual libraries and providing for the costs thereof.

Referred to the Committee on Education.

By Mrs. REIBMAN, Messrs. IRVIS, HELM and Mrs. DONAHUE. HOUSE BILL No. 1327.

An Act amending "The Administrative Code of 1929" aproved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Private Correspondence Schools.

Referred to the Committee on Education.

By Mrs. REIBMAN, Messrs. IRVIS, HELM and Mrs. DONAHUE. HOUSE BILL No. 1328

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Private Business Schools.

Referred to the Committee on Education.

By Mrs. REIBMAN, Mr. DOUGHERTY, Mrs. DONAHUE and Mr. GOLDSTEIN. HOUSE BILL No. 1329.

An Act making an apropriation out of the Motor License Fund to the Department of Public Instruction to promote highway safety education.

Referred to the Committee on Appropriations.

By Mr. WESCOTT. HOUSE BILL No. 1330.

An Act prohibiting operation of boats having a manufacturer's horsepower rating in excess of seven and one-half on Lake Idlewild, in Susquehana County.

Referred to the Committee on State Government.

By Mr. BLAIR. HOUSE BILL No. 1331.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for the election of directors where a union or merged district is formed from an existing union or merged district and one or more other districts.

Referred to the Committee on Education.

By Messrs. TOMPKINS and RUDISILL. HOUSE BILL No. 1332.

An Act amending the "Business Corporation Law," approved May 5, 1933 (P. L. 364), changing the law as to the merger or consolidation of parent and wholly-owned subsidiary corporations.

Referred to the Committee on Judiciary.

By Messrs. BRENNINGER and WILLAREDT. (By Request). HOUSE BILL No. 1333.

An Act amending the "State Employes' Retirement Law," approved June 27, 1923 (P. L. 858), further regulating the rights of contributors who have separated from and returned to the employ of the Comomnwealth.

Referred to the Committee on State Government.

By Messrs. BLAIR, O'DELL, FARABAUGH and SNIDER. HOUSE BILL No. 1334.

An Act to prevent the importation from other states, and the spread within this Commonwealth, of all serious insect pests and contagious plant disease and to provide for their represssion and control; imposing certain powers and duties on the Secretary of Agriculture; and prescribing penalties for violation of the provisions of this act.

Referred to the Committee on Agriculture and Dairy Industries.

By Mesrs. FARABAUGH, GARLOCK, YETTER and SNIDER. HOUSE BILL No. 1335.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177), increasing the powers and duties of the Department of Agriculture.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. FARABAUGH, GARLOCK, YETTER and SNIDER. HOUSE BILL No. 1336.

An Act providing for the isuing, administration, enforcement and termination of marketing agreements and orders on agricultural commodities; * * * and making an appropriation.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. H. P. MURRAY and PURSLEY.

HOUSE BILL No. 1337.

An Act amending the "Barbers' License Law," approved June 19, 1931 (P. L. 589), increasing the number of apprentices permitted in a barber shop.

Referred to the Committee on Education.

By Messrs. FRANK, McKEEVER and O'DELL.

HOUSE BILL No. 1338.

An Act amending the act of June 24, 1939 (P. L. 872), entitled "An act to consolidate amend and revise the penal laws of the Commonwealth prohibiting certain busines activities on Sunday.

Referred to the Committee on Law and Order.

By Mrs. VARALLO, Mrs. REIBMAN, Mrs. MUNLEY, Mrs. MARKLEY, Mrs. HENZEL, and Mrs. DONAHUE,

HOUSE BILL No. 1339.

An Act amending the "Public Schol Code of 1949," approved March 10, 1949 (P. L. 30), providing for the education and training of emotionally and socially disturbed children; imposing duties on the State Council of Education, * * * and providing for payments by the Commonwealth to certain school districts.

Referred to the Committee on Education.

By Messrs. RILEY and IRVIS. HOUSE BILL No. 1340.

An Act amending the act of April 22, 1889 (P. L. 41), entitled "An act relative to entry of judgment, authorizing the courts to permit the same to be made by the prothonotary on praecipe," requiring notice by registered mail to persons against whom judgment is sought for want of an appearance.

Referred to the Committee on Judiciary.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. COMER and KEE.

RESOLUTION No. 57.

In the House of Representatives, April 14, 1959.

Citizens of our Commonwealth who are of advanced age should be given the opportunity of living happy and useful lives even after retirement.

Because of lack of sympathy or understanding on the part of society or their very own families, these older persons are left to shift for themselves in large houses in which large families have been reared but which are no longer desirable for lonelv persons.

The health, welfare, safety and happiness of these persons would be greatly enhanced if proper and suitable living quarters with recreational facilities were made available to them.

The Philadelphia Housing Authority in the City of Philadelphia could relieve this situation by erecting and maintaining one-bedroom units on the proposed site known as Oxford Village II; therefore be it

Resolved, That the House of Representatives urge the Philadelphia Housing Authority to erect at Oxford Village II, housing facilities of one-bedroom units with available areas for recreational facilities which would be attractive primarily to persons sixty years of age or over where they would be able to spend the remainder of their allotted time in peace and contentment.

Referred to the Committee on Rules.

By Mrs. REIBMAN, Messrs. VERONA, PRENDERGAST and HELM. RESOLUTION (Not Printed)

In the House of Representatives, April 14, 1959.

In this day and age of scientific materialism it has become the unusual to find a person who has remained punctiliously faithful to his need for spiritual guidance.

Such a person is Miss Annie Bertha Warford who has accumulated sixty-five years of perfect Sunday School attendance. Miss Warford, who presently attends the Calvary Methodist Church in Easton, began attending Sunday School in the St. John Evangelical and Reformed Church at Reigelsville, Pennsylvania where she was confirmed in 1900.

Because of transportation problems, Miss Warford, who on several occasions walked four miles to church and back, transferred her attendance record to her church in Easton several years ago. Even now, although admitting to being "over seventy" she still attends communion and other special services at the Reigelsville church; therefore be it

Resolved, That the House of Representatives extend its sincere congratulations to Miss Warford for this wonderful attendance at Sunday School; and be it further

Resolved, That copies of this resolution be sent to Miss Annie Bertha Warford, 645 Ferry Strett, Easton, Pennsylvania, the St. John Evangelical and Reformed Church, Reigelsville, Pennsylvania and the Calvary Methodist Church, 14th and Lehigh Streets, Easton, Pennsylvania.

Referred to the Committee on Rules.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS NOS. 665 and 666

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 15.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 665, Printer's No. 299, entitled "An Act amending the act of March 6, 1956 (P. L. 1228) entitled as amended 'An act to provide revenue for Commonwealth purposes by imposing a tax on the sale use storage rental or consumption of certain tangible personal property and utility services herein defined as tangible personal property providing for licenses reports and payment of tax interest and penalties assessments collections liens reviews and appeals conferring powers and imposing duties upon the Department of Revenue public officers manufacturers wholesalers retailers corporations partnerships associations and individuals and making an appropriation' defining or redefining certain words terms and phrases increasing the rate of tax imposing tax on certain additional services changing the bracket schedule and basis to reflect tax increase exempting certain property or persons from the tax and clarifying the scope of such exemptions extending the tax credit provision to include certain services changing the provisions relating to licenses collection of tax and returns extending the retail sales presumption to include certain services allocating the tax proceeds for public education and imposing additional penalties."

DAVID L. LAWRENCE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 15.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 666, Printer's No. 300, entitled "An Act amending the Act of March 6, 1956 (P, L. 1256) entitled 'An Act imposing a tax on the occupancy of rooms in hotels inns motels tourist homes houses or courts lodging houses and rooming houses defined herein as hotels prescribing the manner of collecting the tax providing for licenses imposing duties on and prescribing powers of the Department of Revenue and fixing penalties' increasing the rate of tax clarifying the liability of hotel operators for tax collections providing standards for commission allowances."

DAVID L. LAWRENCE.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 22, 141, 222, 236, 259, 375, 400, 421 and 530.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 183.

An Act amending the act of May 29, 1931 (P. L. 280) entitled "An act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof * * *" providing that notice to the owner or terre tenant of lands to be sold for taxes be served by registered or certified mail.

HOUSE BILL No. 202.

An Act amending the "Domestic Animal Disease Suppression Law" approved July 22, 1913 (P. L. 928) prohibiting the sale or use of virulent live virus except under certain circumstances.

HOUSE BILL No. 412.

An Act authorizing courts to alter modify suspend reinstate terminate amend or rescind any order decree judgment or sentence for a period of thirty days from the date of entering of record the order decree judgment or sentence.

HOUSE BILL No. 499.

An Act amending the "Motor Vehicle Safety Responsibility Act" approved June 1, 1945 (P. L. 1340) by changing the short title of the act.

HOUSE BILL No. 500.

An Act consolidating and revising the Vehicle Code the Tractor Code the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership possession and use of vehicles and tractors.

HOUSE BILL NO. 587

An Act providing for the destruction of certain records and papers upon petition in cities of the first class.

With the information that the Senate has passed the same without amendment.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 115, entitled.

An Act amending the act of April 27, 1927 (P. L. 414), entitled as amended "An act providing for a system of recording the indentification of persons convicted of crime and of fugitives from justice and habitual criminals * * *" changing the provisions relating to the taking of finger prints and photographs and the furnishing of descriptions and requiring the destruction of photographs and fingerprints in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 405, entitled:

An Act amending the "Anthracite Strip Mining Law" approved June 27, 1947 (P. L. 1095), authorizing cities, boroughs and townships to regulate and supervise the use of explosives for blasting.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 864, entitled:

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one" approved May 17, 1921 (P. L. 789), increasing the fee for filing papers with the department.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 900, entitled:

An act amending the "County Institution District Law," approved June 24, 1937 (P. L. 2017), including neglected children within the powers and duties of the local authorities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 918, entitled:

An Act providing for and regulating the licensing by the Insurance Commissioner of persons, firms, partnerships, associations and corporation engaged in the work of investigating and adjusting claims on behalf of insurers and prescribing unlawful acts and penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 960, entitled:

An Act relating to the retirement of public school employes amending, revising, consolidating and changing the laws relating thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 961, entitled:

An Act relating to the retirement of State employes; amending, revising, consolidating and changing the laws relating thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 987, entitled:

An Act amending "The Insurance Department Act of 1921," approved May 17, 1921 (P. L. 789), by continuing the provisions of section 211.1 in effect for a further period.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1001, entitled:

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), prohibiting any person from stopping motor vehicles to solicit for donations purchase of benefit tickets or other similar purpose.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1030, entitled:

An Act amending "The Insurance Unfair Practices Act," approved June 5, 1947 (P. L. 445), prohibiting untrue deceptive or misleading advertising of insurance business on television.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1031, entitled:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872), prohibiting the unlawful advertising of insurance business through television broadcasting and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1051, entitled:

An Act regulating the mining of anthracite coal prescribing duties for certain municipal officers and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1100, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872) authorizing the cutting or cropping of dogs' ears by veterinarians.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1267, entitled:

An Act amending the "Bituminous Coal Mining Law," approved June 9, 1911 (P. L. 756), imposing additional duties on the mine superintendent providing for examination and reports establishing procedures to be used when mine ventilator is interrupted and providing for the sealing of certain openings.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1284, entitled:

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), abolishing exemption of certain food and beverages from tax and imposing tax upon the sale or use of malt and brewed beverages and spirituous and vinous liquors including mixed drinks.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 272, entitled:

An Act requiring State licensing boards and agencies to give credit for training received in the armed services of the United States toward requirements for internship clerkship apprenticeship and other job training as a prerequisite to issuing a license.

The first section was read.

On the question,

Will the House agree to the section?

Mrs. VARALLO offered the following amendments:

Amend Sec. 1, page 2, line 1, by inserting after "of" where it apears the first time "such qualifying."

Amend Sec. 1, page 2, line 4, by inserting after "such" qualifying.

They were agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 127, Printer's No. 136,

was passed over at the request of the SPEAKER pro tempore.

BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection,

House Bill No. 495, Printer's No. 318,

was passed over at the request of the SPEAKER pro tempore.

BILL ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILL

Mr. FOX asked and obtained unanimous consent to extend the time five days on House Bill No. 338, Printer's No. 208, on page 9 of today's calendar, bills on final passage postponed.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection,

House Bill No. 296, Printer's No. 314,

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 442, entitled as follows:

An Act amending the "Business Corporation Law" approved May 5, 1933 (P. L. 364), prescribing what shall constitute "doing business" by foreign corporations in this Commonwealth for the purpose of service of process upon the Secretary of the Commonwealth.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McInroy,	Royer,
Anderson,	Gailey,	McKeever,	Rudisill,
Arlene,	Gallagher,	McLaughlin,	Sakulsky,
Ashton,	Garlock,	Machmer,	Scarcelli,
Auker,	Gelfand,	Magee,	Schaaf,
Balthaser,	George,	Mahan,	Schuster,
Barton,	Gibb,	Markley,	Seltzer,
Bell,	Gibson,	Maxwell,	Sherman,
Blair,	Goldstein,	Meholchick,	Shupnik,
Boies,	Goodrich,	Merry,	Silverman,
Bonner,	Gramlich,	Mihm,	Snare,
Boris,	Guthrie,	Miller, B. Z.,	Snider,
Bower,	Hamilton,	Miller, H. G.,	Stank,
Bowman,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stevens,
Breth,	Hocker,	Moran,	Stewart,
Buchanan,	Holliday,	Muldowney,	Stimmel,
Burns,	Holt,	Mullen,	Stone,
Capano,	Horst,	Murphy, A.J., Jr.,	Stoner,
Capitolo,	Irvis,	Murphy, P. J.,	Strausser,
Cianfrani,	Isaacs,	Murray, H. P.	Stroup,
Cioffi,	Jenkins,	Murray, J. J.,	Sullivan,
Clarke,	Jim,	Musto,	Taylor,
Comer,	Johnson, A. W.,	Naugle,	Tompkins,
Crossin,	Johnson, R.,	Needham,	Trusio,
Curwood,	Jones, T. H. W.,	Nelson,	Varallo,
Davis,	Jump,	O'Dell,	Varner,
Dengler,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Weidner,
Dougherty,	Kooker,	Parlante,	Welsh,
Down,	Korns,	Pashley,	Wescott,
Edwards,	Kovolenko,	Perry, H. H.,	Wheeler,
Eilberg,	Kubitsky,	Perry, P. E.,	Whittaker,
Eshback,	Lamb,	Petrosky,	Williams, A.D., Jr.,
Eshleman,	Lee, A. M.,	Polaski,	Williams, E. S.,
Ewing,	Lee, K. B.,	Polen,	Willard,
Farabaugh,	Leonard,	Prendergast,	Willaredt,
Fetterolf,	Light,	Price,	Wood,
Filo,	Limper,	Pursley,	Worley,
Fineman,	Lippincott,	Reibman,	Wynd,
Floyd,	Lopresti,	Reidenbach,	Yatron,
Flynn,	Luigard,	Renwick,	Yetter,
Foerster,	Lutty,	Rigby,	Zimmerman,
Fox,	McCandless,	Riley,	Andrews,
Frank,	McCann,	Rovansek,	Speaker
Frascella,	McDonald,		

NAYS—0

NOT VOTING—16

Brenninger,	Haudenshield,	Kornick,	Schwartz,
Brown,	Heavey,	McCormack,	Thompson,
Cooper,	Heffner,	Munley,	Ujobai,
Dennis,	Knecht,	Murray, P. G.,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Gibson for Mr. HEFFNER for today.

Mr. Gibson for Mr. BRENNINGER for today.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection,

House Bill No. 584, Printer's No. 215

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 600, entitled as follows:

An Act amending the act of April 9 1929 (P. L. 177) entitled "The Administrative Code of 1929" providing as to the supervision of the Department of Property and Supplies for the protection of State office buildings and grounds

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McInroy,	Royer,
Anderson,	Gailey,	McKeever,	Rudisill,
Arlene,	Gallagher,	McLaughlin,	Sakulsky,
Ashton,	Garlock,	Machmer,	Scarcelli,
Auker,	Gelfand,	Magee,	Schaaf,
Balthaser,	George,	Mahan,	Schuster,
Barton,	Gibb,	Markley,	Seltzer,
Bell,	Gibson,	Maxwell,	Sherman,
Blair,	Goldstein,	Meholchick,	Shupnik,
Boies,	Goodrich,	Merry,	Silverman,
Bonner,	Gramlich,	Mihm,	Snare,
Boris,	Guthrie,	Miller, B. Z.,	Snider,
Bower,	Hamilton,	Miller, H. G.,	Stank,
Bowman,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stevens,
Breth,	Hocker,	Moran,	Stewart,
Buchanan,	Holliday,	Muldowney,	Stimmel,
Burns,	Holt,	Mullen,	Stone,
Capano,	Horst,	Murphy, A.J., Jr.,	Stoner,
Capitolo,	Irvis,	Murphy, P. J.,	Strausser,
Cianfrani,	Isaacs,	Murray, H. P.	Stroup,
Cioffi,	Jenkins,	Murray, J. J.,	Sullivan,
Clarke,	Jim,	Musto,	Taylor,
Comer,	Johnson, A. W.,	Naugle,	Tompkins,
Crossin,	Johnson, R.,	Needham,	Trusio,
Curwood,	Jones, T. H. W.,	Nelson,	Varallo,
Davis,	Jump,	O'Dell,	Varner,
Dengler,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Weidner,
Dougherty,	Kooker,	Parlante,	Welsh,
Down,	Korns,	Pashley,	Wescott,
Edwards,	Kovolenko,	Perry, H. H.,	Wheeler,
Eilberg,	Kubitsky,	Perry, P. E.,	Whittaker,
Eshback,	Lamb,	Petrosky,	Williams, A.D., Jr.,
Eshleman,	Lee, A. M.,	Polaski,	Williams, E. S.,
Ewing,	Lee, K. B.,	Polen,	Willard,
Farabaugh,	Leonard,	Prendergast,	Willaredt,
Fetterolf,	Light,	Price,	Wood,
Filo,	Limper,	Pursley,	Worley,
Fineman,	Lippincott,	Reibman,	Wynd,
Floyd,	Lopresti,	Reidenbach,	Yatron,
Flynn,	Luigard,	Renwick,	Zimmerman,
Foerster,	Lutty,	Rigby,	Yetter,
Fox,	McCandless,	Riley,	Andrews,
Frank,	McCann,	Rovansek,	Speaker
Frascella,	McDonald,		

NAYS—0

NOT VOTING—16

Brenninger,	Haudenshield,	Kornick,	Schwartz,
Brown,	Heavey,	McCormack,	Thompson,
Cooper,	Heffner,	Munley,	Ujobai,
Dennis,	Knecht,	Murray, P. G.,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 608, Printer's No. 17

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 679, entitled as follows:

An Act amending the act of March 26 1925 (P L 83) entitled "An act for the protection of Public Health by regulating the serving of milk for drinking purposes to patrons of hotels * * * and providing penalties" eliminating licenses and license fee requirements

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McInroy,	Royer,
Anderson,	Gailey,	McKeever,	Rudisill,
Arlene,	Gallagher,	McLaughlin,	Sakulsky,
Ashton,	Garlock,	Machmer,	Scarcelli,
Auker,	Gelfand,	Magee,	Schaaf,
Balthaser,	George,	Mahan,	Schuster,
Barton,	Gibb,	Markley,	Seltzer,
Bell,	Gibson,	Maxwell,	Sherman,
Blair,	Goldstein,	Meholchick,	Shupnik,
Boies,	Goodrich,	Merry,	Silverman,
Bonner,	Gramlich,	Mihm,	Snare,
Boris,	Guthrie,	Miller, B. Z.,	Snider,
Bower,	Hamilton,	Miller, H. G.,	Stank,
Bowman,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stevens,
Breth,	Hocker,	Moran,	Stewart,
Buchanan,	Holliday,	Muldowney,	Stimmel,
Burns,	Holt,	Mullen,	Stone,
Capano,	Horst,	Murphy, A.J., Jr.,	Stoner,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Strausser,
Cioffi,	Jenkins,	Murray, J. J.,	Sullivan,
Clarke,	Jim,	Musto,	Taylor,
Comer,	Johnson, A. W.,	Naugle,	Tompkins,
Crossin,	Johnson, R.,	Needham,	Trusio,
Curwood,	Jones, T. H. W.,	Nelson,	Varallo,
Davis,	Jump,	O'Dell,	Varner,
Dengler,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Weidner,
Dougherty,	Kooker,	Parlante,	Welsh,
Down,	Korns,	Pashley,	Wescott,
Edwards,	Kovolenko,	Perry, H. H.,	Wheeler,
Eilberg,	Kubitsky,	Perry, P. E.,	Whittaker,
Eshback,	Lamb,	Petrosky,	Williams, A.D., Jr.,
Eshleman,	Lee, A. M.,	Polaski,	Williams, E. S.,
Ewing,	Lee, K. B.,	Polen,	Willard,
Farabaugh,	Leonard,	Prendergast,	Willaredt,
Fetterolf,	Light,	Price,	Wood,
Filo,	Limper,	Pursley,	Worley,
Fineman,	Lippincott,	Reibman,	Wynd,
Floyd,	Lopresti,	Reidenbach,	Yatron,
Flynn,	Luigard,	Renwick,	Yetter,
Foerster,	Lutty,	Rigby,	Zimmerman,
Fox,	McCandless,	Riley,	Andrews,
Frank,	McCann,	Rovansek,	Speaker
Frascella,	McDonald,		

NAYS—0

NOT VOTING—16

Brenninger,	Haudenshield,	Kornick,	Schwartz,
Brown,	Heavey,	McCormack,	Thompson,
Cooper,	Heffner,	Munley,	Ujobai,
Dennis,	Knecht,	Murray, P. G.,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 693, entitled as follows:

An Act amending "The Borough Code" approved May 4 1927 (P L 519) providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Frascella,	McDonald,	Rovansek,
Anderson,	Gailey,	McInroy,	Royer,
Arlene,	Gallagher,	McKeever,	Rudisill,
Ashton,	Garlock,	McLaughlin,	Sakulsky,
Auker,	Gelfand,	Machmer,	Scarcelli,
Balthaser,	George,	Magee,	Schaaf,
Barton,	Gibb,	Mahan,	Schuster,
Bell,	Gibson,	Markley,	Seltzer,
Blair,	Goldstein,	Maxwell,	Sherman,
Boies,	Goodrich,	Meholchick,	Shupnik,
Bonner,	Gramlich,	Merry,	Silverman,
Boris,	Guthrie,	Mihm,	Snare,
Bower,	Hamilton,	Miller, B. Z.,	Snider,
Bowman,	Helm,	Miller, H. G.,	Stank,
Branca,	Henzel,	Mills,	Steckel,
Breth,	Hocker,	Monroe,	Stevens,
Buchanan,	Holliday,	Moran,	Stewart,
Burns,	Holt,	Muldowney,	Stimmel,
Capano,	Horst,	Mullen,	Stone,
Capitolo,	Irvis,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Isaacs,	Murphy, P. J.,	Strausser,
Cioffi,	Jenkins,	Murray, H. P.	Stroup,
Clarke,	Jim,	Murray, J. J.,	Sullivan,
Comer,	Johnson, A. W.,	Musto,	Taylor,
Crossin,	Johnson, R.,	Naugle,	Tompkins,
Curwood,	Jones, T. H. W.,	Needham,	Trusio,
Davis,	Jump,	Nelson,	Varallo,
Dengler,	Kamyk,	O'Dell,	Varner,
Dennison,	Kee,	O'Donnell, J. A.,	Verona,
Devlin,	Keiser,	O'Donnell, J. P.,	Wall,
Donahue,	Kernaghan,	Odorisio,	Walsh,
Donaldson,	Kessler,	Ogilvie,	Wargo,
Dougherty,	Kooker,	O'Neil,	Weidner,
Down,	Korns,	Parlante,	Welsh,
Edwards,	Kovolenko,	Pashley,	Wescott,
Eilberg,	Kubitsky,	Perry, H. H.,	Wheeler,
Eshback,	Lamb,	Perry, P. E.,	Whittaker,
Eshleman,	Lee, A. M.,	Petrosky,	Williams, A.D., Jr.,
Ewing,	Lee, K. B.,	Polaski,	Williams, E. S.,
Farabaugh,	Leonard,	Polen,	Willard,
Fetterolf,	Light,	Prendergast,	Willaredt,
Filo,	Limper,	Price,	Wood,
Fineman,	Lippincott,	Pursley,	Worley,
Floyd,	Lopresti,	Reibman,	Wynd,
Flynn,	Luigard,	Reidenbach,	Yatron,
Foerster,	Lutty,	Renwick,	Yetter,
Fox,	McCandless,	Rigby,	Zimmerman,
Frank,	McCann,	Riley,	Andrews,
			Speaker

NAYS—1

Fulmer,

NOT VOTING—16

Brenninger,	Haudenshield,	Kornick,	Schwartz,
Brown,	Heavey,	McCormack,	Thompson,
Cooper,	Heffner,	Munley,	Ujobai,
Dennis,	Knecht,	Murray, P. G.,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 705, Printer's No. 315 and

House Bill No. 706 Printer's No. 316

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 709, entitled as follows:

An Act amending the act of January 18, 1952 (P. L. 2159), entitled "An act creating the Pennsylvania Public Safety Commission as a commission * * *" increasing the membership of the commission.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Frascella,	McCann,	Rovansek,
Anderson,	Fulmer,	McDonald,	Royer,
Arlene,	Gailey,	McInroy,	Rudisill,
Ashton,	Gallagher,	McKeever,	Sakulsky,
Auker,	Garlock,	McLaughlin,	Scarcelli,
Balthaser,	Gelfand,	Machmer,	Schaaf,
Barton,	George,	Magee,	Schuster,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Markley,	Sherman,
Boles,	Goldstein,	Maxwell,	Shupnik,
Bonner,	Goodrich,	Meholchick,	Silverman,
Boris,	Gramlich,	Merry,	Snare,
Bower,	Guthrie,	Mihm,	Snider,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Helm,	Miller, H. G.,	Steckel,
Breth,	Henzel,	Mills,	Stevens,
Buchanan,	Hocker,	Monroe,	Stewart,
Burns,	Holliday,	Moran,	Stimmel,
Capano,	Holt,	Muldowney,	Stone,
Capitolo,	Horst,	Mullen,	Stoner,
Cianfrani,	Irvis,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Isaacs,	Murphy, P. J.,	Stroup,
Clarke,	Jenkins,	Murray, H. P.	Sullivan,
Comer,	Jim,	Murray, J. J.,	Taylor,
Crossin,	Johnson, A. W.,	Musto,	Tompkins,
Curwood,	Johnson, R.,	Naugle,	Trusio,
Davis,	Jones, T. H. W.,	Needham,	Varallo,
Dengler,	Jump,	Nelson,	Varner,
Dennison,	Kamyk,	O'Dell,	Verona,
Devlin,	Kee,	O'Donnell, J. A.,	Wall,
Donahue,	Keiser,	O'Donnell, J. P.,	Walsh,
Donaldson,	Kernaghan,	Odorisio,	Wargo,
Dougherty,	Kessler,	Ogilvie,	Weidner,
Down,	Kooker,	O'Neil,	Welsh,
Edwards,	Korns,	Parlante,	Wescott,
Eilberg,	Kovolenko,	Pashley,	Wheeler,
Eshback,	Kubitsky,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Lamb,	Perry, P. E.,	Willard,
Ewing,	Lee, A. M.,	Petrosky,	Willaredt,
Farabaugh,	Lee, K. B.,	Polaski,	Wood,
Fetterolf,	Leonard,	Polen,	Worley,
Filo,	Light,	Prendergast,	Wynd,
Fineman,	Limper,	Price,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Zimmerman,
Foerster,	Luigard,	Renwick,	Andrews,
Fox,	Lutty,	Rigby,	Speaker
Frank,	McCandless,	Riley,	

NAYS—2

Pursley,	Whittaker,

NOT VOTING—16

Brenninger,	Haudenshield,	Kornick,	Schwartz,
Brown,	Heavey,	McCormack,	Thompson,
Cooper,	Heffner,	Munley,	Ujobai,
Dennis,	Knecht,	Murray, P. G.,	Williams, E. S
			Wilt,

The majority required by the Constitution having vote in the affirmative, the question was determined in th affirmative.

Ordered, That the Clerk present the same to the Senat for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 766 Printer's No. 317;

House Bill No. 791 Printer's No. 269;

House Bill No. 794 Printer's No. 270;

House Bill No. 795 Printer's No. 271 and

House Bill No. 799 Printer's No. 272

were passed over at the request of the SPEAKER pr tempore.

Agreeably to order.

The House proceeded to the third reading and con sideration of House Bill No. 850, entitled as follows:

An Act amending the act of June 28, 1947 (P. L. 990 entitled "An act to permit employes of counties, citie boroughs, towns, and townships to accumulate annual sic leave in certain cases" increasing the period for whic sick leaves may be accumulated and regulating the gran ing of sick leaves.

And said bill having been read at length the third tim considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yea and nays were taken and were as follows:

YEAS—186

Agnew,	Gailey,	McInroy,	Royer,
Anderson,	Gallagher,	McKeever,	Rudisill,
Arlene,	Garlock,	McLaughlin,	Sakulsky,
Auker,	Gelfand,	Machmer,	Scarcelli,
Balthaser,	George,	Magee,	Schaaf,
Barton,	Gibb,	Mahan,	Schuster,
Bell,	Gibson,	Markley,	Seltzer,
Blair,	Goldstein,	Maxwell,	Sherman,
Boles,	Goodrich,	Meholchick,	Shupnik,
Bonner,	Guthrie,	Merry,	Silverman,
Boris,	Hamilton,	Mihm,	Snare,
Bower,	Helm,	Miller, B. Z.,	Snider,
Branca,	Henzel,	Miller, H. G.,	Stank,
Breth,	Hocker,	Mills,	Steckel,
Buchanan,	Holliday,	Monroe,	Stevens,
Burns,	Holt,	Moran,	Stewart,
Capano,	Horst,	Muldowney,	Stimmel,
Capitolo,	Irvis,	Mullen,	Stone,
Cianfrani,	Isaacs,	Murphy, A.J., Jr.,	Stoner,
Cioffi,	Jenkins,	Murphy, P. J.,	Stroup,
Clarke,	Jim,	Murray, H. P.	Sullivan,
Comer,	Johnson, A. W.,	Murray, J. J.,	Taylor,
Crossin,	Johnson, R.,	Musto,	Tompkins,
Curwood,	Jones, T. H. W.,	Naugle,	Trusio,
Davis,	Jump,	Needham,	Varallo,
Dengler,	Kamyk,	Nelson,	Varner,
Dennison,	Kee,	O'Dell,	Verona,
Devlin,	Keiser,	O'Donnell, J. A.,	Wall,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Walsh,
Donaldson,	Kessler,	Odorisio,	Wargo,
Dougherty,	Kooker,	O'Neil,	Welsh,
Down,	Korns,	Parlante,	Wescott,
Edwards,	Kovolenko,	Pashley,	Wheeler,
Eilberg,	Kubitsky,	Perry, H. H.,	Whittaker,
Eshback,	Lamb,	Perry, P. E.,	Williams, A.D., Jr
Ewing,	Lee, A. M.,	Petrosky,	Williams, E. S.

Farabaugh,	Lee, K. B.,	Polaski,	Willard,
Fetterolf,	Leonard,	Polen,	Willaredt,
Filo,	Light,	Prendergast,	Wood,
Fineman,	Limper,	Price,	Worley,
Floyd,	Lippincott,	Pursley,	Wynd,
Flynn,	Lopresti,	Reibman,	Yatron,
Foerster,	Luigard,	Reidenbach,	Yetter,
Fox,	Lutty,	Renwick,	Zimmerman,
Frank,	McCandless,	Rigby,	Andrews,
Frascella,	McCann,	Riley,	Speaker
Fulmer,	McDonald,	Rovansek,	

NAYS—7

Ashton,	Eshleman,	Ogilvie,	Weidner,
Bowman,	Gramlich,	Strausser,	

NOT VOTING—16

Brenninger,	Haudenshield,	Kornick,	Schwartz,
Brown,	Heavey,	McCormack,	Thompson,
Cooper,	Heffner,	Munley,	Ujobai,
Dennis,	Knecht,	Murray, P. G.,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 857, entitled as follows:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) permitting cities to lease their port facilities for a term not exceeding twenty-five years.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McInroy,	Rudisill,
Anderson,	Gailey,	McKeever,	Sakulsky,
Arlene,	Gallagher,	McLaughlin,	Scarcelli,
Ashton,	Garlock,	Machmer,	Schaaf,
Auker,	Gelfand,	Magee,	Schuster,
Balthaser,	George,	Mahan,	Seltzer,
Barton,	Gibb,	Markley,	Sherman,
Bell,	Gibson,	Maxwell,	Shupnik,
Blair,	Goldstein,	Meholchick,	Silverman,
Boles,	Goodrich,	Merry,	Snare,
Bonner,	Gramlich,	Mihm,	Snider,
Boris,	Guthrie,	Miller, B. Z.,	Stank,
Bower,	Hamilton,	Miller, H. G.,	Steckel,
Bowman,	Helm,	Mills,	Stevens,
Branca,	Henzel,	Monroe,	Stewart,
Breth,	Hocker,	Moran,	Stimmel,
Buchanan,	Holliday,	Muldowney,	Stone,
Burns,	Holt,	Mullen,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Musto,	Tompkins,
Comer,	Johnson, A. W.,	Naugle,	Trusio,
Crossin,	Johnson, R.,	Needham,	Ujobai,
Curwood,	Jones, T. H. W.,	Nelson,	Varallo,
Davis,	Jump,	O'Dell,	Varner,
Dengler,	Kamyk,	O'Donnell, J. A.,	Verona,
Dennison,	Kee,	O'Donnell, J. P.,	Wall,
Devlin,	Keiser,	Odorisio,	Walsh,
Donahue,	Kernaghan,	Ogilvie,	Wargo,
Donaldson,	Kessler,	O'Neil,	Weidner,
Dougherty,	Kooker,	Parlante,	Welsh,
Down,	Korns,	Pashley,	Wescott,
Edwards,	Kovolenko,	Perry, H. H.,	Wheeler,
Eilberg,	Kubitsky,	Perry, P. E.,	Whittaker,
Eshback,	Lamb,	Petrosky,	Williams, A.D., Jr.,
Eshleman,	Lee, A. M.,	Polaski,	Williams, E. S.,
Ewing,	Lee, K. B.,	Polen,	Willard,
Farabaugh,	Leonard,	Prendergast,	Willaredt,
Fetterolf,	Light,	Price,	Wood,
Filo,	Limper,	Pursley,	Worley,
Fineman,	Lippincott,	Reibman,	Wynd,
Floyd,	Lopresti,	Reidenbach,	Yatron,
Flynn,	Luigard,	Renwick,	Yetter,
Foerster,	Lutty,	Rigby,	Zimmerman,
Fox,	McCandless,	Riley,	Andrews,
Frank,	McCann,	Rovansek,	Speaker
Frascella,	McDonald,	Royer,	

NAYS—0

NOT VOTING—16

Brenninger,	Haudenshield,	Kornick,	Schwartz,
Brown,	Heavey,	McCormack,	Thompson,
Cooper,	Heffner,	Munley,	Wilt,
Dennis,	Knecht,	Murray, P. G.,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 887, entitled as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey two tracts of land consisting of 29.60 acres more or less and 26.30 acres respectively situate in Woodbury Township Blair County.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McInroy,	Rudisill,
Anderson,	Gailey,	McKeever,	Sakulsky,
Arlene,	Gallagher,	McLaughlin,	Scarcelli,
Ashton,	Garlock,	Machmer,	Schaaf,
Auker,	Gelfand,	Magee,	Schuster,
Balthaser,	George,	Mahan,	Seltzer,
Barton,	Gibb,	Markley,	Sherman,
Bell,	Gibson,	Maxwell,	Shupnik,
Blair,	Goldstein,	Meholchick,	Silverman,
Boles,	Goodrich,	Merry,	Snare,
Bonner,	Gramlich,	Mihm,	Snider,
Boris,	Guthrie,	Miller, B. Z.,	Stank,
Bower,	Hamilton,	Miller, H. G.,	Steckel,
Bowman,	Helm,	Mills,	Stevens,
Branca,	Henzel,	Monroe,	Stewart,
Breth,	Hocker,	Moran,	Stimmel,
Buchanan,	Holliday,	Muldowney,	Stone,
Burns,	Holt,	Mullen,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Musto,	Tompkins,
Comer,	Johnson, A. W.,	Naugle,	Trusio,
Crossin,	Johnson, R.,	Needham,	Varallo,
Curwood,	Jones, T. H. W.,	Nelson,	Varner,
Davis,	Jump,	O'Dell,	Verona,
Dengler,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Korns,	Pashley,	Wheeler,
Edwards,	Kovolenko,	Perry, H. H.,	Whittaker,
Eilberg,	Kubitsky,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Lamb,	Petrosky,	Williams, E. S.,
Eshleman,	Lee, A. M.,	Polaski,	Willard,

Ewing,	Lee, K. B.,	Polen,	Willaredt,
Farabaugh,	Leonard,	Prendergast,	Wood,
Fetterolf,	Light,	Price,	Worley,
Filo,	Limper,	Pursley,	Wynd,
Fineman,	Lippincott,	Reibman,	Yatron,
Floyd,	Lopresti,	Reidenbach,	Yetter,
Flynn,	Luigard,	Renwick,	Zimmerman,
Foerster,	Lutty,	Rigby,	Andrews,
Fox,	McCandless,	Riley,	Speaker
Frank,	McCann,	Rovansek,	
Frascella,	McDonald,	Royer,	

NAYS—0

NOT VOTING—16

Brenninger,	Haudenshield,	Kornick,	Schwartz,
Brown,	Heavey,	McCormack,	Thompson,
Cooper,	Heffner,	Munley,	Ujobai,
Dennis,	Knecht,	Murray, P. G.,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 908 Printer's No. 280

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 975, entitled as follows:

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

And said bill having been read at length the third time, considered and agreeed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McInroy,	Rudisill,
Anderson,	Gailey,	McKeever,	Sakulsky,
Arlene,	Gallagher,	McLaughlin,	Scarcelli,
Ashton,	Garlock,	Machmer,	Schaaf,
Auker,	Gelfand,	Magee,	Schuster,
Balthaser,	George,	Mahan,	Seltzer,
Barton,	Gibb,	Markley,	Sherman,
Bell,	Gibson,	Maxwell,	Shupnik,
Blair,	Goldstein,	Meholchick,	Silverman,
Bonner,	Goodrich,	Merry,	Snare,
Boles,	Gramlich,	Mihm,	Snider,
Boris,	Guthrie,	Miller, B. Z.,	Stank,
Bower,	Hamilton,	Miller, H. G.,	Steckel,
Bowman	Helm,	Mills,	Stevens,
Branca,	Henzel,	Monroe,	Stewart,
Breth	Hocker,	Moran,	Stimmel,
Buchanan,	Holliday,	Muldowney,	Stone,
Burns,	Holt,	Mullen,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Musto,	Tompkins,
Comer,	Johnson, A. W.,	Naugle,	Trusio,
Crossin,	Johnson, R.,	Needham,	Varallo,
Curwood,	Jones, T. H. W.,	Nelson,	Varner,
Davis,	Jump,	O'Dell,	Verona,
Dengler,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Korns,	Pashley,	Wheeler,
Edwards,	Leonard,	Perry, H. H.,	Whittaker,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Petrosky,	Williams, E. S.,
Eshleman,	Lamb,	Polaski,	Willard,
Ewing,	Lee, A. M.,	Polen,	Willaredt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wood,
Fetterolf,	Light,	Price,	Worley,
Filo,	Limper,	Pursley,	Wynd,
Fineman,	Lippincott,	Reibman,	Yatron,
Floyd,	Lopresti,	Reidenbach,	Yetter,
Flynn,	Luigard,	Renwick,	Zimmerman,
Foerster,	Lutty,	Rigby,	Andrews,
Fox,	McCandless,	Riley,	Speaker
Frank,	McCann,	Rovansek,	
Frascella,	McDonald,	Royer,	

NAYS—0

NOT VOTING—16

Brenninger,	Haudenshield,	Kornick,	Schwartz,
Brown,	Heavey,	McCormack,	Thompson,
Cooper,	Heffner,	Munley,	Ujobai,
Dennis,	Knecht,	Murray, P. G.,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 981, entitled as folows:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), changing provisions relating to attending high schools in nonresident districts and to the payment of tuition.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McInroy,	Rudisill,
Anderson,	Gailey,	McKeever,	Sakulsky,
Arlene,	Gallagher,	McLaughlin,	Scarcelli,
Ashton,	Garlock,	Machmer,	Schaaf,
Auker,	Gelfand,	Magee,	Schuster,
Balthaser,	George,	Mahan,	Seltzer,
Barton,	Gibb,	Markley,	Sherman,
Bell,	Gibson,	Maxwell,	Shupnik,
Blair,	Goldstein,	Meholchick,	Silverman,
Boles,	Goodrich,	Merry,	Snare,
Bonner,	Gramlich,	Mihm,	Snider,
Boris,	Guthrie,	Miller, B. Z.,	Stank,
Bower,	Hamilton,	Miller, H. G.,	Steckel,
Bowman,	Helm,	Mills,	Stevens,
Branca,	Henzel,	Monroe,	Stewart,
Breth,	Hocker,	Moran,	Stimmel,
Buchanan,	Holliday,	Muldowney,	Stone,
Burns,	Holt,	Mullen,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Musto,	Tompkins,
Comer,	Johnson, A. W.,	Naugle,	Trusio,
Crossin,	Johnson, R.,	Needham,	Varallo,
Curwood,	Jones, T. H. W.,	Nelson,	Varner,
Davis,	Jump,	O'Dell,	Verona,
Dengler,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Korns,	Pashley,	Wheeler,
Edwards,	Kovolenko,	Perry, H. H.,	Whittaker,
Eilberg,	Kubitsky,	Perry, P. E.,	Williams, A.D., Jr.,

Eshback,	Lamb,	Petrosky,	Williams, E. S.,
Eshleman,	Lee, A. M.,	Polaski,	Willard,
Ewing,	Lee, K. B.,	Polen,	Willaredt,
Farabaugh,	Leonard,	Prendergast,	Wood,
Fetterolf,	Light,	Price,	Worley,
Filo,	Limper,	Pursley,	Wynd,
Fineman,	Lippincott,	Reibman,	Yatron,
Floyd,	Lopresti,	Reidenbach,	Yetter,
Flynn,	Luigard,	Renwick,	Zimmerman,
Foerster,	Lutty,	Rigby,	Andrews,
Fox,	McCandless,	Riley,	Speaker
Frank,	McCann,	Rovansek,	
Frascella,	McDonald,	Royer,	

NAYS—0

NOT VOTING—16

Brenninger,	Haudenshield,	Kornick,	Schwartz,
Brown,	Heavey,	McCormack,	Thompson,
Cooper,	Heffner,	Munley,	Ujobai,
Dennis,	Knecht,	Murray, P. G.,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection,

House Bill No. 1035, Printer's No. 291, and

House Bill No. 1119, Printer's No. 292,

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1169, entitled as follows:

An Act making a deficiency appropriation from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, this bill provides for a deficiency apropriation of $1.873 million from the Motor License Fund for the payment of Social Security taxes by the Department of Labor and Industry from the General Fund. There is an unappropriated surplus in the Motor License Fund which will cover this appropriation, and is for the purpose of paying the Social Security Payments due on State Highway Employes. The payment is due, part of it by April 30, and we need to pass this bill today.

On the question, recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McInroy,	Rudisill,
Anderson,	Gailey,	McKeever,	Sakulsky,
Arlene,	Gallagher,	McLaughlin,	Scarcelli,
Ashton,	Garlock,	Machmer,	Schaaf,
Auker,	Gelfand,	Magee,	Schuster,
Balthaser,	George,	Mahan,	Seltzer,
Barton,	Gibb,	Markley,	Sherman,
Bell,	Gibson,	Maxwell,	Shupnik,
Blair,	Goldstein,	Meholchick,	Silverman,
Boles,	Goodrich,	Merry,	Snare,
Bonner,	Gramlich,	Mihm,	Snider,
Boris,	Guthrie,	Miller, B. Z.,	Stank,
Bower,	Hamilton,	Miller, H. G.,	Steckel,
Bowman,	Helm,	Mills,	Stevens,
Branca,	Henzel,	Moran,	Stewart,
Breth,	Hocker,	Monroe,	Stimmel,
Buchanan,	Holliday,	Muldowney,	Stone,
Burns,	Holt,	Mullen,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.,	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Musto,	Tompkins,
Comer,	Johnson, A. W.,	Naugle,	Trusio,
Crossin,	Johnson, R.,	Needham,	Varallo,
Curwood,	Jones, T. H. W.,	Nelson,	Varner,
Davis,	Jump,	O'Dell,	Verona,
Dengler,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Kee,	O'Donnell, J. P.,	Walsh,
Devlin,	Keiser,	Odorisio,	Wargo,
Donahue,	Kernaghan,	Ogilvie,	Weidner,
Donaldson,	Kessler,	O'Neil,	Welsh,
Dougherty,	Kooker,	Parlante,	Wescott,
Down,	Korns,	Pashley,	Wheeler,
Edwards,	Kovolenko,	Perry, H. H.,	Whittaker,
Eilberg,	Kubitsky,	Perry, P. E.,	Williams, A.D., Jr.,
Eshback,	Lamb,	Petrosky,	Williams, E. S.,
Eshleman,	Lee, A. M.,	Polaski,	Willard,
Ewing,	Lee, K. B.,	Polen,	Willaredt,
Farabaugh,	Leonard,	Prendergast,	Wood,
Fetterolf,	Light,	Price,	Worley,
Filo,	Limper,	Pursley,	Wynd,
Fineman,	Lippincott,	Reibman,	Yatron,
Floyd,	Lopresti,	Reidenbach,	Yetter,
Flynn,	Luigard,	Renwick,	Zimmerman,
Foerster,	Lutty,	Rigby,	Andrews,
Fox,	McCandless,	Riley,	Speaker
Frank,	McCann,	Rovansek,	
Frascella,	McDonald,	Royer,	

NAYS—0

NOT VOTING—16

Brenninger,	Haudenshield,	Kornick,	Schwartz,
Brown,	Heavey,	McCormack,	Thompson,
Cooper,	Heffner,	Munley,	Ujobai,
Dennis,	Knecht,	Murray, P. G.,	Wilt,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 250, Printer's No. 632.

Senate Bill No. 255, Printer's No. 272

Senate Bill No. 256, Printer's No. 273

Senate Bill No. 309, Printer's No. 610

were passed over at the request of the SPEAKER pro tempore.

RESOLUTION

SENATE SERIAL No. 102

The SPEAKER laid before the House Senate Resolution Serial No. 102.

The resolution was read, considered and concurred in as follows:

ABRAHAM LINCOLN SESQUICENTENNIAL COMMISSION OF PENNSYLVANIA

In the Senate January 6 1959

Whereas on February 12 1959 the entire civilized world generally and the American Nation in particular will celebrate the Sesquicentennial anniversary of the birth of its martyr-President Abraham Lincoln whom Count

Leo Tolsoi described as "Christ in miniature" and who by universal consent is the most revered Citizen of the World because his immortality to use the expression of Woodrow Wilson "does not lie in any one of his achievements but in his attitude towards mankind" and

Whereas the entire world will never forget the intrepid spirit of justice and freedom in this great American martyr- President whose life exemplified the principle of charity toward all and malice toward none and

Whereas in these days of strain and stress of gloom and vacillation of a world "half free and half slave" a celebration revolving around our immortal martyr-President will result in the reaffirmation of Lincoln's teachings the tonic values whereof have been generation after generation universally acknowledged and

Whereas of all the states of the Union none can boast of more Lincoln lore than Pennsylvania as it was on the soil of Pennsylvania that the immortal Gettysburg address was delivered by Lincoln coined in a few sentences that are considered as one of the greatest monuments of the English language as well as a limpid spring of inspiration from which our Republic had drank heretofore and shall continue to drink henceforth and

Whereas with only a few years separating Pennsylvania from the celebration of the Centennial of the Battle of Gettysburg it would be conducive to the spiritual ennoblement of our Citizenry to initiate a State-wide celebration of the Sesquicentennial of the birth of Abraham Lincoln.

Now be it resolved (if the House of Representatives concur) That the General Assembly of Pennsylvania appoint a Commission to be known as the "Abraham Lincoln Sesquicentennial Commission of Pennsylvania" to consist of six members three of whom shall be appointed by the Speaker of the House on the part of the House of Representatives and three of whom shall be appointed by the President Pro Tempore of the Senate on the part of the Senate of the General Assembly the task whereof shall consist in evolving plans for a State-wide celebration of the Sesquicentennial of the birth of Abraham Lincoln in order that said plans may be submitted in the form of a report to the General Assembly of Pennsylvania for proper action and implementation

The SPEAKER pro tempore. The Chair requests the Speaker to return to the rostrum.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 183.

An Act amending the act of May 29, 1931 (P. L. 280) entitled "An act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof * * *" providing that notice to the owner or terre tenant of lands to be sold for taxes be served by registered or certified mail.

HOUSE BILL No. 202.

An Act amending the "Domestic Animal Disease Suppression Law" aproved July 22, 1913 (P. L. 928) prohibiting the sale or use of virulent live virus except under certain circumstances.

HOUSE BILL No. 412.

An Act authorizing courts to alter modify suspend reinstate terminate amend or rescind any order decree judgment or sentence for a period of thirty days from the date of entering or record the order decree judgment or sentence.

HOUSE BILL No. 499.

An Act amending the "Motor Vehicle Safety Responsibility Act" approved June 1, 1945 (P. L. 1340) by changing the short title of the act.

HOUSE BILL No. 500.

An Act consolidating and revising the Vehicle Code the Tractor Code the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership possession and use of vehicles and tractors.

HOUSE BILL No. 587.

An Act providing for the detruction of certain records and papers upon petition in cities of the first class.

RESOLUTION

Mr. BROWN offered a resolution which was filed with the Clerk under the Rules.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 191, 490 and 567.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg.

April 15, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 191, Printer's No. 35, entitled "An Act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' providing that out-of-state physicians may certify that applicants for teachers certificates are not mentally or physically disabled."

DAVID L. LAWRENCE.

April 15, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 490, Printer's No. 94, entitled "An Act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' requiring that children be vaccinated before being admitted to kindergartens."

DAVID L. LAWRENCE.

April 15, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 567, Printer's No. 96, entitled "An Act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well

to private and parochial schools amending revising consolidating and changing the laws relating thereto' authorizing submission of question of formation of union or merged districts at primary elections."

DAVID L. LAWRENCE.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, some plans that many have asked for 'way in the future, and I hope that we can keep these commitments without any difficulty.

We announced the schedule for next week, two days, Monday and Tuesday. We want to change the schedule for the week of May 5 if at all possible. On that Tuesday will be the swearing-in ceremony of the Secretary of Internal Affairs which very likely will change the hourly schedule well into the afternoon. We will be in session three days that week without a question of doubt.

For those who have asked and are interested—and certainly we are all interested in the primaries of our respective districts or counties—we hope we will be able to fulfill the commitment of no session the week of the primaries, which I believe is the third week of May.

Mr. Speaker, again I repeat, next week two days, Monday and Tuesday.

ADJOURNMENT

Mr. A. J. MURPHY. Mr. Speaker, I move that this House do now adjourn until Monday, April 20, 1959 at 4:30 p.m.

The motion was agreed to, and (at 11:58 a.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., MONDAY, APRIL 20, 1959. No. 35.

SENATE

MONDAY, APRIL 20, 1959.

The Senate met at 3:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. WILLIAM H. KELLY, Pastor of St. Paul's Evangelical United Brethren Church, Lewisburg, offered the following prayer:

Let us pray.

Most gracious Heavenly Father, we wait in the shadow of Thy holy presence. We are weak, but Thou art strong. We are sinful, but Thou art sinless. We are impure, but Thou art pure and holy.

Thou, O God, art the source of all wisdom, purity and power. Speak to us that we may be guided in our deliberations today. May Thy Holy Spirit enter into our lives, so that we may be clothed with honor, love, honesty, mercy and a forviging spirit.

Most gladly may we glory in our weakness, so that the strength of our Savior may rest upon us. Walk with us, O Father, in the untried paths of duty and service, guarding always the honor of our Commonwealth.

We pray for Thy guidance and strength of purpose in the business of this day. May the words of our mouths and the meditation of our hearts be accepted in Thy sight, O Lord, our strength and Redeemer. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. WADE, further reading was dispensed with, and the Journal was approved.

PROMINENT AGRICULTURISTS FROM PERRY AND CUMBERLAND COUNTIES PRESENTED TO SENATE

Mr. WADE. Mr. President, we are honored today in our visiting galleries by having with us a number of prominent agriculturists from Perry and Cumberland Counties. They are led by Mr. Gilbert Beaver, Chairman of the Committee.

I ask you, Mr. President, to extend the official welcome of the Senate to these gentlemen.

The PRESIDENT. It is a real pleasure to greet you, gentlemen. I hope you will stand in order for the Members of the Senate to appreciate your presence.

Thank you very much for being with us. We are glad to have you.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor, which was read as follows:

APPROVAL OF SENATE CONCURRENT RESOLUTION, RECALLING FROM THE GOVERNOR SENATE BILL No. 29

April 15, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 29, Printer's No. 29, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

DAVID L. LAWRENCE.

The PRESIDENT. The bill will be laid on the table.

COMMUNICATIONS FROM THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor, which were read as follows:

APPROVAL OF SENATE BILLS Nos. 338, 339, 71, AND 335

April 15, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 338, Printer's No. 363, entitled "An Act making an appropriation to the General Assembly for the payment of expenses of its Inaugural Committee."

DAVID L. LAWRENCE.

April 15, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 339, Printer's No. 364, entitled "An Act amending the act of May 28, 1915 (P. L. 596) entitled 'An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions' extending the time for authority employes to

join or refuse to join the pension fund."

DAVID L. LAWRENCE.

April 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 71, Printer's No. 71, entitled "An Act amending the act of August 9, 1955 (P. L. 323) entitled 'An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes amending revising consolidating and changing the laws relating thereto' regulating the rate of taxation for any occupation tax levied by a county."

DAVID L. LAWRENCE.

April 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 335, Printer's No. 360, entitled "An Act amending the act of July 28, 1953 (P. L. 1435) entitled 'An act relating to the more effective treatment of persons convicted of crime or committed as defective delinquents creating in the Department of Justice correctional diagnostic and classification centers providing for the diagnosis and classification of persons sentenced or committed by the courts to a State institution fixing the responsibility for costs of transportation and maintenance of such persons prescribing duties of the courts and the powers and duties of the Department of Justice relative thereto making civil and criminal laws applicable to penitentiaries and persons therein or responsible therefor applicable in the case of the said institution' authorizing direct commitment of defective delinquents to institutions designated for commitment of such persons."

DAVID L. LAWRENCE.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBER OF THE MIFFLIN COUNTY BOARD OF ASSISTANCE

April 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Russell C. Miller (Democrat), 215 Green Avenue, Lewistown, Mifflin County, for appointment as a member of the Mifflin County Board of Assistance, until December 31, 1961, and until his successor is duly appointed and qualified, vice James A. Dalton, Lewistown, whose term expired.

DAVID L. LAWRENCE.

ASSOCIATE JUDGE IN AND FOR THE COUNTY OF JUNIATA

April 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William H. Gilson, Port Royal, Juniata County, for appointment as Associate Judge in and for the County of Juniata, until the first Monday of January 1960, vice William M. Graham, deceased.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF OSTEOPATHIC EXAMINERS

April 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Leopold Salkind, Philadelphia, for appointment as a member of the State Board of Osteopathic Examiners, from September 23, 1957, for the term of four years, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF PHARMACY

April 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dominic M. Manganello, Wilkes-Barre, Luzerne County, for appointment as a member of the State Board of Pharmacy, from March 17, 1958, for the term of six years, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHERS' COLLEGE

April 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William B. Herbein, Topton, Berks County, for appointment as a member of the Board of Trustees of Kutztown State Teachers' College, until the third Tuesday of January 1963, and until his successor is appointed and qualified, vice James W. Bertolet, Esq., Wyomissing, whose term expired.

DAVID L. LAWRENCE.

HOUSE MESSAGES

SENATE CONCURRENT RESOLUTION, SERIAL No. 102, RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Concurrent Resolution, Serial No. 102, entitled, "Abraham Lincoln Sesquicentennial Commission of Pennsylvania," with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The resolution will be laid on the table.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrent bills of the House, as follows:

House Bill No. 90, entitled:

An Act permitting the completion of baseball games in cities of the first class notwithstanding provisions to the contrary.

Which was committed to the Committee on State Government.

House Bill No. 367, entitled:

An Act amending the act of July 21, 1941 (P. L. 425) entitled "An act to establish a system uniform throughou the Commonwealth for the compensation of witnesses

* * *" increasing the compensation of witnesses.

Which was committed to the Committee on Judiciary General.

House Bill No. 401, entitled:

An Act requiring common carriers by railroad to furnish flag protection to all trains occupying the main tracks.

Which was committed to the Committee on Corporations.

House Bill No. 402, entitled:

An Act to repeal Secs. 662, 663 and 730 of "The Penal Code," approved June 24, 1939 (P. L. 872), relating to the imposition of penalties against railroad employes and other persons for certain activities during strikes and against transportation employes for injuries or death resulting from their actions.

Which was committed to the Committee on Labor and Industry.

House Bill No. 406, entitled:

An Act relating to employers and employes of railroads; and providing for the regulation of health and safety conditions in places of railroad employment.

Which was committed to the Committee on Corporations.

House Bill No. 442, entitled:

An Act amending the "Business Corporation Law," approved May 5, 1933 (P. L. 364), prescribing what shall constitute "doing business" by foreign business corporations in this Commonwealth for the purpose of service of process upon the Secretary of the Commonwealth.

Which was committed to the Committee on Judiciary General.

House Bill No. 501, entitled:

An Act amending the act of May 11, 1911 (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; * * *" requiring that inspectors appearing for the Commonwealth in prosecutions be furnished with a certified copy of the transcript or record.

Which was committed to the Committee on State Government.

House Bill No. 600, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," providing as to the supervision of the Department of Property and supplies for the protection of State office Buldings and Grounds.

Which was committed to the Committee on State Government.

House Bill No. 628, entitled:

An Act regulating the time of payment of wages and earnings of railroad employes.

Which was committed to the Committee on Labor and Industry.

House Bill No. 679, entitled:

An Act amending the act of March 26, 1925 (P. L. 83), entitled "An act for the protection of Public Health by regulating the serving of milk for drinking purposes to patrons of hotels * * *; and providing penalties," eliminating licenses and license fee requirements.

Which was committtted to the Committee on Agriculture.

House Bill No. 693, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing for payment to organizations of American Gold Star Mothers.

Which was committed to the Committee on Local Government.

House Bill No. 707, entitled:

An Act amending the act of January 18, 1952 (P. L. 2159), entitled "An act creating the Pennsylvania Public Safety Commission as a commission; * * *," increasing the membership of the commission.

Which was committed to the Committee on State Government.

House Bill No. 850, entitled:

An Act amending the act of June 28, 1947 (P. L. 990), entitled "An act to permit employes of counties, cities, boroughs, towns and townships to accumulate annual sick leave in certain cases," increasing the period for which sick leaves may be accumulated.

Which was committed to the Committee on Local Government.

House Bill No. 857, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), permitting cities to lease their port facilities for a term of not exceeding twenty-five years.

Which was committed to the Committee on Local Government.

House Bill No. 887, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey two tracts of land, consisting of 29.60 acres, more or less, and 26.30 acres, respectively, situate in Woodbury Township, Blair County.

Which was committed to the Committee on State Government.

House Bill No. 975, entitled:

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

Which was committed to the Committee on Judiciary General.

House Bill No. 981, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30) changing provisions relating to attending high school in nonresident districts and to the payment of tuition.

Which was committed to the Committee on Education.

House Bill No. 1169, entitled:

An Act making a Deficiency appropration from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes.

Which was committed to the Committee on Appropriations.

BILLS SIGNED

The President (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

House Bill No. 183, Printer's No. 56;
House Bill No. 202, Printer's No. 38;
House Bill No. 412, Printer's No. 125;
House Bill No. 499, Printer's No. 136;
House Bill No. 500, Printer's No. 202; and
House Bill No. 587, Printer's No. 112.

REPORTS FROM COMMITTEES

Mr. CHAPMAN, from the Committee on Appropriations reported as amended House Bill No. 40, entitled:

An Act making an appropriation to the Department of Military Affairs for certain expenses in connection with the Korean Conflict Veterans Compensation Act.

He also, from the Committee on Appropriations reported as committed House Bill No. 844, entitled:

An Act making an apprpopriation to the Department of Public Welfare for administration of the Public Assistance Law and for making public assistance grants.

Mr. HARNEY, from the Committee on Labor and Industry reported as committed, House Bill No. 610, entitled:

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343), providing for the Rehabilitation Center Fund, and for disbursements therefrom; repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

He also, from the Committee on Labor and Industry, reported as committed House Bill No. 611, entitled:

An Act amending "The Vocational Rehabilitation Act of one thousand nine hundred forty-five," approved May 22, 1945 (P. L. 849), changing the definition of vocational rehabilitation; expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

JUSTICE OF THE PEACE

April 14, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jack M. Daugherty, R. D. 1, Oil City, Venango County, for appointment as Justice of the Peace in and for the Township of Cornplanter, Venango County, to serve until the first Monday of January 1960, vice Philip R. Montgomery, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF WEST CHESTER STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Francis V. Atkinson, 20 South Warner Avenue, Bryn Mawr, Montgomery County, for reappointment as a member of the Board of Trustees of West Chester State Teachers' College, until the third Tuesday of January 1965, and until her successor is appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE LUZERNE COUNTY BOARD OF ASSISTANCE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James R. Kenny (Democrat), R. D. 4, Oak Hill, Dallas, Luzerne County, for appointment as a member of the Luzerne County Board of Assistance, until December 31, 1961, and until his successor is duly appointed and qualified, vice Dr. Hugo V. Mailey, Forty-Fort, whose term expired.

DAVID L. LAWRENCE.

MEMBER OF THE SANITARY WATER BOARD

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. William Wetter, Kenilworth Apartments, Philadelphia, Philadelphia County, for reappointment as a member of the Sanitary Water Board, until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BANKING BOARD

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Francis P. Burns, 7304 North Twelfth Street, Melrose Park, Philadelphia 26, Montgomery County, for appointment as a member of the Banking Board, until September 1, 1965, and until his successor is duly appointed and qualified, vice Mark Willcox, Wawa, whose term expired.

DAVID L. LAWRENCE.

PERMISSION TO ADDRESS SENATE

Mr. EHRGOOD asked and obtained unanimous consent to address the Senate.

Mr. EHRGOOD. Mr. President, various other Members of the Senate and I are introducing legislation today concerning those school districts and State Teachers Colleges which have been affected by the temporary orders of the Department of Labor and Industry.

As you may recall, back in February, the Department of Labor and Industry started making inspections of school buildings throughout this Commonwealth. I understand from Secretary Batt that the Department of Labor and Industry has made 4,000 inspections, and that approximately 2,000 orders have been placed on 657 school districts throughout the State. Incidentally, those figures include parochial schools. Therefore, the following figures must be interpreted accordingly.

Many of these orders have permanently closed various schools. They are very, very few in number. It is my understanding that the Administration will be introducing a bill concerning those permanently closed school buildings, placing them on a priority basis for school con-

struction. However, nothing has been contemplated up to this time concerning those school districts which are facing a financial emergency due to complying with the orders of the Department of Labor and Industry. Those orders, in the main, are concerned with fire towers, fire alarm systems, fire resistant materials in basements and in boiler rooms. I understand that the average cost of these repairs is something like $3,000. I believe that the Secretary of Labor and Industry has estimated a figure of approximately $2,000,000 for those 657 school districts already affected. Actually, of course, that would include parochial schools, which would not be included in the bill I am about to introduce.

There are also State Teachers Colleges which are being inspected and which will be facing a similar emergency, caused by these orders.

One other thing occurred recently which helped to solve this problem. In the Senate Investigation of the Department of Public Instruction, we found there was such a thing called the State School Fund. This State School Fund was set up originally in 1911, and is presently found in the Act of 1949, March 10, P. L. 30, Article 26. It provides that all escheated moneys and property, by way of devise or gift to the State, shall constitute a fund known as the State School Fund. This State School Fund is wholly under the auspices, control and management of the State Council of Education. The Fund is invested, for the great part, and I have received figures as of April 15, 1959, showing that there is a cash balance of approximately $183,000, while the investment account totals $3,782,000. In reality, there is approximately $3,919,575 available. The income from those investments amounts to perhaps $100,000 a year. It is of importance to note that the entire basis for this State School Fund is the equalization of educational opportunities throughout this Commonwealth.

To be sure, the school districts in Philadelphia, Pittsburgh and Scranton are not subject to the Department of Labor and Industry orders under the Fire and Panic Act. However, they all have local inspections and they, likewise, are faced with this emergency.

This proposed legislation, Mr. President, is to set up a committee of three, consisting of the Superintendent of the Department of Public Instruction, the Secretary of the Department of Labor and Industry and the Auditor General, to use this State School Fund and to allocate it to the local school districts and the State Teachers Colleges on a matching basis, to help them in this financial situation.

I am sure it will be of great interest to everyone to know there is no need for new tax moneys because of this bill. It is merely transferring a fund, which is lying dormant and unused, to a great extent. After all, you know that the $100,000 income from this investment, which the State Council of Education presently has, is practically de minimus, in helping achieve the purpose of equalization of educational opportunities.

It seems to the sponsors of this bill that this is an opportunity to really help the local school districts throughout this Commonwealth and the State Teachers Colleges. It does so without any new tax moneys being raised, and it meets a financial drain which they are all incurring by reason of those orders.

BILL INTRODUCED AND REFERRED

Messrs. EHRGOOD, WADE, PROPERT, KELLER, ELLIOTT, SHAFER, FLEMING, WHALLEY and BERGER read in place and presented to the Chair Senate Bill No. 643, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for the use of moneys in the State School Fund of Pennsylvania for assisting school districts and State Teachers' Colleges to comply with required safety standards in certain cases; conferring powers and imposing duties upon the State Council of Education, the Auditor General, the Superintendent of Public Instruction and the Secretary of Labor and Industry; and making an appropriation.

Which was committed to the Committee on Education.

PERMISSION TO ADDRESS SENATE

Mr. FLEMING asked and obtained unanimous consent to address the Senate.

Mr. FLEMING. Mr. President, last week I introduced a series of bills proposing to carry out the Class 1 recommendations of the Constitutional Revision Commission, some twenty in number. There were also fifteen Class 2 recommendations made by the Constitutional Revision Commission. In all fairness to that Commission and to the work they have done, I have prepared and am about to introduce the Class 2 recommendations, all of which I am introducing by request.

With the indulgence of the Chair, I would respectfully request that they be placed in the same order in which I am introducing them in order that the people of the Commonwealth, when they request copies of these bills, may get them in sequence.

BILLS INTRODUCED AND REFERRED

Mr. FLEMING read in his place and presented to the Chair Senate Bill No. 644, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing representation on the board of directors of union and merged school districts.

Which was committed to the Committee on Education.

He also (By request) read in his place and presented to the Chair Senate Bill No. 645, entitled:

A Joint resolution proposing an amendment to article one, section ten of the Constitution of the Commonwealth of Pennsylvania, removing prohibition against proceeding by information for indictable offenses.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair Senate Bill No. 646, entitled:

A Joint resolution proposing an amendment to article two, section six of the Constitution of the Commonwealth of Pennsylvania, imposing additional disqualifications on Senators and Representatives.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair Senate Bill No. 647, entitled:

A Joint resolution proposing an amendment to article

three, section three of the Commonwealth of Pennsylvania, permitting bills to codify existing law to contain more than one subject.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair Senate Bill No. 648, entitled:

A Joint resolution proposing an amendment to article three, section four of the Constitution of the Commonwealth of Pennsylvania, changing the procedure on the pasage of bills.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair Senate Bill No. 649, entitled:

A Joint resolution proposing an amendment to article three, section twelve of the Constitution of the Commonwealth of Pennsylvania, regulating Commonwealth purchases.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair, Senate Bill No. 650, entitled:

A Joint resolution proposing an amendment to article three, section sixteen of the Constitution of the Commonwealth of Pennsylvania, authorizing cash refunds without appropriation in certain cases.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair, Senate Bill No. 651, entitled:

A Joint resolution proposing an amendment to article three of the Constitution of the Commonwealth of Pennsylvania, repealing section seventeen thereof, which requires a two-thirds vote to make appropriations to certain charitable and educational institutions.

Which was committed to the Committee on Constitutitutional Changes and Federal Relations.

He also (By request) read in his place and presented the Chair, Senate Bill No. 652, entitled:

Joint resolution proposing an amendment to article three of the Constitiution of the Commonwealth of Pennsylvania, repealing section twenty thereof, which prohibits delegation of municipal functions to special commissions, private corporations or associations.

Which was committed to the Committee on Constitutitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair, Senate Bill No. 653, entitled:

A Joint resolution proposing an amendment to article four, six and seventeen of the Constitution of the Commonwealth, Secretary of Internal Affairs and Superintendent of Public Instruction as constitutional officer; and permitting confirmation of appointments by a simple majority of the Senate.

Which was committed to the Committee on Constitutitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair, Senate Bill No. 654, entitled:

A Joint resolution proposing an amendment to article four, section twenty-one of the Constitution of the Commonwealth of Pennsylvania, permitting the Auditor General and State Treasurer to succeed themselves for one additional term.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair, Senate Bill No. 655, entitled:

A Joint resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, repealing section thirteen thereof, which limits Commonwealth reserve funds.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair, Senate Bill No. 656, entitled:

A Joint resolution proposing an amendment to article fourteen, section eight of the Constitution of the Commonwealth of Pennsylvania, revising the procedure for abolishing county offices in Philadelphia.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair, Senate Bill No. 657, entitled:

A Joint resolution proposing an amendment to article three and sixteen of the Constitution of the Commonwealth of Pennsylvania, authorizing the amendment, repeal and revoking of laws affecting corporate charters.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair, Senate Bill No. 658, entitled:

A Joint resolution proposing an amendment to article eighteen of the Constitution of the Commonwealth of Pennsylvania, providing for amendment of the Constitution by indirect referendum.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair, Senate Bill No. 659, entitled:

A Joint resolution proposing an amendment to article eighteen of the Constitution of the Commonwealth of Pennsylvania, providing for periodic reviews of the Constitution.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

He also (By request) read in his place and presented to the Chair Senate Bill No. 660, entitled:

An Act assigning an article and section number to a section of the Constitution of the Commonwealth of Pennsylvania added thereto without designating its position therein.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

Messrs. RIPP and KOPRIVER, JR. read in place and presented to the Chair Senate Bill No. 661, entitled:

An Act amending the act of May 24, 1945 (P. L. 991),

entitled "Urban Redevelopment Law," authorizing the relocation of businesses and families and limiting powers of eminent domain.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 662, entitled:

An Act amending the act of May 24, 1945 (P. L. 982), entitled, as amended, "Redevelopment Cooperation Law," redefining "State Public Body" to include school districts and other political subdivisions and authorizing cooperation in relocation activities.

Which was committed to the Committee on State Government.

Messrs. PECHAN, WALKER, SEYLER and HAYS read in place and presented to the Chair Senate Bill No. 663, entitled:

An Act amending the act of January 18, 1952 (P. L. 2111), entitled "An act to provide for minimum compensation and increments for administrators and members of the faculty of State Teachers Colleges; . . .," providing for minimum compensation and increments for administrators of State Teachers Colleges; increasing the minimum compensation and increments of other employes and providing for the qualifications of certain employes; and making an appropriations.

Which was committed to the Committee on Education.

They also read in place and presented to the Chair Senate Bill No. 664, entitled:

An Act amending the act of January 18, 1952 (P. L. 2111), entitled "An act to provide for minimum compensation and increments for administrators and members of the faculty of State Teachers Colleges; . . .," further providing for leaves of absence of faculty members of State Teachers Colleges.

Which was committed to the Committee on Education.

Mr. PECHAN, on behalf of Messrs. BERGER and WEINER (By request), read in place and presented to the Chair Senate Bill No. 665, entitled:

An Act amending the act of April 9, 1929 (P. L. 343), entitled "The Fiscal Code," further regulating the security for deposits of State moneys.

Which was committed to the Committee on Finance.

Messrs. SHAFER and MALLERY read in place and presented to the Chair Senate Bill No. 666, entitled:

An Act amending the act of May 5, 1933 (P. L. 364), entitled "Business Corporation Law," prohibiting the adoption or use by corporations of names that are the same as or deceptively similar to the registered fictitious names of other corporations.

Which was committed to the Committee on Corporations.

Mr. PROPERT read in his place and presented to the Chair Senate Bill No. 667, entitled:

An Act amending the act of January 14, 1952 (P. L. 2016), entitled "An act providing for supplementing the police forces of cities, boroughs, towns and townships, for the appointment, powers and control of auxiliary police therein . . .," further defining the training of auxiliary policemen, and authorizing chiefs of police to place auxiliary policemen on active duty in order that they may obtain such training.

Which was committed to the Committee on Local Government.

Mr. MADIGAN read in his place and presented to the Chair Senate Bill No. 668, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," deleting and adding certain routes in Bradford County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 669, entitled:

An act amending the act of June 1, 1933 (P. L. 1172), entitled "Borough Rural State Highway Law," adding a new route in the Borough of Athens, Bradford County.

Which was committed to the Committee on Highways.

Messrs. WADE and VAN SANT read in place and presented to the Chair Senate Bill No. 670, entitled:

An Act providing for a system of assigning certain motor vehicle liability insurance risks to insurers; conferring powers and imposing duties on the Insurance Commissioner and insurers transacting motor vehicle liability insurance in Pennsylvania; and providing for appeal from actions of the Insurance Commissioner.

Which was committed to the Committee on Insurance.

Messrs. VAN SANT and MALLERY read in place and presented to the Chair Senate Bill No. 671, entitled:

An Act amending the act of March 6, 1956 (P. L. 1228), entitled, as amended, "Selective Sales and Use Tax Act," exempting food and beverage from the tax when the purchase price therefor is fifty cents or less.

Which was committed to the Committee on Finance.

Messrs. WALKER and VAN SANT read in place and presented to the Chair Senate Bill No. 672, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," providing that the letters "D A V" be inscribed on registration plates issued to disabled veterans.

Which was committed to the Committee on Highways.

They also read in place and presented to the Chair Senate Bill No. 673, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," exempting veterans, who served in the armed forces of the United States during any period of war or armed conflict and suffer from a condition rated static to a degree of forty per centum or more, as a result of such service, from fees charged for certificates of title or registration.

Which was committed to the Committee on Highways.

Mr. RIPP read in his place and presented to the Chair Senate Bill No. 674, entitled:

An Act limiting the jurisdiction of courts of record to accept guilty pleas from uncounseled defendants; providing for the appointment and waiver of counsel; and permitting certain appeals in criminal cases and in habeas corpus cases to be taken in forma pauperis.

Which was committed to the Committee on Judiciary General.

Messrs. LANE and EHRGOOD read in place and presented to the Chair Senate Bill No. 675, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," requiring certain vehicles and combinations of vehicles equipped with air brakes to be equipped with emergency brakes.

Which was committed to the Committee on Highways.

Messrs. LANE and KALMAN read in place and presented to the Chair Senate Bill No. 676, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the expenses of restoring and improving the historic Old Bradford House, providing for its future care and maintenance.

Which was committed to the Committee on Appropriations.

DISTINGUISHED CITIZENS FROM ERIE COUNTY PRESENTED TO SENATE

Mr. BLASS. Mr. President, we are especially privileged today to have in our presence, as guests of the Senate, several distinguished citizens from Erie County. Among them we have the Honorable Arthur Gardner, Mayor of the City of Erie; Mr. Fred Lamberton, County Commissioner of Erie County and Republican County Chairman; Mr. Everett Zurn, the Democratic County Chairman of Erie County; Mr. Joe Maher, Editor of the Erie Daily Times; and Mrs. Ford Odell, wife of the Assemblyman from Erie County.

The PRESIDENT. Will these personages from Erie County please rise?

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, I am about to offer a resolution. In connection with this resolution, I want to call the attention of the Members of the Senate to the fact that this book which I hold in my hand is one of the finest documents ever to come from the press of the Joint State Government Commission.

It is a lucky coincidence that so many notables come from Erie, because I am going to praise Senator Blass. This document came over the signature of Senator Blass. It is a catalog of all historical sites and historical buildings in Pennsylvania. It is a masterpiece of documentation. However, unfortunately over the last decade, there was such a demand for this document that it may no longer be obtained. Therefore, I am now offering this Senate Concurrent Resolution, on behalf of Senator Blass and myself, requesting that ten thousand additional copies be printed and bring up-to-date the listing of historical sites in Pennsylvania.

I further request its immediate adoption.

SENATE CONCURRENT RESOLUTION

INSTRUCTING THE JOINT STATE GOVERNMENT COMMISSION, WITH THE COOPERATION OF THE PENNSYLVANIA HISORICAL AND MUSEUM COMMISSION, TO MAKE A RESURVEY AND PREPARE A REVISED CATALOG OF ALL THE HISTORIC BUILDINGS AND SITES AND ARCHAEOLOGICAL REMAINS OF THIS COMMONWEALTH

Messrs. STIEFEL and BLASS offered the following resolution (Serial No. 109), which was read as follows:

In the Senate, April 20, 1959.

Whereas, The Joint State Government Commission was instructed by the General Assembly in 1947 to make a survey and prepare a list of all the historic buildings and sites and archaeological sites which is deemed to be of distinctive significance and value to the history or archaeology of Pennsylvania, and to report this list to the General Assembly at its next Regular Session with recommendations for appropriate legislation to assure the safety and preservation of such buildings and sites; and

Whereas, The Joint State Government Commission completed this original survey and presented its report in March, 1949, as a Catalog of Historical Buildings, Sites and Remains in Pennsylvania, which Catalog has been of great value in providing criteria and standards for legislation and for local action with respect to the preservation of historic sites and buildings; and

Whereas, In the ten years since this report was presented a number of historic buildings have been razed or destroyed, and historical research has also brought to light some additional buildings and sites which may be worthy of consideration; and

Whereas, There is grave danger of the further destruction of buildings and sites which are the tangible remains of Pennsylvania's rich and inspiring historic past unless their importance is again emphasized by a study and a resurvey of the important buildings and sites; therefore be it

Resolved (if the House concur), That the General Assembly of the Commonwealth hereby instruct the Joint State Government Commission, with the cooperation of the Pennsylvania Historical and Museum Commission, to make a resurvey and prepare a revised catalog of all the historic buildings and sites and archaeological remains which it deems to be of distinctive significance and value to the history or archaeology of this Commonwealth, and to report this revised catalog to the General Assembly at its next Regular Session with further recommendations for appropriate legislation to assure the safety and preservation of such buildings and sites; and be it further

Resolved, That the General Assembly hereby authorizes the printing of ten thousand copies of the revised Catalog of Historical Buildings, Sites and Remains in Pennsylvania for the use of the members of the General Assembly and the information of the public.

The PRESIDENT. The gentleman from Philanelphia, Senator Stiefel, has requested the immediate consideration of this resolution.

Mr. STIEFEL. Mr. President, I am going to withdraw my request for immediate consideration. May I respectfully direct your attention to the fact that during the preceding Session, the Committee on Forests and Waters, Game and Fish was the depository of all historical matters, because of Senator Blass' interest in the history of Pennsylvania.

Therefore, I respectfully urge Your Excellency to refer this resolution to the Committee on Forests and Waters, Game and Fish.

The PRESIDENT. The resolution is referred to the Committee on Forests and Waters, Game and Fish.

PERMISSION TO ADDRESS SENATE

Mr. SHAFER asked and obtained unanimous consent to address the Senate.

Mr. SHAFER. Mr. President, tomorrow the City of Farrell will be honoring its high school basketball team, which this year won the Class A Pennsylvania championship. Therefore, I would like to present to the Chair, at this time, a resolution.

SENATE RESOLUTIONS

CONGRATULATIONS OF THE SENATE EXTENDED TO

THE FARREL HIGH SCHOOL BASKETBALL TEAM, ITS STUDENT BODY, COACH EDWARD McCLUSKEY AND HIS ASSISTANTS, ITS FACULTY AND THE COMMUNITY OF FARREL UPON THEIR WINNING THE CLASS A CHAMPIONSHIP

Mr. SHAFER offered the following resolution, which was read, considered and agreed to:

In the Senate, April 20, 1959.

Farrel has proven the verity of the ancient adage that good things come in small packages. This small community has produced the mightiest basketball team in Pennsylvania.

On the 21st of March of this year, the Farrell High School basketball team became a Class A champion with their 76-66 victory over the very powerful Chester High team. The occasion marked Farrell's 4th State title in the last 7 years, and this successful season added 5 more trophies to their vast collection.

The people of Farrell, exultant in their team's march to victory, gave them that heroes welcome which the team so richly deserved. At least figuratively, the Laurel wreath was placed upon each hero's head.

The success of the Farrell High School basketball team typifies the American way of life at its best; the team work, sportsmanship, spirit, and fair play which the team displayed throughout the season, are in the best tradition of Americanism.

Tomorrow night Farrell and the entire community will celebrate the victories of their basketball team and do honor to their champions. It is fitting that the Senate of Pennsylvania officially mark this glad day; therefore be it

Resolved, That the Members of the Senate of Pennsylvania extend to the Farrell High School basketball team, the student body of Farrell High School, Coach Edward McCluskey and his assistants, the faculty of Farrell High School and the community of Farrell, their heartiest congratulations on this magnificent victory and express to all of them our gratitude for this fine display of democracy at work; and be it further

Resolved, That a copy of this resolution be forwarded to the principal of Farrell High School.

PERMISSION TO ADDRESS SENATE

Mr. WATKINS asked and obtained unanimous consent to address the Senate.

Mr. WATKINS. Mr. President, in further reference to the resolution just adopted, I wish to state that I certainly heartily approve of the resolution. I would like to add to it that we in Chester, who were the opponents of Farrell, feel very deeply and very much hurt about the situation which occurred. There were a few disgruntled boys, evidently lacking the training which we would like for them to have, who caused a rumpus and injured one of the boys.

I speak for the people of Delaware County and I speak for the Chester High School. We are deeply hurt. We wish to apologize for the conduct of those boys in Philadelphia at that basketball game.

In complimenting the Farrell Basketball Team, we feel there was never a better and cleaner played game of basketball in the history of our county competition with other teams. When I say "we", I speak for the coaches and the various people at the head of our school.

We want to compliment the Farrell boys for being great sports and great athletes, who certainly deserved to win. The Chester team was really off to a great start, but I am just a little bit afraid that the Farrell team was much better at the end. We compliment them on the victory and, above all, ask them to forgive us for the conduct of four boys over whom we had no control.

The PRESIDENT. Thank you, Senator Watkins. I know that the good people of Chester could not allow such conduct to go on. We, in Philadelphia County, of course, had a part in it, too. We also were sorry that it happened in Philadelphia, but it did not detract any from Farrell's great victory.

SENATE RESOLUTIONS

CONGRATULATIONS OF THE SENATE EXTENDED TO THE KUTZTOWN AREA HIGH SCHOOL BASKETBLL TEAM, COACH JOHN SILAN, THE STUDENT BODY AND SUPERVISING PRINCIPAL, PAUL C. DUNKELBERGER UPON WINNING THE CLASS A CHAMPIONSHIP

Mr. RUTH offered the following resolution which was read, considered and agreed to:

In the Senate, April 20, 1959.

A new record was added to the history of the P. I. A. A. when two teams from the Berks County Scholastic Basketball Conference won the State basketball championship for their respective class. On Friday night, March 20, 1959, Kutztown won the class B championship and West Reading won the class C title. Thus for the first time in the long history of the P. I. A. A., two State champions in the same season were from the same circuit.

For the Cougars from Kutztown, it was the third time that the school has returned home with the class B trophy safely tucked under their arm. In addition to this, their brilliant victory over West Middlesex, the District 10 representative, by a score of 51 to 34 climaxed a perfect season of 29 victories without a loss.

To mentor, John Silan, this was the best over-all team he has ever coached; thus, he regards this group of boys even better than his two previous State championship teams. With a record of three State championship teams to his credit, coach John Silan has demonstrated that hard fight and clean sportsmanship are the ingredients for top caliber play and the production of champions.

Our congratulations are, therefore, in order for this great victory and we heartily extend them to this team, coach John Silan, the student body of the Kutztown Area High School and supervising principal Paul C. Dunkelberger. But what is more significant, we commend these boys, their coach and supervisors for demonstrating that clean sportsmanship, good leadership, hard work and cooperation are the factors which make good citizens and develop our leaders of the future; therefore be it

Resolved, That the Senate of Pennsylvania extends its heartiest congratulations to the team and coach of Kutztown High, which is a true champion in every sense of that word, and be it further

Resolved, That a copy of this resolution be presented to the coach Mr. Silan who is here in the Senate today, and be it further

Resolved, That the team consisting of Milton L. Borrell, Terry Christman, Dennis J. DeTurk, Lee D. DeTurk, Richard W. Houck, Harry H. Kline, Edwin F. Kutz, Stanley R. Saul, Philip Scheidt, Gene R. Stump, Kraig A. Wagaman, and Glenroy Wiltrout stand at this time and be recognized; and be it further

Resolved, That a copy of this resolution be sent to the school.

EXTENDING BEST WISHES OF THE SENATE FOR THE CONTINUED SUCCESS OF THE GREATER PHILADELPHIA MAGAZINE UPON ITS GOLDEN ANNIVERSARY

Messrs. MULLIN, SILVERT, STIEFEL and WEINER offered the following resolution which was read, considered and agreed to:

In the Senate, April 20, 1959.

The GREATER PHILADELPHIA MAGAZINE has completed its first fifty years of publication. The half-century of service thus rendered by the publishers of the GREATER PHILADELPHIA MAGAZINE has been of incalculable value to business and industry, the general population of Philadelphia and the neighboring area; therefore be it

Resolven, That the Senate of the Commonwealth of Pennsylvania does hereby take official and approving note of the contribution of the GREATER PHILADELPHIA MAGAZINE to the welfare and progress of the Commonwealth's largest metropolitan area; and be it further

Resolved, That upon the occasion of the publication's Golden Anniversary, the people of Pennsylvania do salute and wish continued success and long life to the GREATER PHILADELPHIA MAGAZINE; and be it further

Resolved, That a copy of this resolution be mailed to the editor of the GREATER PHILADELPHIA MAGAZINE.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. WHALLEY offered the following resolution, which was read, considered and agreed to:

In the Senate, April 20, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, April 27, 1959, at two o'clock P. M., E. S. T., and when the House of Representatives adjourns this week, it reconvenes on Monday, April 27, 1959, at three-thirty o'clock P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

JUSTICE OF THE PEACE

April 14, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jack M. Daugherty, R. D. 1, Oil City, Venango County, for appointment as Justice of the Peace in and for the Township of Cornplanter, Venango County, to serve until the first Monday of January 1960, vice Philip R. Montgomery, resigned.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF WEST CHESTER STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Francis V. Atkinson, 20 South Warner Avenue, Bryn Mawr, Montgomery County, for reappointment as a member of the Board of Trustees of West Chester State Teachers' College, until the third Tuesday of January 1965, and until her successor is appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE LUZERNE COUNTY BOARD OF ASSISTANCE

March 9, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James R. Kenny (Democrat), R. D. 4, Oak Hill, Dallas, Luzerne County, for appointment as a member of the Luzerne County Board of Assistance, until December 31, 1961, and until his successor is duly appointed and qualified, vice Dr. Hugo V. Mailey, Forty-Fort, whose term expired.

DAVID L. LAWRENCE

MEMBER OF THE SANITARY WATER BOARD

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. William Wetter, Kenilworth Apartments, Philadelphia, Philadelphia County, for reappointment as a member of the Sanitary Water Board, until the third Tuesday of January 1963, and until his succcessor shall have been appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE BANKING BOARD

April 13, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Francis P. Burns, 7304 North Twelfth Street, Melrose Park, Philadelphia 26, Montgomery County, for appointment as a member of the Banking Board, until September 1, 1965, and until his successor is duly appointed and qualified, vice Mark Willcox, Wawa, whose term expired.

DAVID L. LAWRENCE

A motion was made by Mr. FLEMING and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mallery,	Sarraf,	Watkins,
Elliott,	McCreesh,	Scott,	Weiner,
Flack,	McGinnis,	Seyler,	Whalley,
Fleming,	McMenamin,	Shafer,	Wolfe,
Harney,			

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 44, Printer's No. 406, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. BERGER. Mr. President, I move that Senate Bill No. 45, on third reading, entitled:

An Act amending the act of May 2, 1945 (P. L. 382), entitled "Municipality Authorities Act of 1945" providing that the exemption of Authorities from taxation shall include exemption from taxes on liquid fuels used in the operation of motor buses.

be recommitted to the Committee on Corporations.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

PERMISSION TO ADDRESS SENATE

Mr. MALLERY asked and obtained unanimous consent to address the Senate.

Mr. MALLERY. Mr. President and Members of the Senate, I wanted to state to those Members of the Senate who were willing to support Senate Bill No. 44 and Senate Bill No. 45 that I have been notified by the attorney, representing the Altoona Bus Authority, that the Authority will be content to try the operation of the buses of a bill similar to Senate Bill No. 44 which was introduced by Representatives Charles Auker, of Altoona, should pass. It passed the House and is now in the Committee on Highways in the Senate.

I appreciate the support from both sides of the Senate, which realized the great difficulty that Altoona is in. I am hopeful that the Senate Committee on Highways, which now holds Mr. Auker's bill, will report it favorably and Altoona may be successful in affording transportation for approximately twenty per cent of the employees of all industry in Altoona.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 116, entitled:

An Act amending the act of August 24, 1951 (P. L. 1304) entitled "Local Health Administration Law," limiting the powers of the county departments of health and conferring powers on the Department of Agriculture.

And said bill having been read at length the third time.

On the question

Will the Senate agree to the bill on third reading?

Mr. MALLERY. Mr. President, I have received a letter, which I presume every Member of the Senate has received. It is in opposition to Senate Bill No. 116 and Senate Bill No. 117. It is not a double-barreled gun; it is a triple-barreled gun, in opposition to these bills.

In order that there may be no uncertainty as to the kind of milk which people may drink in Pennsylvania, I will read part of the amendment I am about to offer:

"No person shall sell milk that does not bear prominently on the cap of the bottle or on any other container the name and identification of the processing plant and the designation Certified Milk or Raw Milk or Milk for Pasteurization or Pasteurized Milk. Other designations may be used with the designation of Raw Milk or Pasteurized Milk provided the definition of such designation is filed with and approved by the Secretary of Agriculture."

I presume that most of the Members of the Senate, like myself, enjoy milk. I am sure that you have all seen me drink milk back here in our lunch room. However, I, too, prefer pasteurized milk. If any of you like raw milk that is all right with me. We want to make certain, however, that we can exercise our choice. Anyone who can read can find on the cap of the bottle or container, the milk of his choice! otherwise, he need not buy it.

Mr. President, I now ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Title, page 2, last line of Title, by inserting after "Agriculture": "and further regulating the sale of milk"; Amend Sec. 1 (Sec. 10), page 3 line 8, by inserting after "culture":

"No person shall sell milk that does not bear prominently on the cap of the bottle or on any other container the name and identification of the processing plant, and the designation Certified Milk or Raw Milk or Milk for Pasteurization or Pasteurized Milk. Other designations may be used with the designation of Raw Milk or Pasteurized Milk provided the definition of such designation is filed with and approved by the Secretary of Agriculture."

On the question,

Will the Senate agree to the amendments?

Mr. SEYLER. Mr. President, I am not expressing any disfavor for the amendments. However, just to keep Senator Mallery's record clear, was unanimous consent to amend on Third Reading granted or was that step omitted?

The PRESIDENT. I heard no objection to Senator Mallery's desire to amend.

Mr. SEYLER. Thank you, Mr. President.

Mr. FLEMING. Mr. President, I certainly have no objection to the amendments being offered or to the amendments being accepted. However, I merely want to call to the attention of the Members of the Senate the fact that this amendment in no ways clears the objection that I have to this bill. My objection is still there; that this bill definitely takes away from the County Health Department in Allegheny County the right to set up regulations. That is the primary objection I have to the bill and while this amendment may be good,—and, again, I have no objection to it being offered—my opposition to the bill on Final Passage remains just as adamant as it was before.

Mr. BARR. Mr. President, I, like my colleague, Senator

Fleming, am not going to argue or fight the amendments because as I read it, it is not going to do the bill any good. Once you take the control of milk out of the Department of Health and put it in the Department of Agriculture, then the people of Pennsylvania will be wide open to the fact that at times they will be drinking raw milk when they do not know it. These amendments will not stop undulant fever and things such as that.

Mr. WATKINS. Mr. President, I take the same stand on this bill as Senator Fleming and Senator Barr. I am not objecting to the amendments, but I do object to the powers which are being take naway from the Health Department in my county by turning them over to the Department of Agriculture. I feel that we are operating successfully. I know of no deaths or sicknesses caused from milk in our county, and I see no reason for this transfer of power over to the Department of Agriculture.

I, therefore, too, wish to state that I am utterly opposed to these two bills.

Mr. BERGER. Mr. President, without interjecting anything concerning the merits of the bill at this time, I wish to call attention to the fact that the order of business is the consideraion of the amendments. I intend to ask that the bill go over in order, as amended. If so, tomorrow it will appear on the Final Passage Calendar for debate.

And the question recurring,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 116, Printer's No. 125, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 117, entitled:

An Act amending the act of July 2, 1935 (P. L. 589) entitled "Milk Sanitation Law" limiting the powers of municipalities and county departments of health and conferring powers upon the Department of Agriculture.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. MALLERY. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Title, page 1, next to last line of Title, by striking out "and". Amend Title, page 1, last line of Title, by inserting after "Agriculture": "and further regulating the sale of milk." Amend Sec. 1 (Sec. 18), page 3, line 6, by inserting after "Agriculture": "No person shall sell milk that does not bear prominently on the cap of the bottle or on any other container the name and identification of the processing plant and the designation Certified Milk or Raw Milk or Milk for Pasteurization or Pasteurized Milk. Other designations may be used with the designation of Raw Milk or Pasteurized Milk provided the definition of such designation is filed with and approved by the Secretary of Agriculture."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. MALLERY. Mr. President, I ask unanimous consent that Senate Bill No. 117, Printer's No. 126, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 130, entitled:

An Act amending the act of June 2, 1919 (P. L. 521) entitled "Transfer Inheritance Tax Law" changing the tax rate on property transferred to brothers or sisters.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the onstitution,

On the question,

Shall the bill pass finally?

Mr. WEINER. Mr. President, I would be remiss in my duty if I did not bring to the attention of the Senate the position of the department in regard to this bill. Their position is that they are against this measure because it would be a loss of revenue.

This matter is one of basic philosophy; whether we believe that a person's estate, once he has ceased to exist and there is no one to participate in it after a certain degree of bloodline, should then revert back to the State, and whether the benefits that that person had during his lifetime and the use of those assets should then go back to the State. It might well be that this is a very narrow point of view and maybe not a correct point of view.

The other side of this bill is whether a person who has gained or amassed any kind of assets during his lifetime—and the law prevents him from moving these assets along the line of the people that he now knows are living—should be allowed to continue that line by increasing the number of persons who can inherit, so that the State is prevented from sharing in these assets until all these people have been exhausted. If you believe in this philosophy, then you would have to vote for this bill.

The position of the department is that they take the further view that they feel this money should revert to the State. It also becomes the philosophy of whether you feel that the State should bear or have any interest in a person's estate or assets.

For that reason, Mr. President, I would like to state for the Senate that the position of the department is that they are opposed to this matter as a revenue loss.

Mr. MULLIN. Mr. President, I think that Senator Weiner must have these bills mixed up, because this bill provides for a reduction from fifteen per cent to ten per cent in inheritance taxes by brothers and sisters. The present rate on direct heirs—that is, children and parents—is two percent and the other class of heirs, collateral heirs, is fifteen per cent. All this bill would do is to lower the rate from fifteen per cent to ten per cent on brothers and sisters and put them in a closer class of relationship than cousins, second cousins, uncles and aunts. That is all it would do.

I do not think it would cost the State much money at all. However, I do think that it is a good bill. This bill has been recommended to me by lawyers who saw a great injustice by brothers and sisters, families that are close together, being charged fifteen per cent tax when their own children and so on are taxed two per cent. The brothers and sisters were put in the same class with cousins, uncles and aunts.

Mr. SILVERT. Mr. President, most of us were Members of this Senate when not so long ago the inheritance tax rates were per cent for direct heirs and five per cent for collateral heirs. Of course, in the desire to obtain greater revenue, we passed legislation raising collateral heirs to fifteen per cent.

There is no question that under this bill there will be some loss of revenue. However, I think that we, as Legislators, should draw a distinction between heirs who are not closely related and brothers and sisters. I feel that this reduction from fifteen to ten per cent is reasonable, and will meet with the approval of common sense and decency and allow brothers and sisters to feel that they are not in the same position as total strangers under a will.

Mr. BERGER. Mr. President, we, on our side, thought this was a pretty good bill and we have approved it for passage. However, I notice that the sponsors are all Members of the other side and if they care to oppose the bill, we have no objection but we feel that it is a good bill.

And the question recurring,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. KOPRIVER, JR. Mr. President, I desire to be recorded as voting "aye".

The PRESIDENT. The gentleman will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Berger,	Harney,	Mullin,	Silvert,
Blass,	Kalman,	Murray,	Stevenson,
Chapman,	Keller,	Pechan,	Stiefel,
Confair,	Kessler	Propert,	Taylor,
DiSilvestro,	Kopriver, Jr.	Ripp,	Van Sant,
Donolow,	Kromer,	Rooney,	Wade,
Ehrgood,	Lane,	Ruth,	Wagner,
Elliott,	Madigan,	Sarraf,	Walker,
Flack,	Mallery,	Scott,	Watkins,
Fleming,	McCreesh,	Shafer,	Whalley,
			Wolfe,

NAYS—5

Barr,	McGinnis,	Seyler,	Weiner,
Hays,			

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 194, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949" changing provisions relating to reimbursement on account of school building rentals and sinking fund charges in certain cases.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler,	Pechan,	Taylor,
Chapman,	Kopriver, Jr.,	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mallery,	Sarraf,	Watkins,
Elliott,	McCreesh,	Scott,	Weiner,
Flack,	McGinnis,	Seyler,	Whalley,
Fleming,	McMenamin,	Shafer,	Wolfe,
Harney,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 223, Printer's No. 240, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 287, entitled:

An Act amending the act of May 21, 1931 (P. L. 149), entitled as amended "The Liquid Fuels Tax Act" further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. LANE. Mr. President, I desire to be recorded as voting "no."

The PRESIDENT. The gentleman will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Harney,	Miller,	Silvert,
Berger,	Hays,	Mullin,	Stevenson,
Blass,	Kalman,	Murray,	Stiefel,
Camiel,	Keller,	Pechan,	Taylor,
Chapman,	Kessler,	Propert,	Van Sant,
Confair,	Kopriver, Jr.,	Ripp,	Wade,
DiSilvestro,	Kromer,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mallery,	Sarraf,	Watkins,
Elliott,	McCreesh,	Scott,	Weiner,
Flack,	McGinnis,	Seyler,	Walley,
Fleming,	McMenamin,	Shafer,	Wolfe,

NAYS—1

Lane,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 19, entitled:

An Act amending the act of March 22, 1907 (P. L. 31), entitled "An act to provide for the assignment of counsel in murder cases and for the allowance of expenses and compensation in such cases" providing for the appointment of special investigators.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 61, Printer's No. 61; and

House Bill No. 163, Printer's No. 301.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 190, entitled:

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

PERMISSION TO ADDRESS SENATE

Mr. BERGER asked and obtained unanimous consent to address the Senate.

Mr. BERGER. Mr. President, with reference to the bill which just passed Second Reading, a number of the Senators from both sides have called my attention to the fact that a bill providing for exactly the same thing was passed in the Senate on February 4, 1959, and referred to committee in the House on February 9, 1959. However, the purpose of the bill is a very good one, and there is no reason in the world why we should hold it up here simply because that bill has not been reported from committee in the House.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 216, Printer's No. 230, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. BERGER. Mr. President, I move that House Bill No. 218, on second reading, entitled:

An Act amending the act of December 20, 1933 (1933-34 P. L. 89) entitled "An act appropriating the moneys in The State Stores Fund" providing for additional kinds of insurance.

be recommitted to the Committee on State Government.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 221, Printer's No. 628, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 276, entitled:

An Act amending the act of April 27, 1927 (P. L. 465) entitled as amended "Fire Safety Building Regulation Law" to exclude from its provisions certain projectionists of motion pictures under certain conditions.

The first section was read.

On the question,

Will the Senate agree to the section?

BILL RE-REFERRED

Mr. WEINER. Mr. President, in connection with this bill, an identical bill has already been passed by the Senate.

Therefore, Mr. President, I move that House Bill No. 276, on second reading, be re-referred to the Committee on Rules.

Mr. Berger. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 313, entitled:

An Act amending the act of May 1, 1933 (P. L. 216) entitled "The Dental Law" changing the definition of the "Practice of Dentistry" and changing penalties relating to dental technicians.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 315, Printer's No. 326, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 356, Printer's No. 383, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 379, entitled:

An Act amending the act of May 27, 1949 (P. L. 1903) entitled "The Military Code of 1949" providing that Colonels having certain service shall be placed on the retired list as Brigadier Generals.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 381, entitled:

An Act amending the act of June 4, 1943 (P. L. 883) entitled "An act authorizing and directing the Department of Highways to erect and maintain as a post war construction project a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum Allegheny County and a point in Westmoreland County and to provide the necessary approaches and connections with State highways * * *" making the bridge a free bridge providing for the payment of certain obligations out of the Motor License Fund and making an appropriation therefor.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 389, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing the purchase or condemnation of unobstructed views at curves and intersections.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 405, Printer's No. 670; and

Senate Bill No. 434, Printer's No. 613.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 495, entitled:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "State Employes' Retirement System" providing additional State annuities for certain beneficiaries.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 498, entitled:

An Act amending the act of August 31, 1955 (P. L. 531), entitled "Pennsylvania Athletic Code" abolishing the State Athletic Commission designating a deputy of the Department of State appointed by the Secretary of the Commonwealth as the State Athletic Commissioner providing for the use of employes of the Department of State to perform duties heretofore performed by the State Athletic Commission and authorizing use of Pennsylvania State Police for investigation.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WEINER. Mr. President, I just want to make as an observation at this moment that the sponsor of this bill go in training so that he can be ready for the battle of the bulge tomorrow.

Mr. CONFAIR. Mr. President, I am in training on the bill. The weighing-in ceremonies will be tomorrow and I hope you are there on time, Senator Weiner.

And the question recurring,

Will the Senate agree to the section?

It was agreed to.

The second, third, fourth and fifth sections and title were read and agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 510, Printer's No. 545; and

Senate Bill No. 512, Printer's No. 547.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 718, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "Pennsylvania Election Code" providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill and providing for the selection and the term of the members of new boards.

And said bill having been read at length the second time and agreed to:

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported

from committees for the first time at today's session.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 40, entitled:

An Act making an appropriation to the Department of Military Affairs for certain expenses in connection with the Korean Conflict Veterans Compensation Act.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 610, entitled:

An Act amending the act of April 9, 1929 (P. L. 343), entitled "The Fiscal Code," by providing for the Rehabilitation Center Fund and for disbursements therefrom repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 611, entitled:

An Act amending the act of May 22, 1945 (P. L. 849) entitled "Vocational Rehabilitation Act of 1945," changing the definition of vocational rehabilitation expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 844, entitled:

An Act making an appropriation to the Department of Public Welfare for administration of the Public Assistance Law and for making public assistance grants.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

PETITIONS AND REMONSTRANCES

Mr. WADE. Mr. President, responsibility on our highways and highway safety is of paramount importance to elected public officials, those who have the duty of policing our highways, appointed officials, insurance companies who must pay for highway mistakes, and the much larger group, all highway users. It must receive the complete and unbiased consideration of all. Nowadays so many of our citizens use this highly developed means of transportation that those affected include every home and individual.

To achieve better highway safety and highway responsibility there must, therefore, be a comprehensive program and the problem of the irresponsible motorist must be met by specific measures, rules and regulations for the protection of all. Recently, three large insurance company associations composed of 532 insurers, which write about eighty per cent of the automobile liability insurance in the United States, advanced a program for better highway safety outlining nine phases or categories. These were: (1) more effective endorsment of motor vehicle laws, (2) chemical tests for intoxication, (3) no-fix traffic tickets, (4) point system of driver control, (5) driver education, (6) tighter licensing requirements for youthful drivers, (7) re-examination of drivers, (8) pedestrian controls, (9) sanctions on habitual users of alcohol or narcotics. Their second suggestion was in the field of more financial responsibility.

For some reason or other, here in our State much ado has been made about the use of radar and some have been most vocal in endorsing legislation to legalize it. Also, much misinformation has been broadcast regarding it and what might be accomplished by its use. Some uninformed hail it as a cure-all for everything.

According to Dr. Kopper, of Johns Hopkins University, of Baltimore, Maryland: "Radar is a radiating phenomenon. It is a disturbance of some kind. Nobody knows exactly what it is. It seems satisfactory to think of light and radar waves, referred to as microwaves, as ripples of some sort which pass through space and travel at an extremely high speed."

Radar, which is the commercial or common name for returning these electronic cycles, is a marvelous and very useful invention. It was developed into modern use during World War II, and as a defense instrument it has had no equal in the annals of warfare. It is used as an alerter or notifier of the position, action or contemplated action of the enemy. Already thousands of living persons, both serving in the military and otherwise, can attribute their lives to the use of this invention.

It has had another very useful area in modern air travel. Now airplanes have speeded up their course of travel through the use of jet engines and different fuels and with crowded airways existing today, many, many more accidents would undoubtedly occur were it not for radar, especially since air travel has indeed become very popular. Then, too, in bad weather radar is a big help in guiding and controlling these airships. This instrument is also used on the high seas, but it was only recently that the fault of radar was demonstrated in the collision of two rather large ships.

Radar has also been used to a limited extent in weather predictions. While these uses are quite accepted and of proven value, the use of radar in speed traps is something quite different. It is authorized, according to reports, in about half of the States. How many States actually use it in speed trapping is a matter of conjecture. It appears, after rather large investments in equipment, many States have abandoned it in speed trap use and their expensive machines are now counting devices. As stated before, the use of radar is comparatively new, and particularly as an instrument for speed trapping, it is quite unproven. A safe statement, I think, is that its uses have not been generally accepted by fair-minded enforcement officers or officials in police work.

Radar is advocated by three groups of people. First, those who are uninformed regarding its difficult use and different ramifications as well as unsatisfactory results. Second, those who will personally benefit by adopting radar, and this class, I sincerely hope, will indeed not be large. The third class are those who might wish to take some unfair advantage or to sneak up on their victims. Some use the term, "stalking their prey."

The explosive growth of motor vehicle use has, by all standards, been a major challenge to highway safety. This

problem has received the best thinking, study and consideration on the part of many experts engaged in the field of safety.

Soon after the passage of the Federal Highway Act of 1956, the Secretary of Commerce was directed to make a complete and full investigation and study as to what the Federal Government should do in highway safety. This is only one of the many, many studies authorized by interested and concerned public officials, as well as insurance companies who pay dearly for highway accidents. For example, the National Safety Council estimated the cost of motor vehicle accidents in 1958 at seven and one-quarter billion dollars. In 1957, this economic loss amounted to $116 for every motor vehicle registered. However, the great loss resulted in injuries or fatalities to humans, including the loss of productive time and suffering.

From an unbiased summary of a study made by that widely known and highly reputable organization known as the American Automobile Association, published recently, I will quote briefly because I think this information is indeed important and pertinent to the entire problem of highway safety:

> "Because of its complexity, the traffic accident problem has not been well understood, nor has there been an efficient approach to its solution. Even so, commendable progress in highway safety has been made, but a very substantial task still remains.
>
> "Officials, highway users, automotive, insurance and other groups urgently need to reach closer agreement on their respective objectives and obligations—and to decide to what extent they will share in a comprehensive, co-ordinated highway safety plan of their own devising.
>
> "An important fact to keep in mind is that three-fourths of the adult population are now licensed drivers—some 82 million of them. Of the entire United States population, 36 per cent were licensed drivers in 1940; 47 per cent in 1958.
>
> "There are 68 million motor vehicles registered; more than twice as many as in 1940.
>
> "Each of these vehicles is driven about 10,000 miles per year; about the same as in 1940. Total highway travel more than doubled between 1940 and 1958, and an additional 70 per cent is predicted for 1975.
>
> "In 1940, about 35,000 persons were killed in motor vehicle accidents, while in 1958 it is estimated that 37,000 were killed. Traffic increased so greatly, however, that the death rate dropped sharply from 11.4 deaths per 100 million vehicle miles in 1940 to an all-time low of 5.6 in 1958.
>
> "Encouraging progress has been and is being achieved in traffic accident reduction. The Highway Safety movement is a highly dynamic force for good in the nation's welfare."

Now let us review some of their conclusion:

> "The field studies were conducted on 35 sections of road, typical of main rural highways totaling 600 miles in length. Of these sections, 27 were on two-lane highways, with average traffic volumes varying from 1,000 to 8,000 vehicles per day. The remaining 8 sections were on four-lane highways, with average traffic volumes ranging from 5,000 to 24,000 vehicles per day.
>
> "General scope of the Data: The study covered 3.7 billion vehicle-miles of travel by 290,000 drivers, and of accidents involving 10,000 vehicles.
>
> "The driving conditions on the 600 miles of highway sections in the eleven states studied are typical of those existing on most main highways throughout the United States.
>
> "Accident Involvement Rate: A unit of measurement called the accident involvement rate was devised for evaluation of this study. An accident involvement is one driver or one vehicle involved in one accident. The accident involvement rate is the number of involvements that occur for every 100 million miles of highway travel.
>
> "Results from the Preliminary Analysis: Speed and accident involvement: Night and day SPEEDS ON MAIN RURAL HIGHWAYS WERE ABOUT THE SAME. Average speeds ranged from about 42 to 59 miles per hour.
>
> "Drivers traveling at speeds below 40 miles per hour were involved in accidents at a rate several times higher than that of drivers traveling at higher speeds.
>
> "Daytime involvement rate was lowest for speeds between 55 and 70 miles per hour and increased at the higher speeds.
>
> "Speed and Severity of Accidents: The higher the speed, the more severe the accident. Excessively high speeds were revealed as a double threat to safety.
>
> "Injury rate is the lowest at speeds of 45 to 70 miles per hour. Injury rate increased sharply above 75 and below 40 miles per hour."

Parallel information comes from such publications as Newsweek for March 16, 1959, which reads in part:

> "The safest speed on the country's Highways? Is 75 mph a dangerous speed? Not especially. The rate of accidents at 40 mph is higher.
>
> "What if you slow down to 55 mph Surprisingly, the lowest accident rate occurs at about 65 mph. There are three times as many accidents at 40 as at 65.
>
> "Will slow driving avoid accidents? Don't bank on it—the most dangerous speed is 35 or less. Most accidents occur not at high speeds, but at low speeds, and as an example, there are six times as many accidents at 35 mph as there are at 65 mph. In fact, so far as avoiding an accident is concerned, the driver is safer at 65 mph than at any other speed."

So much for brief details regarding the misconception that I believe quite generally exists regarding speed. Let us return to our discussion on radar speed traps.

Two years ago, we received a radar bill from the House of Representatives only a few days before adjournment, barely enough time to pass it and certainly not sufficient time to give it proper consideration. Mr. O. D. Shipley, then, as now, Director of Highway Safety, was a strong advocate of enacting this bill to create radar speed traps.

At this point, Mr. President, it might be well for us to take note of Mr. Shipley's keen interest in radar legislation. Certainly, I am not alleging that at that particular time Mr. Shipley was a field representative or a salesman of radar machines. However, it might be well to put on the record a letter, a copy of which I read and offer for the record. It is dated December 23, 1955, and the heading is:

> "Automatic Signal Division
> "Reading Speedometer Service Company
> "Reading, Pennsylvania
> "Dear Mr. LeFata:
> "In connection with your recent letter, we are pleased to refer you to Radar Safety Supply of Emigsville,'—York County—' Pennsylvania, who are our Sales Representatives in eastern Pennsylvania. We are sure that their Mr. O. D. Shipley will be glad to furnish you all available information along the lines of your interest. Enclosed to our Bulletin R-102.
> "With appreciation of your interest,

"Very truly yours,
"Automatic Signal Division,
"P. L. Green, Sales Manager"

Let us keep the record straight, Mr. President. I am not charging that Mr. Shipley was selling radar equipment at the time he was so loud in crticism of our committee two years ago.

At that time, and on occasions since, I have asked him for experience of States now using radar. To date, this information has not been forthcoming. When I did not get the report from Director Shipley, we wrote to some fifteen States. Six states have given us a report.

The North Carolina Highway Department said in part:

". . . This Department has a small number of early model radar speed checking devices—however, they have been used very little as we find the 'speed-watch' is much better for our purpose . . ."

Connecticut Department of tSate Police said, in part:

". . . We pioneered the first adaptation of radar to Motor Vehicle law enforcement. We have not used radar as a principal enforcement arm, but to confirm or deny complaints as to speed areas and for survey work, etc. In view of the fact that the State is not blanketed with radar installations, there is no possible way to advise any proper comparison of fatality experience or attribute any downward trend in fatalities to the use of this device . . ."

The California Highway Patrol:

". . . An Act of the Legislature prohibits use of speed traps, and therefore, we cannot use radar . . ."

Virginia said:

". . . The 1954 Session authorized use of radar . . ."

Note: Virginia traffic deaths increased 7% plus after radar was legalized for no known reason. In 1956, their fatality rate was 5.7; in 1957, it advanced to 6.1 per one hundred million miles traveled.

New Jersey gave a rather favorable report which came from T. J. Forkin, Major of their Law Enforcement Agency. The report was typewritten, but was not signed. Florida reported that it was "not legal to use radar" in that State.

Here are some of the conclusions or areas of doubt drawn from the rather complete testimony of Dr. Kopper, earlier referred to:

1. At the very best, there is confusion as to what car re-reflected the radar microwaves. According to Doctor Kopper: ". . . the frequency of the transmitter, or sender, of the radar speed meter is 2,455,000,000 cycles per second . . ."

2. Machine reading varies as to the atmosphere. Comment: In other words, the reading would be different at the bottom of a hill and at the top of a hill. Again, it would vary with the weather, wet or dry.

3. Radar microwaves are returned or reflected accurately when meeting four square feet of reflector surface, at right angles to machine.

4. Time of day affects the machine. Morning, heavy atmosphere; noon, lighter atmosphere because it is drier.

5. Machine must be adjusted for each operation or setting, and to be accurate, needs to be completely inspected every thirty days.

6. The angle of the automobile and the radar machine influence the reading as does the distance of the car.

7. Vibrations such as rattling of keys or other loose instruments, including blowing leaves, flight of a bumble bee, a running dog, or a flock of birds will momentarily actuate the machine, reflect, or kill the energy waves. Radio resistance, such as tin foil or aluminum foil on the bumper or other outside surfaces have been successfully used to mislead the reading.

8. Condition of the battery: A strong battery in the morning may not be a strong battery at midday or the evening. More particularly is this true of a battery that has been used for some weeks.

9. All connections must be good. If a wire, while in the process of being connected, were to fall to the wet ground, it would affect the machine unless dried by a flame.

10. Machine must be warmed up for at lease thirty minutes.

11. The training of the operator is very important as well as the knack of the operator to manipulate electronic machines.

One radar machine sells for between $1,750 and $1,800. This does not include other auxiliary costs, such as the station wagon and built-in carrying equipment.

In conclusion, Mr. President, let us touch on a most un-American practice which has apparently developed where radar is legalized. To illustrate this actual happening: On a February Sunday morning between 8:30 a.m. and 9:00 a.m. in a Virginia town, the double line of cars going south stopped at a traffic light. Immediately, a uniformed officer steps from the curb and proceeds to walk up between the two lines of cars. He picks out certain cars and informs the driver he should pull to the right side within the next block. When he completes his tour, his companion, operating the traffic light manually, clears the light for traffic.

As the tagged cars group to the side, the six or eight selected were ordered to follow the police car to a minor judiciary's office. On arrival, they discover that only out-of-State cars make up the group.

Now, the office explains that no one is to be fined. All that is to happen is each will deposit $23.60 and one week from next Thursday, each will have his day in court. What were the charges? Exceeding the speed limit as determined by radar. Where? No answer. Where was the radar speed trap set up? No answer. The only answer, "We permit no argument. Come back Thursday a week, and the trial officer will hear you. In the meantime, deposit your $23.60."

I submit this is not an isolated case. States report that nine out of ten radar arrests are on out-of-State motorists. The reporting officers may wish to create the impression that out-of-Staters are the ones who violate. My conclusion, and I believe your conclusion as well, is that they prey on visiting motorists.

None of us want to see unfair practices of this kind in Pennsylvania. We admire our State Police and generally the municipal police forces are good, if not excellent. They are not asking for the privilege of operating radar speed traps. They are not asking us to spend rather large sums for machines which have not proved their practical use.

Police forces, public officials everywhere, and every Member of the House of Representatives and the Senate of Pennsylvania want to prevent every possible accident, especially the fatal ones. We are proud of our rapidly improving record during the past two decades and anxious to do everything possible to continue this improvement.

Despite predominant evidence against the use of radar, any radar bill, if referred to the Highways Committee, will receive consideration.

Mr. MALLERY. Mr. President, I desire to interrogate the gentleman from Cumberland, Senator Wade.

The PRESIDENT. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will, Mr. President.

Mr. MALLERY. Would you explain just what you mean by the word "entrapment"?

POINT OF ORDER

Mr. SEYLER. Mr. President—

The PRESIDENT. The Chair recognizes the gentleman from York, Mr. Seyler.

Mr. SEYLER. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman will state it.

Mr. SEYLER. Mr. President, I am unable to follow the debate because I am unable to hear it. I am wondering if the gentleman from Blair would use the microphone.

The PRESIDENT. The gentleman from Blair, Mr. Mallery, will please use the microphone and address his questions to the Chair.

Mr. MALLERY. Mr. President, I would like to inquire of the gentleman from Cumberland, Senator Wade, what he means by the word "entrapment."

Mr. WADE. Mr. President, I do not recall using the word "entrapment." I did, however, use the words "speed trap."

Mr. MALLERY. Mr. President, one faculty I still have, and one which I think is good, is my hearing. I think the gentleman did use the word "entrapment."

I wonder whether the gentleman from Cumberland, Senator Wade, would consider doing away with the policing of our streets at night in all of our localities so we could apprehend those who would commit crimes.

Mr. WADE. Mr. President, I certainly would not advocate any move of that kind. After talking here at some length about safety on the highways, I would not advocate any move of that kind.

I would like to say to the gentleman from Blair, Senator Mallery, that I am in favor of every sound safety measure that can be advocated by anyone who can prove his case.

The PRESIDENT. Then you are not advocating at this time the removal of police officers from the highways?

Mr. WADE. I certainly am not, Mr. President.

Mr. MALLERY. The fact is that there have been more people killed on our highways than in any war in which this Country has been engaged, in a comparable period of time. I, for one, believe we should do everything possible to prevent this traveling over our highways at a rate of 100 or 150 miles per hour.

I do not know how many young people have been killed in my Senatorial District. Police have been injured in trying to follow those people who travel at such speeds. It is unfair to our police on the Pennsylvania Turnpike to expect them, in order to apprehend someone traveling that fast, to travel faster. I think it is high time that we quit coddling with this matter of death on our highways and give it serious consideration. I am no expert on radar, but I think we should give serious consideration to everything that we can do to prevent and stop this laughter on our highways and not be coddling with this matter.

Mr. LANE. Mr. President, first, I want to congratulate Senator Wade on his wonderful speech. It indicates to me, from the subject matter contained in it and all the statistics, that someone must have been burning the midnight oil. The amusing part about his speech is that I figure Senator Wade has made nineteen strong points against the use of radar and then, in his last paragraph, he said:

"Despite predominant evidence against the use of radar, any radar bill, if referred to the Highways Committee, will receive consideration."

I imagine it will be considered all right. It will be considered on the nineteenth hole.

Mr. BARR. Mr. President and Members of the Senate, unfortunately, I did not get to hear all of Senator Wade's speech. However, I know he was out on the husking last year for the Republican Party and preaching what it stood for. He said that it stood for the use of radar in its platform, the same as the Democratic Party did.

I think if people are going to listen to either one of the major political parties, it is about time that we keep our promises to them in the platforms which we put before them in the General Election years.

Mr. MULLIN. Mr. President, I desire to interrogate the gentleman from Cumberland, Senator Wade.

The PRESIDENT. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will, Mr. President.

Mr. MULLIN. Mr. President, I desire to know whether Mr. Shipley is going on a tour of the forty-eight States in order to obtain this information that Senator Wade requested.

Mr. WADE. No, Mr. President. I did not collect any information or statistics from Mr. Shipley.

Mr. MULLIN. Mr. President, I would suggest that Mr. Shipley be sent on a tour of the forty-eight States, and take his time in gathering some information. I know then I would be satisfied.

Mr. WADE. Mr. President, that is an excellent suggestion. I hope they send Mr. Shipley and not hurry him in returning. May I suggest that when Senator Mullin introduces that resolution, he provides for one year in each of the fifty States?

Mr. EHRGOOD. Mr. President, from the reports I have had, there are a few Members on the other side of the aisle who would very much like to see Mr. Shipley take that tour; not for one year, but for five years.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, April 21, 1959, at 11:00 o'clock, a. m., Eastern Standard Time.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:09 o'clock, p. m., Eastern Standard Time, until Tuesday, April 21, 1959, at 11:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, April 20, 1959

The House met at 4:30 p. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

Reverend Jesse R. Houk, Pastor of the First Presbyterian Church, West Middlesex, Mercer County, Pennsylvania, guest Chaplain and guest of the gentleman from Mercer, Mr. Willard, offered the following prayer:

Almighty God, Who art beyond the reach of our highest thought, and yet within the heart of the lowliest, we pray Thee to come to us in all the beatuy of light, in all the tenderness of love, in all the liberty of truth, and make Thyself known to us. Mercifully help us in all the struggle to be pure and good; encourage us in every effort to be true, loyal and loving; to do justly, to love mercy, to walk humbly with Thee our God. Sanctify all our desires and purposes, and upon each of us let Thy blessing rest.

Our Father in Heaven, Bless we pray Thee this meeting of the House of Representatives. Give to it guidance in the things of God that its acts may have Thy Divine approval. Be with all assembled here today, and keep our loved ones in Thy fear and favor. Make us strong and great in the fear of God, and in the love of righteousnes; so that being blessed of Thee, we may become a blessing to all nations, to the praise of the glory of Thy grace; through Jesus Christ. Amen.

The SPEAKER. We will have a guest Speaker for today. The Chair asks the gentleman from York, Mr. Rudisill, to come to the desk and preside for the entire session.

Mr. RUDISILL IN THE CHAIR

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. If there is no objection, the approval of the Journals for Monday, April 13, Tuesday, April 14 and Wednesday, April 15, will be postponed until printed.

The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Mr. POLEN. HOUSE BILL No. 1341.

An Act lapsing the unexpended and unencumbered balance of a certain appropriation from the General Fund to the Department of Property and Supplies.

Referred to the Committee on Appropriations.

By Messrs. PRENDERGAST, SCHAAF and VERONA. HOUSE BILL No. 1342.

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90) excepting certain clubs from the quota limitations.

Referred to the Committee on Rules.

By Mr. BUCHANAN. HOUSE BILL No. 1343.

An Act amending the act of December 15, 1955 (P. L. 865) entitled, "An act requiring rents and royalties from oil and gas leases of Commonwealth land to be placed in a special fund to be used for conservation, recreation, dams, and flood control; * * *," earmarking a certain portion of the fund for the establishment, development and construction of a State Park and dam in Indiana County.

Referred to the Committee on State Government.

By Messrs. DONALDSON, AGNEW and LAMB. HOUSE BILL No. 1344.

An Act repealing the act of July 17, 1957 (P. L. 984), entitled "An act requiring that notice of any prior or contemporaneous severance of coal or the right of surface support from the surface be set forth in a certain manner in every deed, agreement of sale, title insurance policy, or other instrument in writing, * * *."

Referred to the Committee on Mines and Mineral Industries.

By Messrs. BURNS, VERONA, PRENDERGAST and PURSLEY. HOUSE BILL No. 1345.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing for sale of certain materials to political subdivisions.

Referred to the Committee on State Government.

By Messrs. GAILEY and STIMMEL. HOUSE BILL No. 1346.

An Act amending the "Optometrists' Licensure Law," approved March 30, 1917 (P. L. 21) further regulating the refusal, cancellation, revocation and suspension of licenses; providing for rules and regulations.

Referred to the Committe on Professional Licensure.

By Messrs. STIMMEL and HAMILTON. HOUSE BILL No. 1347.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting the offering of any policy of insurance free of cost as an inducement to any person to purchase any real or personal property.

Referred to the Committee on Judiciary.

By Messrs. STIMMEL and HAMILTON. HOUSE BILL No. 1348.

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921 (P. L. 682), prohibiting companies, associations or exchanges in which the major financial interest is held by certain governemnts or their political subdivisions, their instrumentalities or agencies from doing business.

Referred to the Committee on Insurance.

By Messrs. STIMMEL and HAMILTON. HOUSE BILL No. 1349.

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921, specifically prohibiting unfair discrimination in premiums or rates charged for Workmen's Compensation Insurance and specifically designating the allowing of rates based on fictitious grouping of risks as constituting unfair discrimination.

Referred to the Committee on Insurance.

By Messrs. STIMMEL and HAMILTON. HOUSE BILL No. 1350.

An Act amending "The Fire Marine and Inland Marine Rate Regulatory Act" approved June 11, 1947 (P. L. 551) prohibiting rates based on fictitious grouping of risks.

Referred to the Committee on Insurance.

By Messrs. STIMMEL and HAMILTON. HOUSE BILL No. 1351.

An Act amending "The Casualty and Surety Rates Regulatory Act," approved June 11, 1947 (P. L. 538) prohibiting rates based on fictitious grouping of risks.

Referred to the Committee on Insurance.

By Mr. J. A. O'DONNELL and Mrs. MARKLEY.
HOUSE BILL No. 1352.

An Act amending the act of May 15, 1939 (P. L. 134), entitled as amended "An act relating to fireworks defining fireworks, prohibiting the sale, offering or exposing for sale and use of fireworks except in certain cases; * * * and providing penalties," further defining fireworks.

Referred to the Committe on Law and Order.

By Messrs. GELFAND, FINEMAN and P. E. PERRY.
HOUSE BILL No. 1353.

An Act amending the "Mechanics Lien Law," approved June 4, 1901 (P. L. 431), requiring public notice of intent to file as a preresquite to a lien of certain claims, further limiting the time within which certain claims for liens may be filed, and imposing duties on prothonotaries.

Referred to the Committee on Judiciary.

By Messrs. DAVIS, VARNER, SNIDER and POLASKI.
HOUSE BILL No. 1354.

An Act amending the act of June 29, 1937 (P. L. 2423), entitled, as amended "An Act establishing a Pennsylvania State Police Retirement System; * * *," providing a disability retirement for disability incurred while engaged in law enforcement activities when not on active duty.

Referred to the Committee on State Government.

By Messrs. EILBERG, STEWART, ISAACS and DOUGHERTY. HOUSE BILL No. 1355.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), redefining the offense of shoplifting as larceny, a felony, and increasing penalties for such offense.

Referred to the Committee on Judiciary.

By Messrs. WELSH, GAILEY and Mrs. PASHLEY.
HOUSE BILL No. 1356.

An Act amending the act of May 13, 1915 (P. L. 286), entitled "A act to provide for the health, safety, and welfare of minors: by forbidding their employment or work in certain establishments and occupations, and under certain specified ages; * * * ," providing certain standards for employment of minors on certain farms and authorizing the Department of Labor and Industry to make rules and regulations to effectuate the purposes of the act.

Referred to the Committee on Labor Relations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 22.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing payments to joint school boards and joint school committees by the Commonwealth

Referred to the Committee on Education.

SENATE BILL No. 141.

An Act amending the act of June 24, 1937 (P. L. 2017) entitled "County Institution District Law" increasing the powers and duties of institution districts.

Referred to the Committee on Welfare.

SENATE BILL No. 222.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" adding purposes for which taxes be levied and extending the taxing power of school districts of the fourth class.

Referred to the Committee on Education.

SENATE BILL No. 236.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" prohibiting the granting of teachers certificates to persons with communicable diseases or mental disorders and providing for their granting to certain persons with major physical disabilities.

Referred to the Committee on Education.

SENATE BILL No. 259.

An Act amending the act of April 18, 1949 (P. L. 512) entitled "Fiduciaries Act of 1949" revising and changing provisions relating to settlement of small estates on petition family exemptions persons entitled to letters of administration delegation of power distribution by guardian of incompetent personal representative or trustee distribution of small estates bonds of guardians named in conveyance and powers duties and liabilities of guardians appointed by court.

Referred to the Committee on Judiciary.

SENATE BILL No. 375.

An Act amending the act of April 6, 1951 (P. L. 69) entitled "The Landlord and Tenant Act of 1951" exempting additional property from execution by landlord for nonpayment of rent.

Referred to the Committee on Judiciary.

SENATE BILL No. 400.

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" prohibiting the malicious injury or destruction of property of others and prescribing penalties therefor.

Referred to the Committee on Judiciary.

SENATE BILL No. 421.

An Act amending the act of July 24, 1913 (P. L. 965) entitled "Commodities Weight and Measure Law" regulating the sale and delivery of vegetable and flower seeds.

Referred to the Committee on Agriculture and Dairy Industries.

SENATE BILL No. 530.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing the Superintendent of Public Instruction to withhold appropriations from school districts and arrange payments to lending agencies in certain cases.

Referred to the Committee on Education.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. O'DELL and BLAIR.
RESOLUTION No. 58.

April 20, 1959.

Pennsylvania, workshop of the world, is the producer of nearly every manufactured item needed in the conduct of home, business, and government. The Commonwealth's economy and government is dependent upon the success of Pennsylvania industry.

Industrial success depends upon securing markets for products. The people of Pennsylvania, and certainly their State government, should act wherever possible to improve the market for Pennsylvania products.

A major product is paper. As representatives of Erie County, home of fine Hammermill Bond Paper, we note with concern that Pennsylvania tax dollars are being spent to purchase the paper products of out-of-state concerns. An example of this disparaging practice is the stationery being furnished to the House of Representatives.

We believe that Pennsylvania paper, and all other good products made by Pennsylvania, should be given priority by our Commonwealth's government. Therefore be it

Resolved That the House of Representatives of the Commonwealth hereby urge the Governor to instruct the Director of Purchasing, Department of Property and Supplies, to give special consideration to Pennsylvania producers who supply tax dollars to the Commonwealth and its Communities, and who provide jobs for Pennsylvania workers.

Referred to the Committee on Rules.

By Messrs. LOPRESTI, RUDISILL, BOWMAN and A. H. JOHNSON. (Concurrent) RESOLUTION No. 59.

In the House of Representatives, April 15, 1959.

There is widespread dissatisfaction in this Commonwealth with the present laws relating to the condemnation of private property for public purposes and with the procedure in effect thereunder for determining the amount of damages to be awarded in connection with such takings. This dissatisfaction is increasing because of highway extension programs, suburban expansion, urban redevelopment municipal growth and public authority activities. It has been heightened further because of the lack of uniformity in law and procedure as evidenced in the multifarious laws under which the various condemnors in this State must now act. The courts have been handicapped in developing satisfactory procedures to aid in arriving at substantial justice between the parties involved because of these statutory variances and because of judicial precedents which originated largely during the agrarian period of the Commonwealth's history and which fail to take into consideration the problems created by a changing economy, the expanding population and a revised concept of what constitutes public use.

A thorough and exhaustive study of all statutes on the subject of eminent domain now in force in this Commonnwealth should be made, and, in addition, comparable legislation of other states should be examined, for the purposes of:

(1) Developing a single procedure, if possible, to provide for a determination of compensation to be paid in all cases regardless of the identity of the condemnor;

(2) Providing for the use of court-appointed appraisers, but permitting the parties to offer additional testimony if they so desire;

(3) Providing for payment to condemnors and other interested parties of a percentage of the value of the property taken, as determined by the court-appointed appraisers, within a definite period of time following the filing of their appraisal report in court;

(4) Developing a more workable and modern definition of "just compensation" which shall be applicable to all condemnors alike;

(5) Defining "time of taking" so that it shall be uniform in practice for all condemnors;

(6) Requiring condemnors to institute proceedings for determinatoon of damages payable within a definite period of time following the taking;

(7) Requiring such damage proceedings to be instituted against the owners of all of the property taken;

(8) Requiring that notice be given to all owners of property taken within a definite period of time after the taking;

(9) Requiring that personal or mailed notice of taking be given to tenants, mortgagees and other lienholders of record of the property taken;

(10) Giving tenants, mortgagees and other lienholders the statutory right to intervene and participate in damage proceedings to protect their respective interests in the damages to be paid;

(11) Requiring that a description of the property taken be recorded in the Recorder of Deed's office:

(12) Requiring that a notice of taking be filed in the Recorder of Deed's office, indexing the condemnee's name in the grantor index and the condemnee in the grantee index;

(13) Requiring that the Commonwealth be made liable, as other condemnors are, for consequential damages;

(14) Prohibiting condemnors from acquiring base fee interests in the property taken; and

(15) For making such other improvements in the law and procedure pertaining to this subject as may after such study prove to be equitable and just; therefore be it

Resolved (the Senate concurring), That the Joint State Government Commission be directed to study and investigate exhaustively the law and procedure relating to the exercise of the right to condemn property for public purposes in Pennsylvania and for the payment of damages therefore, with a view toward proposing a complete revision and codification thereof into one statute in order to eliminate present inconsistencies, produce uniformity in practice and procedure, assure just and equitable treatment between all interested parties and in general improve the administration of justice in this field of law; and be it further

Resolved, That the Joint State Government Commission report to the next regular session of the General Assembly its findings and recommendations and submit thereto a draft of codifying legislation which carries into effect such recommendations.

Referred to the Committee on Rules.

PETITIONS AND COMMUNICATIONS

PROTESTING PASSAGE OF LEGISLATION LEGALIZING GAMBLING

The SPEAKER laid before the House petitions numerously signed and communications from citizens of Pennsylvania protesting the passage of legislation legalizing gambling and the sale of beer on Sunday at ball parks.

Referred to the Committee on Rules.

COMMUNICATIONS

URGING PASSAGE OF TAX PROGRAM AND LIBRARY AID BILL

The SPEAKER laid before the House a communication from Upper Darby Free Public Library directors urging the passage of the Governor's Tax Program and Library Aid Bill.

Referred to the Committee on Ways and Means.

COMMUNICATIONS

URGING THE PASSAGE OF SENATE BILL No. 409

The SPEAKER laid before the House communications from Western Pennsylvania Clean Streams Association, Inc. urging the passage of Senate Bill No. 409.

Referred to the Committee on Municipal Corporations.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 349, 350 and 545

April 17, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 349, Printer's No. 87, entitled "An Acat amending the act of August 9, 1945 (P. L. 323) entitled 'An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes amending, revising, and consolidating and changing the laws relating thereto' increasing the mileage allowance for county officers to meetings of their State associations."

DAVID L. LAWRENCE.

April 17, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 350, Printer's No. 72, entitled "An Act amending the act of May 4, 1927 (P. L. 519) entitled 'An act concerning boroughs and revising, amending and consolidating the law relating to boroughs' increasing the mileage allowance for delegates to meetings of the State Association of Boroughs."

DAVID L. LAWRENCE.

April 17, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 545, Printer's No. 139, entitled "An Act amending the act of July 28, 1953 (P. L. 723) entitled 'An act relating to counties of the second class, amending, revising, consolidating and changing the laws relating thereto' further regulating contracts and purchases."

DAVID L. LAWRENCE.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 20, 1959.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, April 27, 1959, at two o'clock p. m., EST, and when the House of Representatives adjourns this week, it reconvene on Monday, April 27, 1959, at three-thirty o'clock p. m. EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question.

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

ANNOUNCEMENT

The SPEAKER pro tempore. For the information of the Members, in most areas of the Commonwealth daylight saving time will go into effect this coming Sunday, April 26th.

The House will convene on Monday at 3:30 p. m. Eastern Standard Time, which will be 4:30 p. m. Daylight Saving Time.

PERMISSION TO ADDRESS HOUSE

Mr. WORLEY asked and obtained unanimous consent to address the House.

Mr. Speaker, Resolution No. 48, Serial No. 53, provides for a committee composed of the House and Senate to investigate the personnel administration policies of the Pennsylvania Turnpike Commission.

I personally saw and heard a member of the public being hit, grabbed, shoved and cursed by a uniformed toll collector on the Pennsylvania Turnpike at the Valley Forge intersection.

I am wondering just how often such mistreatment is perpetrated upon the members of the public that no one in this General Assembly ever sees or hears about.

These uniformed tolll collectors are often the only persons that tourists come in contact with as they pass through portions of this state, and tourists may often judge this Commonwealth by the conduct of these uniformed toll collectors.

I say to you that as long as I can stand on the floor of this House, I will, and am demanding now that no member of the public shall be mistreated as I have seen this Philadelphia Inquirer newspaper boy mistreated by a strong-arm agent of this Commonwealth.

The public has a legal right to lawful and courteous treatment by all agents and servants of this Commonwealth without strong-arm tactics, and this General Assembly has a duty upon it to see that these public rights are granted fully to the people from the people's Commonwealth of Pennsylvania.

This resolution has been in the Rules Committee of this House for at least two weeks. Why does not this resolution come to the floor of this House for adoption? What is the Lawrence Administration trying to cover up? Bring this resolution to the floor of this House so that we can get started to lift the lid off.

PERMISSION TO ADDRESS HOUSE

Mr. BRETH asked and obtained unanimous consent to address the House.

Mr. Speaker, the Committee on Game and Conservation has custody of House Bill No. 324 which is the Air Pollution Bill. We will hold a public hearing on this bill Tuesday, May 5, at 9:00 a. m. DST. This is to inform the Members of this House that they are welcome to attend and to take part in the proceedings of that hearing.

Also, I would like here and now to issue an invitation to any groups, individuals, organizations or industries which might possibly be concerned with this bill to be present to make any particular statements which they might wish to make regarding the legislation.

The meeting will be held in the new House Caucus room downstairs on the first floor of the Capitol Building. That is at 9:00 a. m., Tuesday, May 5, which is two weeks from tomorrow.

INTERROGATION

Mr. Goldstein asked and obtained unanimous consent to interrogate Mr. Comer, Chairman of the Committee on Highways.

Mr. GOLDSTEIN. Mr. Speaker, on March 2, 1959, House bill No. 317, known as the anti-billboard bill, was recommitted to the Committee on Highways for the purpose of amendment. What action has been taken in reference to these amendments to date?

Mr. COMER. Mr. Speaker, we are still working on amendments to the bill.

Mr. GOLDSTEIN. Mr. Speaker, will the gentleman pinpoint the amendments you are discussing and working on?

Mr. COMER. Mr. Speaker, one part of the bill pertains to distance off the roadway. At the present time the federal interstate bill calls for 660 feet.

Mr. GOLDSTEIN. Mr. Speaker, is the Chairman of the Committee on Highways concerned about the effect of the bill upon billboards in city areas?

Mr. COMER. We are concerned about all areas, Mr. Speaker.

POINT OF ORDER

Mr. McCORMACK. Mr. Speaker, I rise to a point of order.

The SPEAKER pro tempore. The gentleman will state it.

Mr. McCORMACK. Mr. Speaker, I would like to know if the gentleman is in order in questioning the Chairman of a Committee regarding a bill which has been recommitted to him, and has not been reported out of that Committee?

The SPEAKER pro tempore. The gentleman is in order to interrogate the Chairman of the Highways Committee, but the Chairman of the Highways Committee is not privileged in his answers to inform the gentleman of what has taken place in the Committee room.

The gentlemen will proceed.

Mr. GOLDSTEIN. Mr. Speaker, is it not true that the Federal bill, which is the basis of the state bill, provides that billboards within urban areas can be excluded from the state bill?

Mr. COMER. To the best of my knowledge, no.

Mr. GOLDSTEIN. I thank the gentleman.

PERMISSION TO ADDRESS HOUSE

Mr. GOLDSTEIN asked and obtained unanimous consent to address the House.

More than six weeks ago this bill was recommitted to the Committee on Highways for the purpose of amendment.

I just inquired from the Chairman of the Committee on Highways if one of his concerns was the possibility that the bill might apply to urban and rural areas where billboards are now in existence.

I call to his attention the following language from the Federal statute which will solve his problem whereby he can call his Committee meeting and have the bill amended and meet with Federal and State laws, which reads as follows:

> "Upon application of the State, any such agreement may, within the discretion of the Secretary of Commerce, consistent with the national policy, provide for excluding from application of the national standards segments of the Interstate System which traverse incorporated municipalities wherein the use of real property adjacent to the Interstate System is subject to municipal regulation or control, or which traverse other areas where the land use is clearly established by State law as industrial or commercial, and any such segment excluded from the application of such standards shall not be considered in computing the increase of the Federal share payable on account thereof."

This provision in the Act of Congress merely means that if billboards exist in the city of Philadelphia or any other areas which are commercial or urban in character, they can be excluded from our particular bill.

All I have to say about this matter is this: The anti-billboard bill has received the advocacy of Governor David L. Lawrence; it has received the approval of the Secretary of Highways, Park H. Martin. The record shows that it was recommitted with a vote of every Democrat except one.

I now ask the Members on the other side, are they giving lip service to the Governor or are they going to stand behind him in this type of legislation?

PERMISSION TO ADDRESS HOUSE

Mr. COMER asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to suggest to Mr. Goldstein that if he has any amendments pertaining to House bill 317, I would be only too happy if he would submit them to my Committee, and we will give them every consideration.

PARLIAMENTARY INQUIRY

Mr. GOLDSTEIN. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. GOLDSTEIN. This bill has been recommitted. I ask the Parliamentary inquiry:

Where a bill has been recommitted, can a discharge resolution be introduced after fifteen days?

The SPEAKER pro tempore. In reply, under Rule 34 of the House, a Committee may be discharged from the consideration of a bill, or resolution, fifteen days after the day on which it was referred.

Mr. GOLDSTEIN. Thank you, Mr. Speaker.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. HOLT for today because of illness.

REPORT FROM COMMITTEE

Mr. BRETH from the Committee on Rules, reported as committed, House Resolution No. 57.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 91, entitled:

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) requiring stenographic reports to be available within ten days and making them available to the Defender Association of Philadelphia.

The first section was read.

On the question,

Will the House agree to the section?

Mr. McCORMACK offered the following amendments:

Amend Sec. 1 (Sec. 39), page 3, line 3, by striking out "ten" and inserting: "thirty."

Amend Sec. 1 (Sec. 39), page 4, lines 6 and 12, by inserting a bracket before "No" in line 6 and after "troller" in line 12.

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. McCORMACK offered the following amendments:

Amend title, page 2, next to last line of title, by striking out "ten" and inserting "thirty."

Amend title, page 2, next to last line of title, by striking out "and."

Amend title, page 2, last line of title, by inserting after "Philadelphia" "and authorizing stenographers and stenographic clerks to retain money received from sales of copies of transcripts."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 260, entitled:

An Act creating and establishing the Legislative Budget and Finance Committee providing for its membership prescribing its powers functions and duties * * *.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 335, entitled:

An Act regulating and prescribing the working hours and vacation periods of police officers employed by any county city except Philadelphia borough town or township having a regular police force.

The first section was read.

On the question,

Will the House agree to the section?

Mr. FRANK offered the following amendment:

Amend Sec. 1, page 1, line 2, by inserting after "of" "ten or more."

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. FRANK offered the following amendment:

Amend Sec. 2, page 2, lines 7 to 9, by striking out all of said lines.

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. FRANK offered the following amendment:

Amend Sec. 3, page 2, line 10, by striking out "3" and inserting "2."

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the section?

Mr. FRANK offered the following amendments:

Amend title, page 1, first line of title, by striking out "and vacation periods."

Amend title, page 1, last line of title, by inserting after "force" "of ten or more police officers."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 405, entitled:

An Act amending the "Anthracite Strip Mining Law" approved June 27, 1947 (P. L. 1095) authorizing cities boroughs and townships to regulate and supervise the use of explosives for blasting.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 668, entitled:

An Act authorizing the licensing of public weighmasters defining their powers and duties providing for the collection and disposition of license fees and imposing penalties for violations.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 716, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) allowing contracts for personal or professional services to be made without advertising or bids.

The first section was read.

On the question,

Will the House agree to the section?

Mr. LIPPINCOTT offered the following amendments:

Amend Sec. 1 (Sec. 1802), page 2, line 11 by striking out "personal or professional."

Amend Sec. 1 (Sec. 1802), page 2, line 11 by striking out the bracket before "of."

Amend Sec. 1 (Sec. 1802), page 2, line 12 by inserting brackets before and after "or" where it appears the second time.

Amend Sec. 1 (Sec. 1802), page 2, line 13 by striking out the bracket after "accountants" and inserting immediately thereafter "or in the nature of personal or professional expert advice."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. LIPPINCOTT offered the following amendment:

Amend title, page 1, last line of title, by inserting after "services" "in the nature of expert advice."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 829, entitled:

An Act amending "The General County Assessment Law" approved May 22, 1933 (P. L. 853) removing the restrictions placed upon the expenditure of tax moneys paid under protest eliminating the payment of interest on refunds.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 835, entitled:

An Act amending "The Fiscal Code" approved April 9, 1929 (P. L. 343) providing for the disposition of interest and earnings on deposits from the Liquor License Fund.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 864, entitled:

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one" approved May 17, 1921 (P. L. 789) increasing the fee for filing papers with the department.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 886, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey two tracts of land consisting of 5.13 acres more or less and 50.50 acres respectively situate in Madison Township Perry County.

On the question,

Will the House agree to the section?

Mr. BARTON offered the following amendments:

Amend Sec. 1, page 2, lines 18 and 19, page 3, lines 1 and 2, by striking out all of said lines and inserting: "And being the same land conveyed to the Commonwealth of Pennsylvania by Deed of William H. Trostle and Sarah J. Trostle, husband and wife, dated July 20, 1931 and recorded July 20, 1931 in Perry County Deed Book Volume 112, page 384.

Amend Sec. 1, page 4, lines 3 to 6, by striking out all of said lines and inserting: "And being the same land conveyed to the Commonwealth of Pennsylvania by deed of Anna L. Ernest, widow, Jean Edna Milligan and Van B. Milligan, husband and wife, dated June 6, 1931, and recorded July 20, 1931 in Perry County Deed Book Volume 112 at page 382.

They were agreed to.

The section was agreed to as amended.

The second, third and fourth sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 892, entitled:

An Act amending the act of July 10, 1935 (P. L. 645) entitled "An act imposing certain requirements on certain hospitals receiving State aid * * *" regulating the availability of doctors at all hospitals.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 957, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing the procedure for a change of classification.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 960, entitled:

An Act relating to the retirement of public school employes amending revising consolidating and changing the laws relating thereto

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 961, entitled:

An Act relating to the retirement of State employes; amending revising consolidating and changing the laws relating thereto.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 987, entitled:

An Act amending "The Insurance Department Act of 1921" approved May 17, 1921 (P. L. 789) by continuing the provisions of section 211.1 in effect for a further period.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1001, entitled:

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) prohibiting any person from stopping motor vehicles to solicit for donations purchase of benefit tickets or other similar purpose.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. McCANN. Mr. Speaker, I move that this bill be recommitted to the Committee on Motor Vehicles.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1100, entitled:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) authorizing the cutting or cropping of dogs' ears by veterinarians.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1267, entitled:

An Act amending the "Bituminous Coal Mining Law" approved June 9, 1911 (P. L. 756) improving additional duties on the mine superintendent providing for examination and reports establishing procedures to be used when mine ventilator is interrupted and providing for the sealing of certain openings.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. ROVANSKI. Mr. Speaker, I move that this bill be recommitted to the Committee on Mines and Mineral Industries for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 127, entitled:

An Act amending the act of June 23 1931 (P L 932) entitled "The Third Class City Code" authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 495, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions for discontinuing joint schools and departments.

On the question, recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Frank,	McDonald,	Sakulsky,
Anderson,	Frascella,	McInroy,	Scarcelli,
Arlene,	Fulmer,	McKeever,	Schaaf,
Ashton,	Gailey,	McLaughlin,	Schuster,
Auker,	Gallagher,	Machmer,	Schwartz,
Balthaser,	Garlock,	Mahan,	Seltzer,
Barton,	Gelfand,	Markley,	Sherman,
Bell,	George,	Maxwell,	Shupnik,
Blair,	Gibson,	Meholchick,	Silverman,
Boles,	Goldstein,	Merry,	Snare,
Bonner,	Goodrich,	Mihm,	Snider,
Boris,	Gramlich,	Miller, B. Z.,	Stank,
Bower,	Guthrie,	Miller, H. G.,	Stevens,
Bowman,	Hamilton,	Mills,	Stewart,
Branca,	Heavey,	Monroe,	Stimmel,
Brenninger,	Heffner,	Muldowney,	Stone,
Brown,	Helm,	Mullen,	Stoner,
Buchanan,	Henzel,	Murphy, A.J., Jr.,	Strausser,
Burns,	Hocker,	Murray, H. P.	Stroup,
Capano,	Holliday,	Murray, J. J.,	Sullivan,
Capitolo,	Horst,	Murray, P. G.,	Taylor,
Cianfrani,	Irvis,	Musto,	Tompkins,
Cioffi,	Jenkins,	Naugle,	Trusio,
Clarke,	Jim,	Needham,	Ujobai,
Comer,	Johnson, A. W.,	Nelson,	Varallo,
Cooper,	Johnson, R.,	O'Dell,	Varner,
Crossin,	Jones, T. H. W.,	O'Donnell, J. A.,	Verona,
Curwood,	Jump,	O'Donnell, J. P.,	Wall,
Davis,	Kamyk,	Odorisio,	Walsh,
Dengler,	Kee,	Ogilvie,	Wargo,
Dennison,	Keiser,	O'Neil,	Weidner,
Devlin,	Kernaghan,	Parlante,	Welsh,
Donahue,	Kessler,	Pashley,	Wescott,
Donaldson,	Kooker,	Perry, H. H.,	Wheeler,
Dougherty,	Korns,	Perry, P. E.,	Whittaker,
Down,	Kovolenko,	Petrosky,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Polaski,	Williams, E. S.,
Eilberg,	Lamb,	Polen,	Willard,
Eshback,	Lee, A. M.,	Prendergast,	Willaredt,
Eshleman,	Leonard,	Price,	Wilt,
Ewing,	Light,	Pursley,	Wood,
Farabaugh,	Limper,	Reibman,	Worley,
Fetterolf,	Lippincott,	Reidenbach,	Wynd,
Filo,	Lopresti,	Renwick,	Yatron,
Fineman,	Luigard,	Rigby,	Yetter,
Floyd,	Lutty,	Riley,	Zimmerman,
Flynn,	McCandless,	Rovansek,	Andrews,
Foerster,	McCann,	Royer,	Speaker
Fox,	McCormack,	Rudisill,	

NAYS—4

Breth,	Isaacs,	Lee, K. B.,	Murphy, P. J.,

NOT VOTING—11

Dennis,	Holt,	Magee,	Steckel,
Gibb,	Knecht,	Moran,	Thompson,
Haudenshield,	Kornick,	Munley,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. FOX.

The House resumed the consideration on final passage of House Bill No. 338, entitled:

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) changing provisions relating to compensation of special school police.

RECONSIDERATION OF VOTE

Mr. FOX. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. SELTZER. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. FOX asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 599-A), page 2, line 14, by striking out "AND PAID".

Amend Sec. 1 (Sec. 599-A), page 2, line 15, by inserting after "SUPERVISORS" and they shall be paid by the board of township supervisors or jointly by the board of township supervisors and the board of school directors in a ratio to be determined by the two boards.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

TIME EXTENDED ON BILLS

Mr. McCANN asked and obtained unanimous consent to extend the time five days on House Bill No. 310, Printer's No. 66, on page 8 of today's calendar, bills on final passage postponed.

Mr. SHERMAN asked and obtained unanimous consent to extend the time five days on House Bill No. 135, Printer's No. 48, on page 8 of today's calendar, bills on final passage postponed.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection,

House Bill No. 272, Printer's No. 327

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 296, entitled as follows:

An Act amending the act of May 22, 1933 (P. L. 851) entitled "An act fixing the pay and mileage of jurors and witnesses" increasing the compensation of jurors.

On the question,

Will the House agree to the bill on third reading?

Mr. LIPPINCOTT asked unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Sec. 3, page 2, line 14 by striking out "immediately" and inserting: January 1, 1960.

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment.

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS PASSED OVER

There being no objection

House Bill No. 584, Printer's No. 215

House Bill No. 608, Printer's No. 147 and

House Bill No. 705, Printer's No. 315

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 706, entitled as follows:

An Act amending the "Disease Prevention and Control Law of 1955" approved April 23 1956 (P L 1510) providing for the committing and treatment of recalcitrant persons suspected of being infected with venereal disease tuberculosis or any other communicable disease.

On the question,

Will the House agree to the bill on third reading?

Messrs. MAXWELL and BOIES asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 11), page 3, by inserting after line 20: "(a.3) For the purpose of this section it is understood that treatment approved by the department or by a local board or department of health shall include treatment by a duly accredited practitioner of any well recognized church or religious denomination which relies on prayer or spiritual means alone for healing: Provided, however, That all requirements relating to sanitation, isolation or quarantine are complied with."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 766, entitled as follows:

An Act amending the "Administrative Agency Law" approved June 4 1945 (P L 1388) requiring the conducting of investigations by agencies as a requisite to the validity of adjudication in certain cases.

On the question,

Will the House agree to the bill on third reading?

Mr. SCHWARTZ asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, next to last line of Title, by striking out "by agencies."

Amend Sec. 1 (Sec. 37), page 2, line 9, by inserting after "by" "or on behalf of."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection

House Bill No. 791, Printer's No. 269

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 794, entitled as follows:

An Act amending "The Penal Code" approved June 24 1939 (P. L. 872) providing that violations of certain rules promulgated by the Department of Forests and Waters shall be summary offenses and extending the provisions of the act to include violations at certain additional parks.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Frank,	McCormack,	Rudisill,
Anderson,	Frascella,	McDonald,	Sakulsky,
Arlene,	Fulmer,	McInroy,	Scarcelli,
Ashton,	Gailey,	McKeever,	Schaaf,
Auker,	Gallagher,	McLaughlin,	Schuster,
Balthaser,	Garlock,	Machmer,	Schwartz,
Barton,	Gelfand,	Mahan,	Seltzer,
Bell,	George,	Markley,	Sherman,
Blair,	Gibson,	Maxwell,	Shupnik,
Boies,	Goldstein,	Meholchick,	Silverman,
Bonner,	Goodrich,	Merry,	Snare,
Boris,	Gramlich,	Mihm,	Snider,
Bower,	Guthrie,	Miller, B. Z.,	Stank,
Bowman,	Hamilton,	Miller, H. G.,	Stevens,
Branca,	Heavey,	Mills,	Stewart,
Brenninger,	Heffner,	Monroe,	Stimmel,
Breth,	Helm,	Muldowney,	Stone,
Brown,	Henzel,	Mullen,	Stoner,
Buchanan,	Hocker,	Murphy, A.J., Jr.,	Strausser,
Burns,	Holliday,	Murphy, P. J.,	Stroup,
Capano,	Horst,	Murray, H. P.	Sullivan,
Capitolo,	Irvis,	Murray, J. J.,	Taylor,
Cianfrani,	Isaacs,	Murray, P. G.,	Tompkins,
Cioffi,	Jenkins,	Musto,	Trusio,
Clarke,	Jim,	Naugle,	Ujobai,
Comer,	Johnson, A. W.,	Needham,	Varallo,
Cooper,	Johnson, R.,	Nelson,	Varner,
Crossin,	Jones, T. H. W.,	O'Dell,	Verona,
Curwood,	Jump,	O'Donnell, J. A.,	Wall,
Davis,	Kamyk,	O'Donnell, J. P.,	Walsh,
Dengler,	Kee,	Odorisio,	Wargo,
Dennison,	Keiser,	Ogilvie,	Weidner,
Devlin,	Kernaghan,	O'Neil,	Welsh,
Donahue,	Kessler,	Parlante,	Wescott,
Donaldson,	Kooker,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Ellberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,	Royer,	

NAYS—0

NOT VOTING—11

Dennis,	Holt,	Magee,	Steckel,
Gibb,	Knecht,	Moran,	Thompson,
Haudenshield,	Kornick,	Munley,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 795, entitled as follows:

An Act amending "The Administrative Code of 1929" approved April 9 1929 (P. L. 177) providing that rules and regulations established by the Department of Forests and Waters governing State parks shall apply to the Pennsylvania State Park at Erie Washington Crossing Park and Valley Forge Park.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Frank,	McCormack,	Rudisill,
Anderson,	Frascella,	McDonald,	Sakulsky,
Arlene,	Fulmer,	McInroy,	Scarcelli,
Ashton,	Gailey,	McKeever,	Schaaf,
Auker,	Gallagher,	McLaughlin,	Schuster,
Balthaser,	Garlock,	Machmer,	Schwartz,
Barton,	Gelfand,	Mahan,	Seltzer,
Bell,	George,	Markley,	Sherman,
Blair,	Gibson,	Maxwell,	Shupnik,
Boies,	Goldstein,	Meholchick,	Silverman,
Bonner,	Goodrich,	Merry,	Snare,
Boris,	Gramlich,	Mihm,	Snider,
Bower,	Guthrie,	Miller, B. Z.,	Stank,
Bowman,	Hamilton,	Miller, H. G.,	Stevens,
Branca,	Heavey,	Mills,	Stewart,
Brenninger,	Heffner,	Monroe,	Stimmel,
Breth,	Helm,	Muldowney,	Stroup,
Brown,	Henzel,	Mullen,	Stone,
Buchanan,	Hocker,	Murphy, A.J., Jr.,	Stoner,
Burns,	Holliday,	Murphy, P. J.,	Strausser,
Capano,	Horst,	Murray, H. P.	Sullivan,
Capitolo,	Irvis,	Murray, J. J.,	Taylor,
Cianfrani,	Isaacs,	Murray. P. G.,	Tompkins,
Cioffi,	Jenkins,	Musto,	Trusio,
Clarke,	Jim,	Naugle,	Ujobai,
Comer,	Johnson, A. W.,	Needham,	Varallo,
Cooper,	Johnson, R.,	Nelson,	Varner,
Crossin,	Jones, T. H. W.,	O'Dell,	Verona,
Curwood,	Jump,	O'Donnell, J. A.,	Wall,
Davis,	Kamyk,	O'Donnell, J. P.,	Walsh,
Dengler,	Kee,	Odorisio,	Wargo,
Dennison,	Keiser,	Ogilvie,	Weidner,
Devlin,	Kernaghan,	O'Neil,	Welsh,
Donahue,	Kessler,	Parlante,	Wescott,

Donaldson,	Kooker,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,	Royer,	

NAYS—0

NOT VOTING—11

Dennis,	Holt,	Magee,	Steckel,
Gibb,	Knecht,	Moran,	Thompson,
Haudenshield,	Kornick,	Munley,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 799, entitled as follows:

An Act fixing the fees to be charged by the Department of Internal Affairs.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Frank,	McCormack,	Rudisill,
Anderson,	Frascella,	McDonald,	Sakulsky,
Arlene,	Fulmer,	McInroy,	Scarcelli,
Ashton,	Gailey,	McKeever,	Schaaf,
Auker,	Gallagher,	McLaughlin,	Schuster,
Balthaser,	Garlock,	Machmer,	Schwartz,
Barton,	Gelfand,	Mahan,	Seltzer,
Bell,	George,	Markley,	Sherman,
Blair,	Gibson,	Maxwell,	Shupnik,
Boies,	Goldstein,	Meholchick,	Silverman,
Bonner,	Goodrich,	Merry,	Snare,
Boris,	Gramlich,	Mihm,	Snider,
Bower,	Guthrie,	Miller, B. Z.,	Stank,
Bowman,	Hamilton,	Miller, H. G.,	Stevens,
Branca,	Heavey,	Mills,	Stewart,
Brenninger,	Heffner,	Monroe,	Stimmel,
Breth,	Helm,	Muldowney,	Stone,
Brown,	Henzel,	Mullen,	Stoner,
Buchanan,	Hocker,	Murphy, A.J., Jr.,	Strausser,
Burns,	Holliday,	Murphy, P. J.,	Stroup,
Capano,	Horst,	Murray, H. P.	Sullivan,
Capitolo,	Irvis,	Murray, J. J.,	Taylor,
Cianfrani,	Isaacs,	Murray, P. G.,	Tompkins,
Cioffi,	Jenkins,	Musto,	Trusio,
Clarke,	Jim,	Naugle,	Ujobai,
Comer,	Johnson, A. W.,	Needham,	Varallo,
Cooper,	Johnson, R.,	Nelson,	Varner,
Crossin,	Jones, T. H. W.,	O'Dell,	Verona,
Curwood,	Jump,	O'Donnell, J. A.,	Wall,
Davis,	Kamyk,	O'Donnell, J. P.,	Walsh,
Dengler,	Kee,	Odorisio,	Wargo,
Dennison,	Keiser,	Ogilvie,	Weidner,
Devlin,	Kernaghan,	O'Neil,	Welsh,
Donahue,	Kessler,	Parlante,	Wescott,
Donaldson,	Kooker,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,	Royer,	

NAYS—0

NOT VOTING—11

Dennis,	Holt,	Magee,	Steckel,
Gibb,	Knecht,	Moran,	Thompson,
Haudenshield,	Kornick,	Munley,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 908, entitled as follows:

An Act amending "The Brough Code" approved May 4 1927 (P L 519) empowering the borough council to adopt a procedure for the sale of personal property of an estimated sale value of less than two hundred dollars ($200) such procedure not to require the approval of each individual sale by the council.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Frank,	McCormack,	Rudisill,
Anderson,	Frascella,	McDonald,	Sakulsky,
Arlene,	Fulmer,	McInroy,	Scarcelli,
Ashton,	Gailey,	McKeever,	Schaaf,
Auker,	Gallagher,	McLaughlin,	Schuster,
Balthaser,	Garlock,	Machmer,	Schwartz,
Barton,	George,	Mahan,	Seltzer,
Bell,	Gelfand,	Maxwell,	Sherman,
Blair,	Gibson,	Markley,	Shupnik,
Boies,	Goldstein,	Meholchick,	Silverman,
Bonner,	Goodrich,	Merry,	Snare,
Boris,	Gramlich,	Mihm,	Snider,
Bower,	Guthrie,	Miller, B. Z.,	Stank,
Bowman,	Hamilton,	Miller, H. G.,	Stevens,
Branca,	Heavey,	Mills,	Stewart,
Brenninger,	Heffner,	Monroe,	Stimmel,
Breth,	Helm,	Muldowney,	Stone,
Brown,	Henzel,	Mullen,	Stoner,
Buchanan,	Hocker,	Murphy, A.J., Jr.,	Strausser,
Burns,	Holliday,	Murphy, P. J.,	Stroup,
Capano,	Horst,	Murray, H. P.	Sullivan,
Capitolo,	Irvis,	Murray, J. J.,	Taylor,
Cianfrani,	Isaacs,	Murray, P. G.,	Tompkins,
Cioffi,	Jenkins,	Musto,	Trusio,
Clarke,	Jim,	Naugle,	Ujobai,
Comer,	Johnson, A. W.,	Needham,	Varallo,
Cooper,	Johnson, R.,	Nelson,	Varner,
Crossin,	Jones, T. H. W.,	O'Dell,	Verona,
Curwood,	Jump,	O'Donnell, J. A.,	Wall,
Davis,	Kamyk,	O'Donnell, J. P.,	Walsh,
Dengler,	Kee,	Odorisio,	Wargo,
Dennison,	Keiser,	Ogilvie,	Weidner,
Devlin,	Kernaghan,	O'Neil,	Welsh,
Donahue,	Kessler,	Parlante,	Wescott,
Donaldson,	Kooker,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,

Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,	Royer,	

NAYS—0

NOT VOTING—11

Dennis,	Holt,	Magee,	Steckel,
Gibb,	Knecht,	Moran,	Thompson,
Haudenshield,	Kornick,	Munley,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1035, entitled as follows:

An Act amending "The Borough Code" approved May 4 1927 (P L 519) providing that the civil service provisions of the act shall not apply to the retirement of police and firemen.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Frank,	McCormack,	Rudisill,
Anderson,	Frascella,	McDonald,	Sakulsky,
Arlene,	Fulmer,	McInroy,	Scarcelli,
Ashton,	Gailey,	McKeever,	Schaaf,
Auker,	Gallagher,	McLaughlin,	Schuster,
Balthaser,	Garlock,	Machmer,	Schwartz,
Barton,	Gelfand,	Mahan,	Seltzer,
Bell,	George,	Maxwell,	Sherman,
Blair,	Gibson,	Markley,	Shupnik,
Boies,	Goldstein,	Meholchick,	Silverman,
Bonner,	Goodrich,	Merry,	Snare,
Boris,	Gramlich,	Mihm,	Snider,
Bower,	Guthrie,	Miller, B. Z.,	Stank,
Bowman,	Hamilton,	Miller, H. G.,	Stevens,
Branca,	Heavey,	Mills,	Stewart,
Brenninger,	Heffner,	Monroe,	Stimmel,
Breth,	Helm,	Muldowney,	Stone,
Brown,	Henzel,	Mullen,	Stoner,
Buchanan,	Hocker,	Murphy, A.J., Jr.,	Strausser,
Burns,	Holliday,	Murphy, P. J.,	Stroup,
Capano,	Horst,	Murray, H. P.	Sullivan,
Capitolo,	Irvis,	Murray, J. J.,	Taylor,
Cianfrani,	Isaacs,	Murray, P. G.,	Tompkins,
Cioffi,	Jenkins,	Musto,	Trusio,
Clarke,	Jim,	Naugle,	Ujobai,
Comer,	Johnson, A. W.,	Needham,	Varallo,
Cooper,	Johnson, R.,	Nelson,	Varner,
Crossin,	Jones, T. H. W.,	O'Dell,	Verona,
Curwood,	Jump,	O'Donnell, J. A.,	Wall,
Davis,	Kamyk,	O'Donnell, J. P.,	Walsh,
Dengler,	Kee,	Odorisio,	Wargo,
Dennison,	Keiser,	Ogilvie,	Weidner,
Devlin,	Kernaghan,	O'Neil,	Welsh,
Donahue,	Kessler,	Parlante,	Wescott,
Donaldson,	Kooker,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,	Royer,	

NAYS—0

NOT VOTING—11

Dennis,	Holt,	Magee,	Steckel,
Gibb,	Knecht,	Moran,	Thompson,
Haudenshield,	Kornick,	Munley,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1119, Printer's No. 292 and

Senate Bill No. 250, Printer's No. 632

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 255, entitled as follows:

An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Frank,	McCormack,	Rudisill,
Anderson,	Frascella,	McDonald,	Sakulsky,
Arlene,	Fulmer,	McInroy,	Scarcelli,
Ashton,	Gailey,	McKeever,	Schaaf,
Auker,	Gallagher,	McLaughlin,	Schuster,
Balthaser,	Garlock,	Machmer,	Schwartz,
Barton,	Gelfand,	Mahan,	Seltzer,
Bell,	George,	Markley,	Sherman,
Blair,	Gibson,	Maxwell,	Shupnik,
Boies,	Goldstein,	Meholchick,	Silverman,
Bonner,	Goodrich,	Merry,	Snare,
Boris,	Gramlich,	Mihm,	Snider,
Bower,	Guthrie,	Miller, B. Z.,	Stank,
Bowman,	Hamilton,	Miller, H. G.,	Stevens,
Branca,	Heavey,	Mills,	Stewart,
Brenninger,	Heffner,	Monroe,	Stimmel,
Breth,	Helm,	Muldowney,	Stone,
Brown,	Henzel,	Mullen,	Stoner,
Buchanan,	Hocker,	Murphy, A.J., Jr.,	Strausser,
Burns,	Holliday,	Murphy, P. J.,	Stroup,
Capano,	Horst,	Murray, H. P.	Sullivan,
Capitolo,	Irvis,	Murray, J. J.,	Taylor,
Cianfrani,	Isaacs,	Murray, P. G.,	Tompkins,
Cioffi,	Jenkins,	Musto,	Trusio,
Clarke,	Jim,	Naugle,	Ujobai,
Comer,	Johnson, A. W.,	Needham,	Varallo,
Cooper,	Johnson, R.,	Nelson,	Varner,
Crossin,	Jones, T. H. W.,	O'Dell,	Verona,
Curwood,	Jump,	O'Donnell, J. A.,	Wall,
Davis,	Kamyk,	O'Donnell, J. P.,	Walsh,
Dengler,	Kee,	Odorisio,	Wargo,
Dennison,	Keiser,	Ogilvie,	Weidner,
Devlin,	Kernaghan,	O'Neil,	Welsh,

Donahue,	Kessler,	Parlante,	Wescott,
Donaldson,	Kooker,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,	Royer,	

NAYS—0

NOT VOTING—11

Dennis,	Holt,	Magee,	Steckel,
Gibb,	Knecht,	Moran,	Thompson,
Haudenshield,	Kornick,	Munley,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 256, entitled as follows:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Frank,	McCormack,	Royer,
Anderson,	Frascella,	McDonald,	Rudisill,
Arlene,	Fulmer,	McInroy,	Sakulsky,
Ashton,	Gailey,	McKeever,	Scarcelli,
Auker,	Gallagher,	McLaughlin,	Schaaf,
Balthaser,	Garlock,	Machmer,	Schuster,
Barton,	Gelfand,	Mahan,	Schwartz,
Bell,	George,	Markley,	Seltzer,
Blair,	Gibson,	Maxwell,	Sherman,
Boles,	Goldstein,	Meholchick,	Shupnik,
Bonner,	Goodrich,	Merry,	Silverman,
Boris,	Gramlich,	Mihm,	Snare,
Bower,	Guthrie,	Miller, B. Z.,	Snider,
Bowman,	Hamilton,	Miller, H. G.,	Stank,
Branca,	Heavey,	Mills,	Stevens,
Brenninger,	Heffner,	Monroe,	Stewart,
Breth,	Helm,	Muldowney,	Stimmel,
Brown,	Henzel,	Mullen,	Stone,
Buchanan,	Hocker,	Murphy, A.J., Jr.,	Stoner,
Burns,	Holliday,	Murphy, P. J.,	Strausser,
Capano,	Horst,	Murray, H. P.	Stroup,
Capitolo,	Irvis,	Murray, J. J.,	Sullivan,
Cianfrani,	Isaacs,	Murray, P. G.,	Taylor,
Cioffi,	Jenkins,	Musto,	Tompkins,
Clarke,	Jim,	Naugle,	Trusio,
Comer,	Johnson, A. W.,	Needham,	Ujobai,
Cooper,	Johnson, R.,	Nelson,	Varallo,
Crossin,	Jones, T. H. W.,	O'Dell,	Varner,
Curwood,	Jump,	O'Donnell, J. A.,	Verona,
Davis,	Kamyk,	O'Donnell, J. P.,	Wall,
Dengler,	Kee,	Odorisio,	Walsh,
Dennison,	Keiser,	Ogilvie,	Wargo,
Devlin,	Kernaghan,	O'Neil,	Weidner,
Donahue,	Kessler,	Parlante,	Welsh,
Donaldson,	Kooker,	Pashley,	Wescott,
Dougherty,	Korns,	Perry, H. H.,	Wheeler,
Down,	Kovolenko,	Perry, P. E.,	Whittaker,
Edwards,	Kubitsky,	Petrosky,	Williams, A.D., Jr.,
Eilberg,	Lamb,	Polaski,	Williams, E. S.,
Eshback,	Lee, A. M.,	Polen,	Willard,
Eshleman,	Lee, K. B.,	Prendergast,	Willaredt,
Ewing,	Leonard,	Price,	Wilt,
Farabaugh,	Light,	Pursley,	Wood,
Fetterolf,	Limper,	Reibman,	Worley,
Filo,	Lippincott,	Reidenbach,	Wynd,
Fineman,	Lopresti,	Renwick,	Yatron,
Floyd,	Luigard,	Rigby,	Yetter,
Flynn,	Lutty,	Riley,	Zimmerman,
Foerster,	McCandless,	Rovansek,	Andrews,
Fox,	McCann,		Speaker

NAYS—0

NOT VOTING—11

Dennis,	Holt,	Magee,	Steckel,
Gibb,	Knecht,	Moran,	Thompson,
Haudenshield,	Kornick,	Munley,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 309, Printer's No. 610

was passed over at the request of the SPEAKER pro Tempore.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 201.

An Act amending the act of June 5 1947 (P L 426) entitled "An act regulating the selling offering or exposing for sale of agricultural seeds and seed mixtures for seeding purposes requiring certain information to be affixed to the container in which such seeds are sold conferring powers and imposing duties upon the Department of Agriculture and the Secretary thereof authorizing stop-sale orders by the Secretary in certain cases providing for inspection reports and surveys by the department imposing powers and duties upon certain courts and prescribing penalties" including the words "nursery crops" in the definition of "agricultural seeds" adding and removing certain packaging and labeling requirements and granting additional powers to the department

With the information that the Senate had passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the Amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 5, line 10, by striking out after the word "the" the word "other" and inserting in lieu thereof the word "smallest"; page 5, line 10, by inserting after the word "label" the following: "or such other wording as may be prescribed by the secretary"; page 5, line 12, by inserting after the word "pesticides" the words "or any poisonous material"; page 6, line 11, by striking out

all of line 11 as follows: "(5) The year packed with such as 'packed in . . .'"; and inserting in lieu thereof the following: (5) The year for which the seed was packed for sale such as "packed for . . ." or the percentage of germination and the month and year in which the germination test was made. Section 3, page 7, line 11, by striking out as follows: "The effective date of this Act shall be January 1, 1960 and inserting in lieu thereof "Section 4 This Act shall take effect January 1, 1960."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. McCANN. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Frank,	McCormack,	Rudisill,
Anderson,	Frascella,	McDonald,	Sakulsky,
Arlene,	Fulmer,	McInroy,	Scarcelli,
Ashton,	Gailey,	McKeever,	Schaaf,
Auker,	Gallagher,	McLaughlin,	Schuster,
Balthaser,	Garlock,	Machmer,	Schwartz,
Barton,	Gelfand,	Mahan,	Seltzer,
Bell,	George,	Markley,	Sherman,
Blair,	Gibson,	Maxwell,	Shupnik,
Boles,	Goldstein,	Meholchick,	Silverman,
Bonner,	Goodrich,	Merry,	Snare,
Boris,	Gramlich,	Mihm,	Snider,
Bower,	Guthrie,	Miller, B. Z.,	Stank,
Bowman,	Hamilton,	Miller, H. G.,	Stevens,
Branca,	Heavey,	Mills,	Stewart,
Brenninger,	Heffner,	Monroe,	Stimmel,
Breth,	Helm,	Muldowney,	Stone,
Brown,	Henzel,	Mullen,	Stoner,
Buchanan,	Hocker,	Murphy, A.J., Jr.,	Strausser,
Burns,	Holliday,	Murphy, P. J.,	Stroup,
Capano,	Horst,	Murray, H. P.	Sullivan,
Capitolo,	Irvis,	Murray, J. J.,	Taylor,
Cianfrani,	Isaacs,	Murray, P. G.,	Tompkins,
Cioffi,	Jenkins,	Musto,	Trusio,
Clarke,	Jim,	Naugle,	Ujobai,
Comer,	Johnson, A. W.,	Needham,	Varallo,
Cooper,	Johnson, R.,	Nelson,	Varner,
Crossin,	Jones, T. H. W.,	O'Dell,	Verona,
Curwood,	Jump,	O'Donnell, J. A.,	Wall,
Davis,	Kamyk,	O'Donnell, J. P.,	Walsh,
Dengler,	Kee,	Odorisio,	Wargo,
Dennison,	Keiser,	Ogilvie,	Weidner,
Devlin,	Kernaghan,	O'Neil,	Welsh,
Donahue,	Kessler,	Parlante,	Wescott,
Donaldson,	Kooker,	Pashley,	Wheeler,
Dougherty,	Korns,	Perry, H. H.,	Whittaker,
Down,	Kovolenko,	Perry, P. E.,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Petrosky,	Williams, E. S.,
Eilberg,	Lamb,	Polaski,	Willard,
Eshback,	Lee, A. M.,	Polen,	Willaredt,
Eshleman,	Lee, K. B.,	Prendergast,	Wilt,
Ewing,	Leonard,	Price,	Wood,
Farabaugh,	Light,	Pursley,	Worley,
Fetterolf,	Limper,	Reibman,	Wynd,
Filo,	Lippincott,	Reidenbach,	Yatron,
Fineman,	Lopresti,	Renwick,	Yetter,
Floyd,	Luigard,	Rigby,	Zimmerman,
Flynn,	Lutty,	Riley,	Andrews,
Foerster,	McCandless,	Rovansek,	Speaker
Fox,	McCann,	Royer,	

NAYS—0

NOT VOTING—11

Dennis,	Holt,	Magee,	Steckel,
Gibb,	Knecht,	Moran,	Thompson,
Haudenshield,	Kornick,	Munley,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGES

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 287.

An Act amending "The Liquid Fuels Tax Act" approved May 21, 1931 (P. L. 149) further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal to the Senate:

Senate Bills for concurrence Nos. 130 and 194.

ANNOUNCEMENT

Mr. POLEN. Mr. Speaker, I desire to announce for the information of the House that the Appropriations Committee will start hearings next week. On Monday we will have the schedule of the first hearings on the desks of the Members.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. GIBSON asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

ANNOUNCEMENT

The SPEAKER pro tempore. The Chair recognizes the Secretary of the House who has an announcement to make.

The SECRETARY OF THE HOUSE (Paul C. Moomaw). The Department of Property and Supplies has now completed the new parking lots at the rear of the Capitol. All Members, on legislative days, when arriving and finding no space available on the front plaza should then go to the rear of the Capitol to the new parking lot.

I might advise that Members coming in late in the afternoon from the east, over route 22, can come directly into the lot if they so desire.

RESOLUTION

MR. LOPRESTI offered a resolution which was filed with the Clerk under the Rules.

The SPEAKER pro tempore. The Chair simply wishes to state that it has always been keenly aware of the beauty and grace and especially the charm of the lady Members of this House, and the courtliness and graciousness of the gentlemen of the House, but it has never been more apparent than it has been from this vantage place this afternoon.

The Chair thanks the lovely ladies and the gracious gentlemen for their cooperation and, of course, thanks the Parlimentarian for his patience. The bad feature of that is this—that my left ear is the bad one.

The Chair also thanks the Speaker of the House for his courtesy.

COMMITTEE MEETINGS

AGRICULTURE AND DAIRY INDUSTRIES. Mr. Snider, Chairman, Room 131 A, Tuesday, April 21, at 10:00 a.m.

CITIES-COUNTIES, SECOND AND SCEOND CLASS A, Mr. Mihm, Chairman, Room 131-B, Monday, April 20, immediately after session.

CITIES-THIRD CLASS, Mr. Walsh, Chairman, Room 131-C, Tuesday, April 21, at 10:30 a.m.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, April 21, at 9:15 a.m.

FISHERIES, Mr. Curwood, Chairman, Room 323, Tuesday, April 21, at 10:30 a.m.

GAME AND CONSERVATION, Mr. Breth, Chairman, Room 323, Tuesday, April 21, at 9:30 a.m.

JUDICIARY, Mr. Rudisill, Chairman, Room 131-D, Tuesday, April 21, at 10:00 a.m.

MILITARY AFFAIRS, Mr. Needham, Chairman, Room 324, Tuesday, April 21, at 10:30 a.m.

MINES AND MINERAL INDUSTRIES, Mr. Rovansek, Chairman, Room 131-E, Tuesday, April 21, at 10:15 a.m.

PROFESSIONAL LICENSURE, Mr. Boies, Chairman, Room 131-B, Tuesday, April 21, at 11:00 a.m.

STATE GOVERNMENT, Mr. Schwartz, Chairman, Room 522, Tuesday, April 21, at 11:00 a.m.

WAYS AND MEANS, Mr. Wheeler, Chairman, Room 131-E, Tuesday, April 21, at 11:00 a.m.

ADJOURNMENT

Mr. ESHBACK. Mr. Speaker, I move that this House do now adjourn until Tuesday, April 21, 1959 at 12:00 o'clock noon.

The motion was agreed to, and (at 6:40 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, APRIL 21, 1959. No. 36.

SENATE

TUESDAY, April 21, 1959.

The Senate met at 11:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. WILLIAM H. KELLY, Pastor of St. Paul's Evangelical United Brethern Church, Lewisburg, offered the following prayer:

Let us pray.

Incline Thine ear unto us, our Heavenly Father, and hear the prayer which we offer unto Thee this day. May we always realize that we are Thy children and that nothing can separate us from Thee. Thou hast made us and not we, ourselves. We pray for Thy eternal blessing, that we may be kept in health and strength to serve our State and do Thy Holy will.

By a faithful use of our abilities and privileges, may we fulfill in our daily walk those duties which are: "To do justly, love mercy and walk humbly before our God."

Sustain us by Thy love and grace, which can be the secret of strength. Let us be still in these moments of prayer and come to know that Thou art God. Let us accept Thy guidance for this day and every day. In the Master's Name we pray, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. SILVERT, further reading was dispensed with, and the Journal was approved.

NOMINATION BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

JUSTICE OF THE PEACE

April 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William H. Kolin, 207 Maple Avenue, Horsham, Montgomery County, for appointment as Justice of the Peace in and for the Township of Horsham, Montgomery County, to serve until the first Monday of January 1960, vice John E. Ruth, deceased.

DAVID L. LAWRENCE.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 255

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 255, entitled:

An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 256

He also returned to the Senate, Senate Bill No. 256, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 201

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 201, entitled:

An Act amending "The Pennsylvania Seed Act of 1947," approved June 5, 1947 (P. L. 426), including the words "nursery crops" in the definition of "agricultural seeds" adding and removing certain packaging and labeling requirements, and granting additional powers to the department.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, April 20, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, April 27, 1959, at two o'clock P. M., E. S. T. and when the House of Representatives adjourns this week, it reconvene on Monday, April 27, 1959, at three-thirty o'clock P. M., E. S. T.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 495, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), changing provisions for discontinuing joint schools and departments.

Which was committed to the Committee on Education.

House Bill No. 794, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), providing that violations of certain rules promulgated by the Department of Forests and Waters shall be summary offenses, and extending the provisions of the act to include violations at certain additional parks.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 795, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing that rules and regulations established by the Department of Forests and Waters governing State parks shall apply to the Pennsylvania State Park at Erie, Washington Crossing Park and Valley Forge Park.

Which was committed to the Committee on State Government.

House Bill No. 799, entitled:

An Act fixing the fees to be charged by the Department of Internal Affairs.

Which was committed to the Committee on State Government.

House Bill No. 908, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), empowering the borough council to adopt a procedure for the sale of personal property of an estimated sale value of less than two hundred dollars ($200), such procedure not to require the approval of each individual sale by the council.

Which was committed to the Committee on Local Government.

House Bill No. 1935, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing that the civil service provisions of the act shall not apply to the retirement of police and fireman.

Which was committed to the Committee on Local Government.

REPORTS FROM COMMITTEES

Mr. WHALLEY, from the Committee on Mines and Mineral Industries, reported as committed, Senate Bill No. 617, entitled:

An Act authorizing and directing the Department of Highways, in cooperation with the Department of Mines and Mineral Industries, to construct strips of highway, using coal as a road building material.

Mr. KOPRIVER, JR., from the Committee on Local Government, reported as amended, Senate Bill No. 111, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," making it unlawful to offer for recording or to record plans of land dedicated for road purposes prior to the approval of such plans.

He also, from the Committee on Local Government, reported as committed, House Bill No. 198, entitled:

An Act reenacting and amending the act of July 27, 1955 (P. L. 288), entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification; . . ." extending the provisions of the act to cities of the second class.

He also, from the Committee on Local Government, reported as committed, House Bill No. 237, entitled:

An Act amending the act of December 22, 1951 (P. L. 1715), entitled "An act authorizing councils of cities of the second class to fix the salaries of the mayor and the council members of such cities . . . ," providing for the payment of salaries of council members in semi-monthly installments.

He also, from the Committee on Local Government, reported as committed, House Bill No. 308, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing for the acquisition, maintenance or enlargement by the borough of certain sewage collection or disposal systems.

He also, from the Committee on Local Government, ported as committed, House Bill No. 361, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), changing provisions concerning protests to proposed changes in zoning.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 409, entitled:

An Act providing for a referendum to determine the will of the electorate of any city, borough, town or township with respect to the fluoridation of their water supply and prescribing the effect of such election.

He also, from the Committee on Local Government, reported as committed, House Bill No. 640, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), further regulating bonds to be given for protection of labor and materialmen.

He also, from the Committee on Local Government, reported as committed, House Bill No. 644, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), further regulating bonds to be given for protection of labor and materialmen.

He also, from the Committee on Local Government, reported as committed, House Bill No. 693, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing for payment to organizations of American Gold Star Mothers.

He also, from the Committee on Local Government, reported as committed, House Bill No. 694, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), providing for payment to organziations of Gold Star Mothers.

He also, from the Committee on Local Government, reported as committed, House Bill No. 704, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing temporary investment and deposits of county funds.

He also, from the Committee on Local Government, reported as committed, House Bill No. 743, entitled:

An Act amending the act of June 27, 1939 (P. L. 1207), entitled "An act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employes (except chiefs, deputy chiefs, and chief clerks) in bureaus of fire, and fire alarm operators and fire box inspectors in bureaus of electricity, in cities of the second class; * * *," further regulating physical examinations required for applicants for original appointment.

He also, from the Committee on Local Government, reported as committed, House Bill No. 758, entitled:

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," adding additional means of security and further regulating the deposit of city funds with depositories.

He also, from the Committee on Local Government, reported as committed, House Bill No. 882, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; * * *," further providing for pension payments to members of the pension fund becoming disabled.

He also, from the Committee on Local Government, reported as committed, House Bill No. 883, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law," approved May 22, 1935 (P. L. 233), further providing for the payment of pensions upon disability.

He also, from the Committee on Local Government, reported as committed, House Bill No. 945, entitled:

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," further regulating contracts relating to city affairs.

Mr. CHAPMAN, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 132, entitled:

An Act authorizing the Department of Public Welfare, with the approval of the Board of Trustees of the Hollidaysburg State Hospital, to contract with the Borough of Hollidaysburg and the Hollidaysburg Sewer Authority for improvements and extensions to the sewerage collection system and treatment plant and the use thereof by the Hollidaysburg State Hospital, and the payment of part of the cost and maintenance thereafter, and making an appropriation.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1169, entitled:

An Act making a Deficiency appropriation from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes.

COMMUNICATION FROM THE GOVERNOR

REPORTED FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING. Mr. President, I report at this time, from the Committee on Executive Nominations, a communication from His Excellency, the Governor of the Commonwealth, recalling the nomination of Mrs. Cecile McCann as Register of Wills, Recorder of Deeds and Clerk of the Orphans' Court in and for the County of Bradford.

The Clerk read the communication as follows:

RECALLING THE NOMINATION OF MRS. CECILE McCANN AS REGISTER OF WILLS, RECORDER OF DEEDS AND CLERK OF THE ORPHANS' COURT IN AND FOR THE COUNTY OF BRADFORD

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated March 16, 1959, for the appointment of Mrs. Cecile McCann, 123 Bensley Street, Sayre, Bradford County, as Register of Wills, Recorder of Deeds, and Clerk of the Orphans' Court in and for the County of Bradford, until the first Monday of January 1960, vice Wayne C. Bennett, deceased.

I respectfully request the return to me of the official message of nomination in the premises.

DAVID L. LAWRENCE

NOMINATION BY THE GOVERNOR REPORTED

FROM COMMITTEE

Mr. FLEMING. Mr. President, I further report from the Committee on Executive Nominations, the nomination of Mrs. Cecile McCann and ask that it be read by the Clerk.

The Clerk read the nomination as follows:

REGISTER OF WILLS, RECORDER OF DEEDS AND CLERK OF THE ORPHANS' COURT IN AND FOR THE COUNTY OF BRADFORD

March 16, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Cecile McCann, 123 Bensley Street, Sayre, Bradford County, for appointment as Register of Wills, Recorder of Deeds, and Clerk of the Orphans' Court in and for the County of Bradford, until the first Monday of January 1960, vice Wayne C. Bennett, deceased.

DAVID L. LAWRENCE

NOMINATION RETURNED TO THE GOVERNOR

Mr. FLEMING. Mr. President, I move that the nomination just read by the Clerk be returned to His Excellency, the Governor of the Commonwealth.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The nomination will be returned to the Governor.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, also reported with a favorable recommenda-

tion the following nominations, made by His Excellency, the Governor:

MEMBER OF THE CLEARFIELD COUNTY BOARD OF ASSISTANCE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Orville B. Shugarts (Derocrat), 307 East Cherry Street, Clearfield, Clearfield County, for appointment as a member of the Clearfield County Board of Assistance, until December 31, 1959, and until his successor is duly appointed and qualified, vice Fred E. Sweely, Clearfield, resigned.

DAVID L. LAWRENCE

MEMBER OF THE STATE BOARD OF PHARMACY

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dominic M. Manganello, Wilkes-Barre,, Luzerne County, for appointment as a member of the State Board of Pharmacy, from March 17, 1958, for the term of six years, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE

MEMBER OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHERS' COLLEGE

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William B. Herbein, Topton, Berks County, for appointment as a member of the Board of Trustees of Kutztown State Teachers' College, until the third Tuesday of January 1963, and until his successor is appointed and qualified, vice James W. Bertolet, Esq., Wyomissing, whose term expired.

DAVID L. LAWRENCE

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate LaRue G. Moyer, Hummels Wharf, Snyder County, for appointment as Justice of the Peace in and for the Township of Monroe, Snyder County, to serve until the first Monday of January 1960, vice Harvey E. Newman, resigned.

DAVID L. LAWRENCE

BILLS INTRODUCED AND REFERRED

Mr. PECHAN, on behalf of Mr. WAGNER, read in his place and presented to the Chair Senate Bill No. 677, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949,"defining high school pupils.

Which was committed to the Committee on Education.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 678, entitled:

An Act amending the act of June 25, 1939 (P. L. 872), entitled "The Penal Code," prohibiting the wearing of a uniform the same as or similar to that worn by the Pennsylvania State Police.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 679, entitled:

An Act conferring upon the Retired State Police Pensioners Association the exclusive right to enter into contracts for the reproduction of the Pennsylvania State Police in uniform; and limiting the use of moneys received from such contracts.

Which was committed to the Committee on State Government.

He also read in his place and presented to the Chair Senate Bill No. 680, entitled:

An Act conferring an exclusive right to inspect and copy the inactive criminal files of the Pennsylvania State Police; providing for contracts for their distribution and limiting the use of the moneys received from such contracts.

Which was committed to the Committee on State Government.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, in my opinion, the bill which I am about to introduce, on behalf of Senator Sarraf and myself, is long overdue in Pennsylvania. It has been on the statute books of the State of New York for a long time. It deals with the safety of the public, who patronize restaurants and other places of public gatherings.

In many instances, Mr. President, the restaurants are so overcrowded that, God forbid, in the case of a fire, a calamity may ensue.

Therefore, Mr. President, this bill provides for regulations whereby each room in each restaurant must exhibit the number of persons who, according to the law, may be seated there in order to eliminate overcrowdedness.

BILL INTRODUCED AND REFERRED

Messrs. STIEFEL and SARRAF read in place and presented to the Chair Senate Bill No. 681, entitled:

An Act providing for the safety of persons assembled in certain buildings and imposing powers and duties on the Department of Labor and Industry and providing penalties.

Which was committed to the Committee on Labor and Industry.

SENATE RESOLUTIONS

REQUESTING THE GOVERNOR TO PROCLAIM A WEEK AS "HEDGEROW THEATRE WEEK"

Mr. WATKINS offered the following resolution which was read, considered and agreed to:

In the Senate, April 21, 1959.

The world-wide famed Hedgerow Theatre of Moylan-Rose Valley, Delaware County, Pennsylvania, a nonprofit organization, is observing its 37th birthday on April 21, 1959, and is reactivating the theatre after being closed three years.

Hedgerow Theatre performed repertory continuously for thirty-three years (1923-1956), and was the foremost

repertory group in the United States, providing the only genuine repertory operation in this country.

The United States Government, recognizing the cultural value of Hedgerow Theatre, sponsored a State Department film in 1947, entitled "THE HEDGEROW STORY" which was shown throughout Europe under State Department auspicies.

The cultural advantages of Hedgerow Theatre become more important to thoughtful people in times of stress and world crisis as among the more valuable elements of our national heritage; and these are sustained by the work and effort of citizens such as officers, workers and members of the Hedgerow Theatre Corporation, in addition to thousands of partisans and supporters throughout the State of Pennsylvania.

Citizens from all areas of our nation have generously contributed to the fund campaign which has enabled Hedgerow Theatre to again provide the type of non-commercial art theatre for which it has been acclaimed in the past by such notables as George Bernard Shaw, Sean O'Casey, Eugene O'Neill, and international publications; therefore be it

Resolved, That the Senate of Pennsylvania respectfully request and urge the Governor of this Commonwealth to proclaim a week as "Hedgerow Theatre Week" in recognition of its internationally known artistic achievements and its value throughout theatrical circles and be it further

Resolved, That a copy of this resolution be transmitted to the Hedgerow Theatre.

REQUESTING THE GOVERNOR TO RECOMMEND THAT APPROPRIATIONS FOR STATE-AIDED HOSPITALS BE INCREASED TEN PER CENTUM

Messrs. KROMER, WHALLEY and WALKER offered the following resolution (Serial No. 24), which was read as follows:

In the Senate, April 21, 1959.

In his proposed budget for the coming biennium, the Honorable David L. Lawrence is requesting the same amount for State-aided hospitals as was appropriated for the current biennium. This is true in spite of the common knowledge that as the cost of living has increased for individuals, so too the cost of maintainnig our hospitals has increased. Unless the amount now proposed for the maintenance of State-aided hospitals is substantially increased, it will result in a serious impairment of the medical and surgical services rendered to, and the maintenance of, persons entitled to free service who are treated in these hospitals. In the interest of the health and welfare of the citizens of this Commonwealth, it is imperative that appropriations to our State-aided hospitals be made in the amount necessary for their continued effective operation therefore, be it

Resolved, That the Senate of Pennsylvania respectfully suggests that the Governor in his budget recommend that the appropriation to the Department of Public Welfare for State-aided hospitals be increased ten per centum.

Mr. KROMER. Mr. President, I ask unanimous consent for the immediate consideration of this resolution.

The PRESIDENT. Is there objection?

Mr. WEINER. Mr. President, the resolution is a meritorious one and one in which I could hardly join. There is only one problem with this resolution, and that is the age old problem which has faced each and everyone of us in the Commonwealth during our individual lives namely, where do you get the money to do these things?

I would say to the gentlemen who sponsored this resolution, that if they could come up with a program whereby we could obtain the necessary finances to handle this situation, I would be most happy to join in this resolution and ask for its immediate consideration. I would also ask the Governor to act immediately on this proposal.

Not only do the hospitals need more money, but the schools in our Commonwealth need more money. I think that none of us who are sitting in this Chamber today are that old that we do not remember when the total amount of $800,000,000, which is being sought today for education, was the total amount of the Commonwealth's budget. Today, that is only one-half of the total budget that we need.

There is no question in my mind, Mr. President, that the hospitals and other institutions, which are doing fine work, need greater aid. Apparently, the people who ask for more help for hospitals and other institutions do not want to talk to the people who are seeking more money. They do not talk with each other they talk to us. We are more or less the by-product of both of these groups. I think the group seeking more money should talk to the people who will vote for taxes. Many of these people say: "We like taxes, but do not tax me." If the two groups would get together, I think our problems would be solved and we would not have to sit here and wonder and worry about where we are going to make up these deficits which face us every year.

I would respectfully suggest, Mr. President, that this resolution be referred to committee for further study. If we can obtain more finances, I would be most anxious to become one of the sponsors of this resolution and see that the Governor acts favorably upon it.

The PRESIDENT. Senator Weiner, are you objecting to the immediate consideration of this resolution?

Mr. WEINER. I am, Mr. President.

The PRESIDENT. The resolution, therefore, is referred to the Committee on Public Health and Welfare.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

MEMBER OF THE CLEARFIELD COUNTY BOARD OF ASSISTANCE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Orville B. Shugarts (Democrat), 307 East Cherry Street, Clearfield, Clearfield County, for appointment as a member of the Clearfield County Board of Assistance, until December 31, 1959, and until his successor is duly appointed and qualified, vice Fred E. Sweely, Clearfield, resigned.

DAVID L. LAWRENCE.

MEMBER OF THE STATE BOARD OF PHARMACY

April 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate Dominic M. Manganello, Wilkes-Barre, Luzerne County, for appointment as a member of the State Board of Pharmacy, from March 17, 1958, for the term of six years, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF KUTZTOWN STATE TEACHERS' COLLEGE

April 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William B. Herbein, Topton, Berks County, for appointment as a member of the Board of Trustees of Kutztown State Teachers' College, until the third Tuesday of January 1963, and until his successor is appointed and qualified, vice James W. Bertolet, Esq., Wyomissing, whose term expired.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate LaRue G. Moyer, Hummels Wharf, Snyder County, for appointment as Justice of the Peace in and for the Township of Monroe, Snyder County, to serve until the first Monday of January 1960, vice Harvey E. Newman, resigned.

DAVID L. LAWRENCE.

A motion was made by Mr. FLEMING and Mr. WATKINS,

That the Senate do advice and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Silvert,
Berger,	Kalman,	Mullin,	Stevenson,
Blass,	Keller,	Murray,	Stiefel,
Camiel,	Kessler	Pechan,	Taylor,
Chapman,	Kopriver, Jr.	Propert,	Van Sant,
Confair,	Kromer,	Ripp,	Wade,
DiSilvestro,	Lane,	Rooney,	Wagner,
Donolow,	Madigan,	Ruth,	Walker,
Ehrgood,	Mallery,	Sarraf,	Watkins,
Elliott,	McCreesh,	Scott,	Weiner,
Flack,	McGinnis,	Seyler,	Whalley,
Fleming,	McMenamin,	Shafer,	Wolfe,
Harney,			

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

PERMISSION TO ADDRESS SENATE

Mr. WATKINS asked and obtained unaimous consent to address the Senate.

Mr. WATKINS. Mr. President, I want to thank you for my being back on a two-thirds basis. That is better than where I was before.

The PRESIDENT. I think you are moving up, Senator Watkins. We will do our best.

The PRESIDENT. At this time, the Chair invites Senator Scott to the rostrum to preside.

The PRESIDING OFFICER (William Z. Scott) in the Chair.

The PRESIDING OFFICER. The Senate will be at ease.

(The Senate was at ease.)

STUDENTS FROM ALLENTOWN HIGH SCHOOL, ALLENTOWN, PRESENTED TO SENATE

Mr. VAN SANT. Mr. President, it has been an annual custom over a period of many years for the Senator and the Members of the House of Representatives from Lehigh County to entertain various groups of students.

Today we are pleased to have in the gallery of the Senate, the outstanding students of the senior class in Problems of Democracy at Allentown High School in Allentown, Lehigh County. They are accompanied today by two of their teachers, Mr. Melville Boyer and Miss Ruth Kistler. It affords me great pleasure to present this distinguished group to the Senate.

The PRESIDING OFFICER. Will the class please rise? The Chair most certainly wants to take this opportunity to welcome the guests of Senator Van Sant to the halls of the Senate, and hopes that their trip to Harrisburg will be both educational and enjoyable.

CALENDAR

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 19, entitled:

An Act amending the act of March 22, 1907 (P. L. 31) entitled "An act to provide for the assignment of counsel in murder cases and for the allowance of expenses and compensation in such cases" providing for the appointment of special investigators.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Mullin,	Stiefel,
Berger,	Kalman,	Murray,	Taylor,
Blass,	Keller,	Pechan,	Van Sant,
Camiel,	Kessler	Propert,	Wade,
Chapman,	Kopriver, Jr.	Ripp,	Wagner,
Confair,	Kromer,	Rooney,	Walker,
DiSilvestro,	Lane,	Ruth,	Watkins,
Donolow,	Madigan,	Sarraf,	Weiner,
Ehrgood,	Mallery,	Scott,	Whalley,
Elliott,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Shafer,	Scott,
Fleming,	McMenamin,	Silvert,	Presiding Officer
Harney,	Miller,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 44, Printer's No. 406;

Senate Bill No. 116, Printer's No. 695; and

Senate Bill No. 117, Printer's No. 696.

The PRESIDING OFFICER. Is there objections The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 190, entitled:

An Act providing that the inauguration of the Governor elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Fleming,	McMenamin,	Silvert,	Scott,
Harney,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk return said bill to House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 223, Printer's No. 240; and

House Bill No. 313, Printer's No. 67.

The PRESIDING OFFICER. Is there objections The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 379, entitled:

An Act amending the act of May 27, 1949 (P. L. 1903) entitled "The Military Code of 1949" providing that Colonels having certain service shall be placed on the retired list as Brigadier Generals.

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Shafer,	Wolfe,
Fleming,	McMenamin,	Silvert,	Scott,
Harney,			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 381, Printer's No. 413, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objections The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 389, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing the purchase or condemnation of unobstructed views at curves and intersections.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Kalman,	Mullin,	Stiefel,
Berger,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Confair,	Kopriver, Jr.	Propert,	Wade,
DiSilvestro,	Kromer,	Ripp,	Wagner,
Donolow,	Lane,	Rooney,	Walker,
Ehrgood,	Madigan,	Ruth,	Watkins,
Elliott,	Mallery,	Sarraf,	Weiner,
Flack,	McCreesh,	Seyler,	Whalley,
Fleming,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Scott,
Hays,	Miller,	Stevenson,	Presiding Officer

NAYS—2

Blass, Chapman,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 495, Printer's No. 671, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection. The Chair hears none.

BILL OVER IN ORDER TEMPORARILY

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 498, Printer's No. 533, on third reading, go over in its order temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 718, entitled:

An Act amending the act of June 3, 1937 (P. L. 1333) entitled "Pennsylvania Election Code" providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill and providing for the selection and the term of the members of new boards.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Mullin,	Stiefel,
Berger,	Kalman,	Murray,	Taylor,
Blass,	Keller,	Pechan,	Van Sant,
Camiel,	Kessler	Propert,	Wade,
Chapman,	Kopriver, Jr.	Ripp,	Wagner,
Confair,	Kromer,	Rooney,	Walker,
DiSilvestro,	Lane,	Ruth,	Watkins,
Donolow,	Madigan,	Sarraf,	Weiner,
Ehrgood,	Mallery,	Seyler,	Whalley,
Elliott,	McCreesh,	Shafer,	Wolfe,
Flack,	McGinnis,	Silvert,	Scott,
Fleming,	McMenamin,	Stevenson,	**Presiding Officer**
Harney,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL INTRODUCED AND REFERRED

Mr. VAN SANT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. VAN SANT and ROONEY read in place and presented to the Chair, Senate Bill No. 682, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," giving council the power to regulate boxing and wrestling exhibitions.

Which was committed to the Committee on Local Government.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 40, entitled:

An Act making an appropriation to the Department of Military Affairs for certain expenses in connection with the Korean Conflict Veterans Compensation Act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 61, Printer's No. 61; and

House Bill No. 163, Printer's No. 301.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 216, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for the creation of capital reserve funds regulating the use of such funds and authorizing the levying of taxes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 221, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing school directors to charge tuition fees for adult extension education.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 315, Printer's No. 326;

Senate Bill No. 356, Printer's No. 383; and

Senate Bill No. 405, Printer's No. 670.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 434, entitled:

An Act amending the act of June 21, 1937 (P. L. 1982) entitled "An act authorizing the Supreme Court of Pennsylvania to prescribe rules of practice and procedure in civil actions at law and in equity in certain courts of this Commonwealth to prescribe rules and regulations for the conduct of any general business either civil or criminal by judges of any court of record . . ." granting the power to prescribe rules of practice and procedure in civil matters in the courts of quarter sessions.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 510, Printer's No. 545 and

Senate Bill No. 512, Printer's No. 547.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 610, entitled:

An Act amending the act of April 9, 1929 (P. L. 343) entitled "The Fiscal Code" by providing for the Rehabilitation Center Fund and for disbursements therefrom repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 611, entitled:

An Act amending the act of May 22, 1945 (P. L. 849) entitled "Vocational Rehabilitation Act of 1945" changing the definition of vocational rehabilitation expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 844, entitled:

An Act making an appropriation to the Department of Public Welfare for administration of the Public Assistance Law and for making public assistance grants.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 498 CALLED UP

Mr. PECHAN. Mr. President, I call up, from page 3 of today's Third Reading Calendar, Senate Bill No. 498, Printer's No. 533, which went over in its order temporarily.

The PRESIDING OFFICER. Is there objection? The Chair none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 498, entitled:

An Act amending the act of August 31, 1955 (P. L. 531) entitled "Pennsylvania Athletic Code" abolishing the State Athletic Commission designating a deputy of the Department of State appointed by the Secretary of the Commonwealth as the State Athletic Commissioner providing for the use of employes of the Department of State to perform duties heretofore performed by the State Athletic Commission and authorizing use of Pennsylvania State Police for investigation.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

Mr. CONFAIR. Mr. President, I would like to make a few remarks on this bill.

Lately, we have been talking about one kind of a bill which was passed last week, and that is taxes. This bill today is a different kind of bill. This is saving. This bill will save $100,000 for the people of Pennsylvania, and still retain all of the benefits of the present Athletic Commission.

Now in Pennsylvania, we have three commissioners. We have three offices in three different cities. We have three secretaries and I feel that these are absolutely unnecessary. That is the reason I sponsored this bill. Under this bill, there will be one commissioner who will be a deputy in State Government. He can operate from Harrisburg and eliminate all these other offices.

This is not new. The State of New Jersey has one commissioner; the State of Massachusetts has one commissioner; the State of Connecticut has one commissioner; and the State of New York, where all the boxing fights originate, has one commissioner. This is not a new bill. This is something which is being done in other States of the Union and our surrounding States.

There is one thing we can do, which is as they do in New York. They have one paid commissioner and he has the right to supplement his office by having unpaid commissioners throughout the State who are interested in boxing. That is one of the ways they do it in New York.

Just to show you how boxing has fallen off financially in the State of Pennsylvania, years ago, back in 1923, there was a bill passed providing that the profits of the Boxing Commission were to be used to buy markers for the graves of Pennsylvania soldiers who died in service in the First World War. Three hundred and fifty thousand dollars was spent on these markers as a result of the profits which were made from boxing in the State of Pennsylvania. Also, up until eight years ago, every year the Boxing Commission took in more money than they spent. Some people are going to say that it is not the purpose of the Commission to make a profit; its purpose is to regulate. I admit that, but it still should make a profit if there is a profit to be made.

Just as an indication of how boxing has fallen off, in

the biennium 1953-1955, the total income was $98,308. In 1955-1957, the income dropped from $98,308 down to $35,000. In two years the income dropped. In the meantime, for 1957-1959, the appropriation was $141,000 and in 1955-1957, $149,000. We have been losing money every year since we have had this Boxing Commission for the last eight years. Therefore, I say this Commission is unnecessary.

One thing which we want to do is save some money. How can we do it? The amateur shows are one thing the Commission has been trying to control. Anyone trying to put on an amateur show must get permission from the amateurs' union, and they must get a license so the amateurs' union can operate that kind of a show. Then they operate wrestling. Wrestling is just nothing but an act. We should not give any indication that it is legitimate by the Athletic Commission supporting it or checking on it. We should not take care of a wrestling show any more than we should take care of a burlesque show, because if you saw the one I saw the other night on television in Washington where Tony Galento was the referee, it was the greatest farce that I have ever seen. Therefore, I say the Commission should let wrestling go by itself and let the police powers of the city or town in which they are having a show take care of their burlesque show.

One of the most honest men on the Commission, Jim Crowley, the chairman, has made the statement that boxing is in the doldrums and he is right, one hundred per cent.

Why should we have a Commission which has nothing to do? He definitely said it is in the doldrums, and he has only had a few shows in his area, we know.

Governor Lawrence also admits that boxing is in a bad way. He said to a friend: "Why is it we cannot get boxing in the State of Pennsylvania? We cannot even get the Golden Gloves in Pittsburgh." Then he said, according to the newspapers, that if this bill would go through, he would veto it. He knows it is in the doldrums and he knows we are not having any boxing exhibitions. Are we operating here as a Senate and a Legislature, or are we being operated from the front office where bills are vetoed before they are passed, or are we going to pass the legislation?

As I said in the beginning, this is a bill to save $100,000. Is it not about time that we start to talk about saving instead of spending?

How is that boy who goes to a hot dog stand this week and pays a three and one-half per cent tax on his hot dog going to feel about this waste of $100,000, after you passed a bill last week levying a three and one-half per cent sales tax? Would he be for this bill? Also, there is the old fellow who is sitting before his television set and while he is watching a show being televised from New York State, where they have one commissioner, something happens to the set. He must call a serviceman. He then pays a three and one-half per cent tax to have his television set repaired. Will this man be for this bill? Yes, he will want to save the $100,000, because the bill which was passed last week was the first bill ever passed by the State of Pennsylvania—

POINT OF ORDER

Mr. WEINER. Mr. President, I rise to a point of order.

The PRESIDING OFFICER. The gentleman will state it.

Mr. WEINER. Mr. President, are we debating the tax bill or the boxing bill?

The PRESIDING OFFICER. At this point, Senator Weiner, we are debating Senate Bill No. 498 which deals with boxing.

Mr. CONFAIR. It also deals with saving money, Mr. President.

Mr. WEINER. Mr. President, I respectfully suggest to the gentleman who is now speaking on this bill, Senator Confair, that his remarks be confined to that part of the debate. If he wants to discuss the tax bill, I will be very happy to debate that issue with him under Petitions and Remonstrances.

The PRESIDING OFFICER. The point of order is well taken. The Chair requests Senator Confair to adhere to the limitations of the bill.

Mr. CONFAIR. Mr. President, I am adhering to the limitations of the bill from the angle that we are going to save $100,000. I am not talking about the tax bill when I speak about saving $100,000. That is part of the bill, is it not?

The PRESIDING OFFICER. The gentleman from Lycoming, Mr. Confair, will proceed.

Mr. CONFAIR. Mr. President, what is the man going to think who must pay taxes and double taxation on automobiles? Is he going to favor this bill? He does not want to pay more taxes.

POINT OF ORDER

Mr. WEINER. Mr. President, I rise again to a point of order.

The PRESIDING OFFICER. The gentleman will state it.

Mr. WEINER. Mr. President, we are not debating the tax bill. If the gentleman wants to talk about pop taxes, car trade-ins or other problems of that type, I will be very happy to discuss the matter with him. However, I will not discuss it at this moment.

The PRESIDING OFFICER. The Chair must inform Senator Confair that he is out of order and requests that he confine his remarks and debate to the bill.

Mr. CONFAIR. Mr. President, I will be glad to confine my remarks to the bill which is intended to save the people of Pennsylvania $100,000. I will be glad to do that.

I am about finished with my remarks, Mr. President. There is only one question which you have to vote on today and that is the question, are we going to save the people of this Commonwealth some money or are we going to keep people in this office for political purposes? There is no need for the Boxing Commission. This bill is a good bill, and every man in this Senate should vote for this bill if he is in favor of saving money for the people of this Commonwealth. Let us try to save something instead of spending all the time.

Mr. WEINER. Mr. President, I would like to bring to the gentleman's attention just how the Boxing Commission came about.

In 1923, the McBride Act, which subsequently revised as the State Athletic Code in 1955, brought about the three members of this Commission. The purpose for the three members was not something which somebody dreamed up or decided arbitrarily, but it came about in this fashion. They divided the State into three parts and they assigned a Commissioner to each one of these regions or parts of the State.

Senator Confair talked about saving money. Let me point out to him that if he had a deputy to take care of

this particular problem, this deputy, who under the bill would be housed in Harisburg, could not possibly cover the State alone and he would, therefore, have to have assistants. All of his assistants would be paid and would travel up and down the length and breadth of this State and charge the State for their traveling and necessary expenses, plus the amount of money they would receive as a stipend for the work which they would do for the Commonwealth.

I would like to point out to the gentleman that recently in Life Magazine, this past week, as a matter of fact,—and I do not think anyone can accuse Life Magazine of being an organ of the Democratic Party—it was stated that Stillman's Gym, one of the main institutions in the boxing field, was no longer doing the business that it had done even as late as three or four years ago and that the place was empty. As a matter of fact, it was slated to be torn down and either a parking lot built in that area or they were going to erect a building. This is the position that boxing, wrestling and many other sports have fallen into. I think all of us are aware of the fact that sandlot baseball, which we all used to see a great deal of, is not in the same category as it was years ago. As a matter of fact, things have come to such a pass that many of our baseball teams of the duly constituted National and American Leagues, as we know them, are moving on to other areas in order to find more revenue and also people who would be interested as fans to come out and see them and support their teams. Many of the cities which have these teams have been driven to the proposition of doing something about it.

I would think that Senator Confair, who spoke on this matter, would do well to be constructive in this area and try to find a way of perhaps interesting people to take part in this sport. I think he should interest the people of our Commonwealth to enjoy it. Perhaps, in a sense, that would give the Boxing Commission a great deal more to do.

I would just like to point out to Senator Confair that, up until June of this year, there are expected to be held about fifty professional boxing matches. Before the season is ended, in September, there will be about 250 professional boxing and wrestling shows. Many of these shows have been very successful because they have not been called bouts, as we know them. They have been featured as exhibition matches. These exhibition matches have drawn, in small auditoriums, as few as 4,000 people and as many as 10,000 people to witness the event, plus the television rights and radio rights which go with that type of activity.

Mr. President, let us concern ourselves for a moment with the people who make up this Commission. In February 1955, the public was clamoring for a clean up in this sport. As a matter of fact, I believe Senator Confair, one of the aficionados, if I may use the word, of the sport, will remember there was a gentleman, namely, Harold Johnson, who was boxing in the State and who was doped at a match. At that time, the then Governor Leader suspended boxing until this matter was thoroughly investigated and cleared up. Boxing, as a result of this, has been put on a higher plane than it has ever been. The gentlemen who make up this Commission have a national reputation. Take, for example, the Chairman of the Pennsylvania Boxing Commission, Mr. Crowley. He has a reputation in the field of sports that goes back to before his appointment to this Commission. He was Vice-President of the National Boxing Association. Commissioner Sullivan, about whom Senator Confair said some rather unkind things, has acted as a Member of the Legislative Committee of the National Boxing Commission. He was also a member of the Constitutional Revision Committee of the National Boxing Association as recently as last year.

With respect to the boxing activities and the money it has cost in this State, let us concern ourselves for a moment about this charge made by Senator Confair. I would like to point out that in the last biennium, this Commission turned back to the State $13,000 of unexpended funds. I can give the exact figures, should Senator Confair care to have it. This sport has occurred in a bad era. I think our motion picture industry, our television industry and others have depicted this sport as one which is ridden with racketeers, crime, and one which is just on the edge of being a legitimate sport.

If Senator Confair has other problems which are peculiar to his area in regard to this bill, I can be sympathetic to that and I can even understand it. I think it would not be amiss here to mention that there used to be a gentleman on that Commission who lived in the area known as Williamsport. Perhaps, that is part of his problem and maybe he has some ideas and suggestions which probably he cannot get across to the Commission. Therefore, probably, they are using this left-handed means of striking back at a Commission that has been doing a good job.

Nowhere in this discussion have I ever heard Senator Confair or anyone else mention that these people are not honest, that the Commission is not doing a good job or that they are not trying to stay on the job and handle it in a manner which is not only a credit to the State of Pennsylvania, but a credit to them and the entire Commission.

Therefore, Mr. President, I think that this bill is completely unnecessary. I have advised the gentleman that the Governor has publicly stated that he would veto this bill. I think the Governor has a perfect right, as representing the Executive Branch of this Government, to advise the Legislature about what he is or is not interested in and what position he will take on these different matters. By the Governor so doing, we will not do any unnecessary and foolish things which would result in a lot of wasted time and money. This is one area where we could save the money of printing the bill, printing it in the Calendar and sending it over to the House, which may or may not act on it as they see fit. If the Governor says he will veto it, I do not believe Senator Confair will be able to obtain the necessary votes to pass this bill.

Therefore, Mr. President, I respectfully ask my colleagues to vote "no" on this piece of legislation.

Mr. CONFAIR. Mr. President, I am glad Senator Weiner spoke about the saving of money, printing the bill and so forth. Saving money is one thing in which I said I was interested.

Senator Weiner spoke about Stillman's Gym and said they were not using it any more because people are not boxing. That is one good reason for our eliminating this Boxing Commission. Boxing has fallen off not only in Pennsylvania, but throughout the Country. I feel we could save a lot of money by eliminating the Pennsylvania

Boxing Commission.

I have a suggestion for Governor Lawrence, also. If he should read the Wall Street Journal of Thursday, April 16, 1959, he will find out what Governor Ribicoff did in Connecticut. He did the same thing which we are suggesting in this bill. He cut the commission down from 120 to sixty in order to save some extra money. He put the Connecticut Boxing Commission in the same kind of a setup which we propose in this bill.

There is no question about my being interested in boxing. I am interested in good boxing. However, there is one thing which I am also interested in and that is saving money. I hope that each and everyone of you who are interested in saving money, and interested in good boxing, will vote in favor of this bill.

Mr. WEINER. Mr. President, I just wish to state that this bout was not under the planning or program as outlined by the Boxing Commission. This was completely an exhibition.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—28

Berger,	Fleming,	Mallery,	Wade,
Blass,	Harney,	Pechan,	Wagner,
Chapman,	Keller,	Propert,	Walker,
Confair,	Kessler,	Shafer,	Watkins,
Ehrgood,	Kopriver, Jr.,	Stevenson,	Walley,
Elliott,	Kromer,	Taylor,	Wolfe,
Flack,	Madigan,	Van Sant,	Scott, Presiding Officer

NAYS—21

Barr,	Kalman,	Miller,	Ruth,
Camiel,	Lane,	Mullin,	Sarraf,
DiSilvestro,	McCreesh,	Murray,	Seyler,
Donolow,	McGinnis,	Ripp,	Silvert,
Hays,	McMenamin,	Rooney,	Stiefel,
			Weiner,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

The PRESIDING OFFICER. At this time, the Chair will return the gavel to the Lieutenant-Governor, who will now preside.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

STUDENTS FROM SHALER TOWNSHIP HIGH SCHOOL, ALLEGHENY COUNTY, PRESENTED TO SENATE

Mr. FLEMING. Mr. President, I would like to call the attention of the Chair, and the Members of the Senate, to a group of visitors from Shaler Township High School in Allegheny County, who are in the Chamber at this time. They are here under the direction of Mr. Winkler and Mrs. Barr.

I trust the Chair will welcome them to this Body.

The PRESIDENT. Will the students and teachers from Shaler Township please rise? We are very happy to have you in the Chamber.

GUESTS OF SENATOR ZEHNDER H. CONFAIR PRESENTED TO SENATE

Mr. CONFAIR. Mr. President, we have here this afternoon a group from Sullivan County and a group from Columbia County, representing the Women's Councils of those counties. I would like to have them rise.

The PRESIDENT. Will the ladies from Sullivan County and Columbia County please rise? We are, indeed, very happy to have you with us.

REPORTS FROM COMMITTEES

Mr. SHAFER. Mr. President, I ask unanimous consent to make reports from committees at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SHAFER, from the Committee on Judiciary General, reported as committed, House Bill No. 975, entitled:

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

He also, from the Committee on Corporation, reported as amended, Senate Bill No. 233, entitled:

An Act amending the act of May 5, 1933 (P. L. 364), entitled "Business Corporation Law," changing the law as to amendment of articles of incorporation in their entirety the acquisition and cancellation of treasury shares the reduction of authorized shares the reporting of changes in stated capital the characterization of earned surplus after quasi-reorganizations the payment of dividends in certain cases the effect of distributions of shares financial reports to shareholders the fixing of the date of shareholders' meetings the production of lists of shareholders the extension of voting trusts the acquisition or transfer of corporate asset the rights of dissenting shareholders sinking funds for preferred or special shares issued in series exchanges of shares the merger or consolidation of parent and wholly-owned subsidiary corporations service of process on foreign corporations abolishing the doctrine of de facto mergers or consolidation and reversing the rules laid down by Block v Baldwin Locomotive Works, 75 D & C 24 and Marks v The Autocar Co. 153 F. Supp. 768, eliminating the requirements that certain documents be acknowledged or verified and repealing certain acts and parts of acts relating to corporations.

He also, from the Committee on Corporations, reported as committed, Senate Bill No. 392, entitled:

An Act repealing certain obsolete acts and parts of acts imposing or relating to bonuses and taxes and requiring registration with and reports to the Commonwealth and the keeping of records in connection therewith and imposing penalties for violation thereof.

He also, from the Committee on Corporations, reported as committed, Senate Bill No. 397, entitled:

An Act amending the act of April 18, 1945 (P. L. 253), entitled "An act relating to suits by shareholders against officers or directors in a corporation, . . .," extending the provisions thereof to corporations having no capital stock and authorizing corporations to indemnify directors, officers and other persons against certain expense.

He also, from the Committee on Corporations, reported as committed, House Bill No. 863, entitled:

An Act amending the act of February 9, 1901 (P. L. 3), entitled "An act to provide for increasing the capital stock and indebtedness of corporations," deleting certain requirements of corporate officers.

GUESTS OF SENATOR ALBERT E. MADIGAN PRESENTED TO SENATE

Mr. MADIGAN. Mr. President, on many occasions on

the floor here I have heard the various Senators take credit for having nice looking groups of ladies from their Districts. Today I have the opportunity of presenting to this group a distinguished, good looking group of ladies from Bradford County.

The PRESIDENT. Will the ladies from Bradford County please rise? The Senate is, indeed, glad to welcome you.

BILL INTRODUCED AND REFERRED

Mr. VAN SANT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. VAN SANT and McCREESH read in place and presented to the Chair Senate Bill No. 683, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "Insurance Company Law of 1921," further regulating proceedings to merge and consolidate mutual insurance companies.

Which was committed to the Committee on Insurance.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 111, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Code," making it unlawful to offer for recording or to record plans of land dedicated for road purposes prior to the approval of such plans.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 198, entitled:

An Act reenacting and amending the act of July 27, 1955 (P. L. 288), entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification; . . ." extending the provisions of the act to cities of the second class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 233, entitled:

An Act amending the act of May 5, 1933 (P. L. 364), entitled "Business Corporation Law," changing the law as to amendment of articles of incorporation in their entirety the acquisition and cancellation of treasury shares the reduction of authorized shares the reporting of changes in stated capital the characterization of earned surplus after quasi-reorganizations the payment of dividends in certain cases the effect of distributions of shares financial reports to shareholders the fixing of the date of shareholders' meetings the production of lists of shareholders the extension of voting trusts the acquisition or transfer of corporate asset the rights of dissenting shareholders sinking funds for preferred or special shares issued in series exchanges of shares the merger or consolidation of parent and wholly-owned subsidiary corporations service of process on foreign corporations abolishing the doctrine of de facto mergers or consolidation and reversing the rules laid down by Block v Baldwin Locomotive Works 75 D & C 24 and Marks v The Autocar Co 153 F Supp 768 eliminating the requirements that certain documents be acknowledged or verified and repealing certain acts and parts of acts relating to corporations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 237, entitled:

An Act amending the act of December 22, 1951 (P. L. 1715), entitled "An act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities . . .," providing for the payment of salaries of council members in semi-monthly installments.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 308, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing for the acquisition, maintenance or enlargement by the borough of certain sewage collection or disposal systems.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 361, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) changing provisions concerning protests to proposed changes in zoning.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 392, entitled:

An Act repealing certain obsolete acts and parts of acts imposing or relating to bonuses and taxes and requiring registration with and reports to the Commonwealth and the keeping of records in connection therewith and imposing penalties for violation thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 397, entitled:

An Act amending the act of April 18, 1945 (P. L. 253), entitled "An act relating to suits by shareholders against officers or directors in a corporation . . .," extending the provisions thereof to corporations having no capital stock and authorizing corporations to indemnify directors, officers and other persons against certain expense.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 409, entitled:

An Act providing for a referendum to determine the will of the electorate of any city, borough, town or township with respect to the fluoridation of their water supply and prescribing the effect of such election.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 617, entitled:

An Act authorizing and directing the Department of Highways, in cooperation with the Department of Mines and Mineral Industries, to construct strips of highway, using coal as a road building material.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 640, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), further regulating bonds to be given for protection of labor and materialmen.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 644, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931, (P. L. 932) further regulating bonds to be given for protection of labor and materialmen.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 693, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 694, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), providing for payment to organizations of Gold Star Mothers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

The Senate proceeded to the first reading and consideration of House Bill No. 704, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323) authorizing temporary investment and deposits of county funds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 743, entitled:

An Act amending the act of June 27, 1939 (P. L. 1207), entitled "An act regulating the appointment, promotion, suspension, reduction, removal and reinstatement of employes (except chiefs, deputy chiefs, and chief clerks) in bureaus of fire, and fire alarm operators and fire box inspectors in bureaus of electricity, in cities of the second class; . . .," further regulating physical examinations required for applicants for original appointment.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 758, entitled:

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," adding additional means of security and further regulating the deposit of city funds with depositories.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 863, entitled:

An Act amending the act of February 9, 1901 (P. L. 3), entitled "An act to provide for increasing the capital stock and indebtedness of corporations," deleting certain requirements of corporate officers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 882, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; . . .," further providing for pension payments to members of the pension fund becoming disabled.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 883, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law," approved May 22, 1935 (P. L. 233), further providing for the payment of pensions upon disability.

And said bill having been read a length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 945, entitled:

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for government of cities of the second class," further regulating contracts relating to city affairs.

And said bill having been read a length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 975, entitled:

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

And said bill having been read a length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1169, entitled:

An Act making a Deficiency appropriation from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes.

And said bill having been read a length the first time, Ordered, To be laid aside for second reading.

BILLS SIGNED

The President (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

Senate Bill No. 255, Printer's No. 272; and
Senate Bill No. 256, Printer's No. 273.

PETITIONS AND REMONSTRANCES

Mr. SEYLER. Mr. President, yesterday the name of a York Countian was brought into the record and some remarks were made about the gentleman which, to my mind, were uncalled for; at least, the implications left by the remarks were uncalled for. Several people, in speaking to me about the remarks made about Mr. Shipley, described the remarks as a low blow. I am not using that term myself, but I will say that I think the name of Mr. Shipley was left under a cloud, under which it does not deserve to remain.

Yesterday, Senator Wade read a letter which spoke of Mr. Shipley's having been employed by a company which was in the business of selling radar. In his usual chivalrous and gallant manner, he disclaimed any intention of alleging that Mr. Shipley was still employed by that company, but the implication was left that he might well be.

I would like to inform the Senator and all Members of the Senate that this condition is not, in fact, true; that Mr. Shipley it is quite true, was a representative of a company which sold radar prior to his assuming the position of Director of Highway Safety. However, when he accepted that position and before assuming the position which he now holds, Mr. Shipley withdrew entirely from that relationship with that company. I should like to read, at this time, Mr. President, a letter addressed to Mr. Shipley, which read as follows:

"Mr. O. D. Shipley,

"Dear Mike:

"I have your letter of October 3 advising of your appointment as Director of the Bureau of Highway Safety, Commonwealth of Pennsylvania at the same time advising that you are relinquishing your sales representative arrangement with us. Please accept our congratulations on your appointment. Naturally we understand why it is necessary for you to terminate your sales arrangement with us and are entering the cancellation of the Agreement as of October 1, 1956.

"There are no outstanding accounts between us and the slate is clean. With regard to your mention of Mr. Ring, we would be glad to have him get in touch with us at some future date and discuss a Sales Representative arrangement with him, in which we understand you would not be financially interested directly or indirectly.

"As you know, we very much appreciate your past efforts as a Sales Representative and we wish you every success in your new position."

That letter, Mr. President, is dated October 3. 1956. The letter which was read yesterday by the Senator was dated 1955. I think this establishes clearly that Mr. Shipley, at no time had any connection with any company dealing with radar while he was Director of Highway Safety, and he certainly had no connection with such firms, at any time, in 1957 when Senator Wade alleges that he was an advocate of a bill in favor of radar.

I would like to say further in connection with a remark made by Senator Ehrgood, who seems to be kind of a understudy of Senator Wade these days, that he implied that there might be some Senators who might be unhappy about Mr. Shipley's activities as Director of Highway Safety. That may be so; I do not know. However, I would suggest that it may perhaps be that Mr. Shipley, in the conduct of his offce, found it necessary to see to it that no special considerations were given and that all cases were treated on their merits. If that is the reason, I think this is a tribute to Mr. Shipley for doing a good job in the position to which he has been assigned, because unless whoever holds that position takes that position, this job certainly cannot be done.

I would like to leave one further point with regard to Senator Wade's discussion yesterday. The point was made by Senator Barr, I believe, that the Republican Platform in the last campaign told the people that if the Party were successfully elected, it would advocate the use of radar for highway safety. Senator Wade in dissenting to that, of course had a perfect right to dissent. He does not need to feel bound by the promises made by his party to the voters. As a matter of fact, the ink was hardly dry on an occasion when Senator Wade was campaigning last fall in York County when he did say, quite honestly and frankly, that he disapproved of that particular point in the Platform of the Republican Party. However, I would like to point out to him that it was a Party promise, a Party pledge and, putting his own feelings aside, it seems to me a bit incongruous for a person, in the responsible position of Chairman of the Committee which will consider this legislation, to so deviate from the Party pledge which was made to the people to effectuate this kind of legislation.

One final point which I would like to call to Senator Wade's attention is that apparently there are other people in other States who feel that the use of radar for the control of highway safety has been rather successful. An article was handed to me today from the New York Times of April 19, 1959, which states that Governor Rockefeller, who is the newly elected Republican Governor of New York State, had a bill brought to him in which the Legislature attempted to restrict, to a certain extent, the use of radar by saying in this particular measure that the police would have to post signs warning that the device is being used. New York, I may say, has used radar successfully for some time. When this measure came to the Governor's desk, the Governor vetoed the measure. I would like to read the following excerpt from his veto message.

"In view of the death toll on our highways we cannot afford to view the enforcement of our traffic laws as a contest between drivers and our law enforcement officers."

I submit, Mr. President, that Governor Rockefeller, the new Governor of New York, therefore, takes the position that radar has been an effective instrument and is unwilling to curb its use, which, of course, is contrary to the position taken by the Senator who is Chairman of the Highways Committee.

Mr. EHRGOOD. Mr. President, I am somewhat surprised at the gentleman from York, Senator Seyler. Normally, he listens very intently, and I would hate to accuse him of deliberate misrepresentation of what some other Member of the Senate might say. However, if he will refer back to yesterday's remarks, after a few other Senators had made some remarks I prefaced my remarks by saying there were some Democrats, on the other side of the aisle, who would like to see Mr. Shipley take a long vacation. That does not happen to be my individual feeling on the matter. I certainly cannot understand why a liberal, such a Senator Seyler, would deliberately misconstrue things. I am very disappointed

Mr. SEYLER. Mr. President, if Senator Ehrgood had listened and if he will examine the record of today, he will find that I, at no time, said that he, Senator Ehrgood, was of this view. I said that he had said that some Senators were probably dissatisfied with the activities of Mr. Shipley. However, I at no time, said that Senator Ehrgood was involved in that view. I urge Senator Ehrgood to check the record so as to clear my "liberal" status.

Mr. WADE. Mr. President, I, personally, am deeply indebted to Senator Seyler, my esteemed colleague from York, for straightening the record regarding the appointment of Mr. Shipley and the letter which I read into the record yesterday. I think it was perfectly proper that he do so. If I may, and for my own personal protection, I would like to re-read my statements of yesterday. They were, in part, as follows:

"At this point, Mr. President, it might be well for us to take note of Mr. Shipley's keen interest in radar legislation. Certainly, I am not alleging that at that particular time Mr. Shipley was a field representative or a salesman of radar machines. However, it might be well to put on the record a letter, copy of which I read and offer for the record."

The heading of the letter is:

"Automatic Signal Division
"Eastern Industries, Incorporated
"Electromatic Traffic Control

It is dated December 23, 1955, and it reads as follows:

"Reading Speedometer Service Company
"200 Lancaster Avenue
"Reading, Pennsylvania
"Attention: Mr. Peter A. LaFata

"Dear Mr. LaFata:

"In connection with your recent letter, we are pleased to refer you to Radar Safety Supply of Emigsville, Pennsylvania, who are our Sales Representatives in eastern Pennsylvania. We are sure that their Mr. O. D. Shipley will be glad to furnish you all available information along the lines of your interest. Enclosed is our Bulletin R-102.

"With appreciation for your interest,
"Very truly yours,
"Automatic Signal Division
"P. L. Green,
"Sales Manager"

Then, I continued by saying the following:

"Let us keep the record straight, Mr. President. I am not charging that Mr. Shipley was selling radar equipment at that time. He was so loud in criticism of our committee action two years ago."

Mr. President, that is the end of the statement which I made yesterday. However, there is no question about the intense interest of Mr. Shiply when radar legislation was before the committee.

I submit again, which is a matter of public record, that we had but sufficient time for the bill to reach the Committee and if it were reported that same day, to be read three times in accordance with the provisions of our Constitution, and then submitted for a vote by this Senate. Mr. Shipley occupied a seat along the sidelines each and every day and was intensely interested. I would say entirely too much interest was displayed for a matter of that kind. Mr. Shipley was too anxious that our Committee not be given time to consider it. I asked him, in the most polite manner that I knew, to furnish the Committee with information regarding the use of radar. To this date, April 21, 1959, he has not yet done so. Apparently, he has a good bit of the information, which I read into the record yesterday, regarding the unsuccessful operation of radar equipment or radar machines for traffic control in the other States which have pioneered this attempt to help the safety record of our Commonwealth and of the different States in the United States. Mr. Shipley's interest was too intense and it was a matter of a good bit of suspicion among the Members of the Committee.

It is true, too, that Senator Seyler and I were privileged to meet in a joint political meeting. Many of both political parties were present. The audience was excellent. The meeting was held in the fine city of York. Both of us, I think, enjoyed the meeting and we enjoyed the opportunity for a frank and free discussion of all the phases of the political campaign last fall.

Mr. President, I do not recall that the matter of radar was brought up at the meeting. However, since our experience two years ago, I have been constantly gathering information on the use of radar. As I submitted in my remarks yesterday, I tried to bring out all phases and experiences of the other States which use radar. I think it is only right and proper that every Committee of this Senate and every Committee of the House of Representatives should delve into these questions before excessive expenditures occur.

I leave it to you to multiply a figure of perhaps $3,000 for each radar machine in operation. In the first place, the machine costs from $1,700 to $1,800. Then you buy a station wagon and special equipment in order to carry this radar machine. Before you are through, you have a substantial investment. The proposition has been brought up many times, "Well, I would be satisfied to give it to the State Police only." However, I have received from very responsible and respectable lawyers on both sides of the aisle the statement that radar can now be used in Pennsylvania, but the courts will not accept it as evidence. I have checked with a number of attorneys and that is their opinion. They told me that we could now use radar in Pennsylvania, but our courts cannot use it as evidence. If that is true, I submit, gentlemen, the point that you cannot restrict it to any one group. You cannot restrict it to the State Police. You must give all policemen the

same privilege if that is correct, if it is a matter of accepting radar as proper evidence in a trial.

Mr. President, I know nothing about the experience which Senator Seyler mentioned regarding the State of New York. The State of New York was requested to submit its experience regarding radar, but has not done so. The request was made some three or four months ago and, therefore, I am satisfied that it is not going to comply with the request. I asked thirteen different States and six replied. Not a single one said, in substance, that they would now adopt radar. That is the most conclusive evidence to me.

I said yesterday, and I repeat again today, that every Member of the Senate and every Member of the House of Representatives, our elected officials and our appointed officials, and every local official is intensely interested in bringing down the fatality rate due to automobile accidents on the highways. That rate is a very creditable one.

We hear a great deal of condemnation about the murder on the highways and about speed is a killer and so forth. However, let me remind you of this one point. In the last twenty years, the fatalities per 100,000,000 miles traveled have dropped from 16 to 5.7. That is taking into consideration that our highway population has doubled. I think that is something to be proud of, rather than stand on this Senate floor time and time again, as many of us are prone to do, and condemn the use of our highways and our drivers. I think it is a most commendable thing that our driving record has been brought down from 16 fatalities per 100,000,000 miles traveled to 5.7. I think that fact is a credit to everyone.

Mr. WEINER. Mr. President, I do not wish to put a pin in the gentleman's statistics, but suppose someone in his family, a friend of his or somebody he knew well, was one of those included in the 5.7. I think Senator Wade would not be standing here boasting about how wonderful it is.

I think Senator Wade is taking the wrong point of view on this radar situation as being a means of prosecuting or persecuting people. If we can use this radar just to save a single life, whether it be in the form of causing some of these people who travel at a high rate of speed to slow down, or remove them from the highways if they are incapable of driving an automobile, I think it will be worth every cent we will spend toward that cause. How highly do we value a person's life? How do we translate that into dollars and cents? I think all of you will agree with me that we cannot do that. There is no value on such a commodity, because any human being is irreplaceable.

We cannot just sit here and speak about radar as being something which is to be used by the police or some official in hunting or tracking someone down and using it as evidence in court. This is not a matter of crime detection; this is a matter of safety and a matter of putting into practice an ounce of prevention.

Senator Wade went into great detail about Mr. Shipley. I can say to you, and everyone here, that I have had the same problem in my District that everybody else has had, and that is of going to an official who has been given a duty to operate in a certain manner and asking him to modify on that duty. It is very difficult for him to accede to my request, your request and to everybody else's request. Sometimes, we take the attitude that perhaps this is a stiff-necked individual who needs some tempering. I do not think the floor of the Senate is the place to castigate him or anyone else as a means of tempering him. Perhaps he is a little bit inflexible. However, I think if he errs, he errs on the side of trying to keep people alive in this Commonwealth.

I am not happy with the statistic of 16 to 5.7. I would like to see the figure of 5.7 decreased to zero. I think we should use any equipment which is available to make our highways safer. Your lives and my life would become that much safer every time we use the highways; likewise, our friends and families would be safer. I think we should do everything in our power to progress in that area in order for us to say that Pennsylvania now has no traffic fatalities on its highways due to negligence or due to the fact that we have not done everything we possibly could have done to save a human being's life.

Mr. SILVERT. Mr. President, I desire to interrogate the gentleman from Cumberland, Senator Wade.

The PRESIDENT. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will, Mr. President.

Mr. SILVERT. Senator Wade, you made a statement that in the past twenty years, fatalities have greatly decreased. I do not recall the exact percentages. You are a man in the insurance business. Will you state why, if fatalities have had such a decrease in traffic accidents in the past twenty years, the insurance rates on automobile insurance have risen so high and companies are now complaining they are losing money on it?

Mr. WADE. Mr. President, for the gentleman's information, I am not an insurance man handling casualty insurance. My short forty years in the insurance business was devoted exclusively to the life insurance business. Thank you for this opportunity to put in a plug.

I do not have the answer to your question. However, I can give the Senator, if he will give me a moment, the actual statistics from the United States and from separate States as well.

Mr. SILVERT. Mr. President, it may be that fatalities have gone down according to statistics, but certainly other personal injuries, I do not think, have decreased in the past twenty years.

Mr. STIEFEL. Mr. President, I have had my experiences with Mr. Shipley. He is a very firm official and in my opinion, an ideal official. Placed in such a sensitive position, he must lead the existence of a goldfish; always examined, always exposed to carping criticism. However, I found one thing. Every time an appeal is taken on Mr. Shipley's decision,—and you can take an appeal to the Court of Common Pleas—his position is always the prevailing one. For this reason, I feel that we should be proud of having an official like that administering such a thankless task.

Unfortunately, I am not a member of the Highways Committee. Otherwise, they would accuse me of being an amanuensis of Senator Wade. I hope today's discourse is not a prelude to a new investigation, because Senator Wade is so prone to precipitate investigations.

The PRESIDENT. The Chair wishes to remind the gentlemen from Philadelphia that the train leaves at 2:00 o'clock, and I believe a Caucus of the Democratic and Republican Senators is called for 1:30 p. m.

Mr. MULLIN. Mr. President, I was one of those yesterday who wished Mr. Shipley would take a vacation and

I do not think that I am alone in thinking that way. There are many of us who think that way. I heard Senator Wade state how the percentage of fatalities has decreased over the years. I, myself, do not think that the activities of people like Mr. Shipley had much to do with it.

I used to drive up this way on Routes 230 and 30, and I had many a close call. Since the Turnpike has been built, I have not had any close calls. We have made the roads safer. We have spent billions of dollars on new roads, new safe highways, and our automobiles are safer. The automobiles today have many safety devices which they never had before.

I have seen the activities of Mr. Shipley. At the present time, he is ruthless and he also has no regard for the consequences of his acts. He is capricious in every thing that he does. I have seen men lose their jobs through the irresponsible punishment which he puts on them. For instance, the statute requires a mandatory suspension for certain acts. Mr. Shipley holds quick hearings and adds six months more to it. That, in my opinion, is arbitrary and capricious. I have seen one man serve his year and go back with his insurance policy to get his license and Mr. Shipley, of his own accord, prevents him from resuming his driving privilege. have that case right in my brief case here. The man, instead of serving a one year suspension, is now serving the greater part of his second year suspension. I say that kind of punishment is not called for by the enforcement of the Motor Vehicle Laws.

According to Senator Wade's statement, there are 68,000,000 motor vehicles registered and three-quarters of our adult population have licenses to drive motor vehicles. I have yet to hear anyone say something about the right to drive a motor vehicle, which is an inherent right. It is as much a right as the right of free speech, of free press or to walk on the sidewalks.

When you have some man, like a bull in a china ship, going hog wild with power and using it in a tyrannous fashion, I say that man should be curbed. I still say that he should take a vacation. I would like to see him take one at the present time.

Mr. WEINER. Mr. President, I believe we started out to talk about radar and not have a tirade on any gentleman who happens to be part of this State Government. I think the proper place to take up this problem would be with his department head, who is the Secretary of Revenue.

As I stated before, all of us seem to have problems sometimes with people who operate some of these departments. It may be that some of this comment is justified and it may be that some of it is not. I think many of these comments are based on purely personal experiences, which is not a fair way to judge anyone, because a man should be judged by the over-all job he does and the results he is getting. If Mr. Shipley would have saved one life in this Commonwealth, he would have been worth the price the Comonwealth paid him and he would also be worth the job that he is doing.

I would just like to point out one other feature, that when we have this type of activity here, criticizing public officials without having all of the facts laid before us, I think we not only undermine these officials, but we undermine ourselves in the status that we play in the Commonwealth's affairs. I do not think that anyone does not have the right I think they do.

I would also like to point out to the gentleman who just spoke that the right to drive an automobile in thi Commonwealth, or any other State, is a privilege an not a right. It is not guaranteed by the Constitution o the Bill of Rights or any other means. This privileg comes to us backed by antiquity and is based on ou entire law, which is the Common Law of England. Th right to ride on the king's highway is something that i given to you by the king. We have adopted that int our democratic processes and it is now a privilege. Thi privilege, as all privileges, can be lifted by the sovereig as he see fit; the sovereign, in this case, being the Gover nor and the people who act under him.

I would suggest to the last gentleman, if he is in dis agreement with this type of attitude or in disagreemen with what we have adopted by antiquity, that he in troduce legislation to correct the Constitution or the Bil of Rights. I think that would be the proper approach. H should also take it up with the department head if som individual irritates him or irks him. I think castin aspersions on any public official in the end casts asper sions on ourselves, and all of us should be careful t guard againt doing that.

Mr. BERGER. Mr. President, I merely want to poin out that this is a very important subject and we shoul be very happy to resume the debate immediately follow ing the recess, and have no objection to it continuing a this time. We, however, are not interested in catchin trains to Philadelphia.

Therefore, I shall not request a recess in view o the Senators who may wish to be heard further on thi point.

MEMBERS OF LEHIGH COUNTY COUNCIL OF REPUBLICAN WOMEN PRESENTED TO SENATE

Mr. VAN SANT. Mr. President, this is a very lovel subject. I noticed that my predecessors today introduce various groups of women who were here in the Capito visiting. I noted that in introducing them, they referre to them only as a group of women from their particula Districts.

I would like to introduce, at this time, a few of th group who are visiting from the Lehigh County Counci of Republican Women, the backbone of the Republica Party in my county.

The PRESIDENT. Will the ladies from Lehigh County please rise?

I hope that the ladies will note that the applause cam from both sides of the Senate, despite the fact that th Senator from Lehigh County so specifically mentioned th fact that you are attached to the Lehigh County Republican Party.

REPUBLICAN WOMEN FROM MONROE COUNTY PRESENTED TO SENATE

Mr. SCOTT. Mr. President, some more Republican women; these from Monroe County in my Senatorial District I would like to welcome them to the Senate Chamber a this time.

The PRESIDENT. Will the ladies from Monroe County please rise?

We are very happy, indeed, to have you with us in the Senate.

RECESS

Mr. BERGER. Mr. President, I request a recess of the

Senate until 1:45 o'clock, p.m., for the purpose of holding a Republican Caucus in the Senate Caucus Room and a Democratic Caucus in the Conference Room at the rear of the Senate Chamber.

I urge that all the Republican Members be prompt in attending this Caucus as it is a very important Caucus and the subject matter must be disposed of.

The PRESIDENT. Are there any objections? The Chair hears no objection, and declares a recess of the Senate until 1:45 o'clock, p.m.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPUBLICAN WOMEN FROM CARBON COUNTY PRESENTED TO SENATE

Mr. SCOTT. Mr. President, it was my privilege this morning to introduce a number of Republican women from one of the counties in my Senatorial District, Monroe County. It is now my privilege to introduce another group of Republican women from another one of the counties in my Senatorial District, my home county of Carbon. They are in the Senate Chamber at this time.

The PRESIDENT. Will the ladies from Carbon County please rise?

We are happy to welcome you to our Chamber.

REPRESENTATIVES OF THE LEMOYNE CIVIC CLUB, CUMBERLAND COUNTY, PRESENTED TO SENATE

Mr. WADE. Mr. President, this seems indeed to be visitors' day here in the Senate, I, for one, am delighted that we have so many lovely visitors here. Among the groups that are visiting are representatives of the Lemoyne, Cumberland County, Civic Club, headed by Mrs. Don Firestone, their President.

If you will extend the official welcome of the Senate, I will appreciate it.

The PRESIDENT. Will the ladies from Lemoyne please rise? On behalf of the Senate, we welcome you.

VISITING COUNCILS OF REPUBLICAN WOMEN WELCOMED

Mr. FLEMING. Mr. President, if we have omitted welcoming any of the visiting Councils of Republican Women, I hope that they will feel that we do welcome them here today. There are so many here that I know some of them have been missed.

BILLS SIGNED

The President (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

House Bill No. 190, Printer's No. 75; and

House Bill No. 718, Printer's No. 210.

SENATE RESOLUTION

CONGRATULATIONS OF THE SENATE EXTENDED TO SENATOR AND MRS. FRANK W. RUTH UPON THE OCCASION OF THEIR FIFTIETH WEDDING ANNIVERSARY

Mr. LANE. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANE, on behalf of the Senate Membership, offered the following resolution which was read as follows:

In the Senate, April 21, 1959.

On May 2 of this year, Senator Frank W. Ruth and the former Florence Iobst celebrate the fiftieth anniversary of their marriage in 1909.

Congratulations are in order for every couple who celebrate their golden wedding anniversary. But in the case of Senator Frank and Florence Ruth an expression of gratitude is more appropriate. Their life together has been one of service; service to their God, to their fellowmen and to their State.

The value of their services can be measured only in terms of a better world. Whoever improves even one person, or contributes even one bit of goodness, makes the world a better place in which to live. The goodness contributed by the Senator and his wife would justify at least half a hundred life spans. That they are responsible for improving their fellowmen is a truth so apparent that uttering it seems banal.

As a clergyman, Dr. Ruth has served his God in saving souls. His mission is helping those who will, earn paradise, but his purpose is pleasing his God.

His ministry, arduous as it was, did not consume his entire energy. Thus his public life. He has served his community in various capacities with civic, charitable and religious bodies. He has been in the service of his State continuously since 1931, serving first in the House of Representatives and then in the Senate. His record is so marked with honor that his fellowmen stand in awe of him.

The record appears to stand for the accomplishments of the Senator, but it is equally clear that Florence Ruth has earned part of it. Senator Ruth is the first to agree that to understand the success of a man we must look to the woman behind him. Every time he thinks of his wife he utters a prayer of thanks to the God who so favored him. She has been everything a man needs to realize his destiny and in addition she has found the time and will to bear him ten wonderful children.

The marriage of the Ruths can be explained as a reward to two good people; but because it has meant so much to their family, their community, their State and their Nation, it must also be accepted as a reaffirmation of God's faith in mankind; therefore be it

Resolved, That the Senate of Pennsylvania congratulate Senator Frank Ruth and his wife, Florence, on the anniversary of the happiest day in their lives and for the people of Pennyslvania, express our gratitude for the better world they have given us; and be it further

Resolved, That a copy of this resolution be forwarded to Florence Ruth.

On the question,

Will the Senate agree to the resolution?

Mr. LANE. Mr. President, I might say that I believe every Member of the Senate would like to be considered a co-sponsor of this resolution.

The PRESIDENT. I am sure that is correct.

Mr. RUTH. Mr. President and Members of the Senate, I appreciate this very much, but I feel that I would be remiss if I would not tell you that the feeling that has been in my heart and in our lives was inspired, I believe, by God in the way we met. Both of us started away back. When my wife was thirteen years old and in junior high school, her mother died and left her three little boys to raise. She raised those boys and they are honorable men today. They now have families.

I met her when she was eighteen and I was nineteen. When she was twenty and I was twenty-one, we married and God has been very good to us. In those days we were

working hard to make a living as a cigar maker. I bought a little home when I was eighteen years old. She assumed the burden, and then we decided we would go to study. We had one child buried and we had another one ten months old. We had no money when we started to go to school. Her brother was in the Navy and was getting twenty-one dollars a month. He sent half of that money home to bank. He had $190 in the bank when we decided to go to school, and we could not sell our home because no one came to the sale but the auctioneer. We borrowed that $190. We went through school. She took the lay worker's course in the theological seminary; I took the regular course. When she was in school, I took care of the children; we had three by that time. When I was in school, she took care of the children.

She has been the most perfect wife that any woman could ever be. I have always said, and I mean it from the bottom of my heart, that God has made good women, but he has never made a better one than my wife. We have had a honeymoon for fifty years.

I feel the greatest word of praise that I ever received was from a strange woman. I had never met her before. She came and told me that our oldest daughter told her that she had never heard her father and mother say a cross word to each other. We have kept that for fifty years now and I know we can keep it for many more years.

We have raised our children; we have educated them. Some of them pay more income tax than I earn. All eight of them were graduated from high school. Five of them were graduated from Penn State. The oldest grandson has been graduated. The next one is ready to go next year. We are trying to give them the things that we wanted them to have. It is constant companionship and marvelous understanding of all the conditions that made it possible. She has the same deep faith in God that I have always had. We have worked it out together. I do not think there has been any family in the world that has had a happier fifty years than we have had.

I will always say, and I have said it many, many times, that I could not have accomplished anything were it not for her fine understanding, her continual help and sound advice. As an illustration, when I started in preparatory school where I had to start with beginning English, beginning algebra and Latin, I had never heard of Latin and algebra but she taught me. She taught her children the sound principles of Latin and algebra. Other children in the community came to her after school and she set them right. Almost sixty years after high school, she still knows her Latin and her algebra and can teach them. That is the type of work she has been doing all her life.

We have been blessed with good health and we hope that we can carry on for a long time yet.

I want to thank you very much.

The PRESIDENT. Senator Ruth, I know that I speak for the Senate when I say that was a beautiful tribute to a wonderful woman, and you are indeed very well blessed of God.

Mr. FLEMING. Mr. President, I attempted to secure your attention but, unfortunately, you did not see me before you called on Senator Ruth. I feel I would be remiss if I did not make this statement on behalf of the Republican Members of this Senate. I feel, as Bill Lan suggested, that every Member in this Senate would lik to be a co-sponsor of that resolution.

I know of no Member of the Senate on that side, in al the time that I have been here, who has been held i higher esteem by his Republican colleagues than Senato Ruth. We have grown to love him. We have known hin to the extent that we value his friendship and his counse on all matters.

When Senator Ruth leaves this body, the Senate o Pennsylvania will have lost one of its most faithful an one of its most sincere Members.

I want you to know, Senator Ruth, that I bespeak th sentiment of every man on this side of the aisle when say to you, sir, that we all wish you and your wife no only congratulations for the fifty years you have enjoyed but we hope that you will have twenty-five more year and that you will live to have your seventy-fifth anni versary celebrated also.

Mr. WEINER. Mr. President, it has been my pleasur ever since I have been here to serve with Senator Ruth His wise counsel and his ability in handling matters in a quiet, effective manner have been a keynote, I think, fo most of the gentlemen who come to this Senate. Many o them who are new here have to find their way. I think no man is more deserving of fifty years of happiness tha Senator Ruth, and I certainly hope that he will have no twenty-five but fifty more years of it.

I would like to just add one other thing here. I think all of us are happy in this life to get the taffy now rathe than the "epithaphy" later on.

And the question recurring,

Will the Senate agree to the resolution?

It was agreed to.

BILLS SIGNED

The President (Lieutenant-Governor John Morgan Davis), in the presence of the Senate, signed the following bills:

House Bill No. 201, Printer's No. 302; and

House Bill No. 287, Printer's No. 97.

ANNOUNCEMENT CONCERNING DAYLIGHT SAVING TIME

Mr. FLEMING. Mr. President, before I make the motion to adjourn, I would like to draw the attention of the Senate to the fact that Daylight Saving Time begins next week. Therefore, when I say "2:00 o'clock" in my motion, it will mean 3:00 o'clock, Daylight Saving Time.

ADJOURNMENT

Mr. FLEMING. Mr. President, I move that the Senate do now adjourn until Monday, April 27, 1959, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 2:38 o'clock, p. m., Eastern Standard Time, until Monday, April 27, 1959, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, April 21, 1959.

The House met at 12:00 o'clock noon.

The SPEAKER pro tempore (W. Stuart Helm) in the Chair.

PRAYER

Reverend George K. Ludwig, pastor of the Hill Jerusalem Charge of the United Church of Christ, Rockland Township, Berks County, guest Chaplain and guest of the gentleman from Berks, Mr. Machmer, offered the following prayer:

Almighty God, the author of life and the giver of all the blessings we enjoy in life, we invoke Thy rich blessing upon this assembled body today.

We give thanks to Thee for our great land of freedom and privilege. Our gratitude flows out to Thee for the greatness with which Thou hast endowed the Commonwealth of Pennsylvania; for the rich storehouse of natural resources which has supplied us with comforts and blessings; for the long line of noble leaders who have labored to make the best use of all the possibilities for material and human strength; and for minds and hearts which today respond to the challenge of duty, responsibility and need. We thank Thee for the privilege which is ours today to share in the democratic processes upon which our national greatness depends.

Bless with Thy great power those in places of responsibility as they labor to maintain liberty and justice in our land. Preserve the strength of government which comes from individual honesty and integrity. Give to the members of this assembled body the constant courage to stand for truth and right amidst the ever increasing pressures which seek self interest at the expense of common good.

May this day bring answers to some of the problems which face us. Strengthen us with the knowledge that Thou art able to help us to overcome difficulties as we look to Thee for guidance. Through confidence in Thy power we commend to Thy care this session of this legislative body. In the name of our Lord we pray.

Amen.

The SPEAKER pro tempore. The Chair has a letter addressed to the Chief Clerk of the House of Representatives which the Chair would like to read to the Members of the House.

Dear Mr. Chief Clerk:

I have been advised that unless there were compelling reasons otherwise, that it would be better if I did not take the Chair or the Floor today.

There is nothing organically wrong and except for a slight throat irritation I am in what doctors say is top notch physical condition.

I will, of course, be available either in the Hall of the House, or my office for possible consultation. I am therefore asking the Honorable W. Stuart Helm to preside today.

Sincerely,
H. G. Andrews
Speaker of the House

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday, April 13 and Tuesday, April 14, 1959? If not, and without objection, the Journals are approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, April 20, 1959 will be postponed until printed.

The Chair hears none.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. MAXWELL asked and obtained permission for the Committee on Public Health and Sanitation to meet during the session of the House.

BILLS INTRODUCED AND REFERRED

By Mr. KAMYK. HOUSE BILL No. 1357.

An Act amending the "Public School Employes Retirement Law," approved July 18, 1917 (P. L. 1043), changing the provisions relating to leaves of absence.

Referred to the Committee on Education.

By Messrs. WHEELER and PURSLEY. HOUSE BILL No. 1358.

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), authorizing a per capita tax in counties of the fourth to eighth classes.

Referred to the Committee on Counties.

By Messrs. SHERMAN, P. E. PERRY and GELFAND. HOUSE BILL No. 1359.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), exempting food and beverage from the tax when the purchase price therefor is fifty cents or less.

Referred to the Committee on Ways and Means.

By Mr. POLEN. HOUSE BILL No. 1360.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), giving powers to and imposing duties on the Department of Health in connection with rehabilitation of persons with hearing or speech defects.

Referred to the Committee on Welfare.

By Messrs. GAILEY and T. H. W. JONES. HOUSE BILL No. 1361.

An Act amending the act of May 24, 1917 (P. L. 268), entitled "An act to increase the powers of courts in proceedings for desertion and non-support of wives, children, or aged parents; * * *," further regulating the giving of security in certain cases.

Referred to the Committee on Judiciary.

By Mr. BUCHANAN. HOUSE BILL No. 1362.

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire by gift on behalf of the Commonwealth, real property known as Canoe Place Park in the Borough of Cherry Tree, Indiana County; providing for its control, management, supervision, improvement, and maintenance; and making an appropriation.

Referred to the Committee on State Government.

By Messrs. KAMYK, LAMB, GOLDSTEIN and RIGBY. HOUSE BILL No. 1363.

An Act amending the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, ***," providing for additional payments to certain pensioned or retired employes.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. ROVANSEK, LOPRESTI and FARABAUGH. HOUSE BILL No. 1364.

An Act making an appropriation to the Cresson Volunteer Fire Company of Cresson, Pennsylvania for the protection of State property.

Referred to the Committee on Appropriations.

By Messrs. WARGO and NEEDHAM. HOUSE BILL No. 1365.

An Act amending the "Anthractice Coal Mining Law," approved June 2, 1891 (P. L. 176), changing applicability of act.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. WARGO and NEEDHAM. HOUSE BILL No. 1366.

An Act amending the "Anthracite Coal Mining Law," approved June 2, 1891 (P. L. 176), requiring the examination of collieries every two months.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. WARGO and NEEDHAM. HOUSE BILL No. 1367.

An Act amending the act of June 2, 1891 (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania***," requiring all mine foremen and assistants to have a certificate of qualification or service.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. WARGO and NEEDHAM. HOUSE BILL No. 1368.

An Act amending the "Anthracite Coal Mining Law," approved June 2, 1891 (P. L. 176), regulating the use of electrically operated automotive mining, loading or conveying mahcinery.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. WARGO and NEEDHAM. HOUSE BILL No. 1369.

An Act amending the act of June 2, 1891 (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," requiring maps or plans of workings or excavations to be made.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. WARGO and NEEDHAM. HOUSE BILL No. 1370.

An Act amending the "Anthracite Strip Mining Law," approved June 27, 1947 (P. L. 1095), regulating the distance of mining from highways.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. WARGO and NEEDHAM. HOUSE BILL No. 1371.

An Act amending the "Anthracite Coal Mining Law," approved June 2, 1891 (P. L. 176), further regulating the erection of props, timber or temporary roof jacks.

Referred to the Committee on Mines and Mineral Industries.

By Mrs. VARALLO. HOUSE BILL No. 1372.

An Act amending "The Administrative Code of 1929" (P. L. 177), requiring that a member of the State Board of Cosmetology be an owner of a school of Cosmetology.

Referred to the Committee on Rules.

By Messrs. GOODRICH, K. B. LEE, Mrs. DONAHUE and Mr. RENWICK. HOUSE BILL No. 1373.

An Act requiring that a percentage of the proceeds from the sale of timber and forest products derived from state land under the jurisdiction of the Department of Forests and Waters be placed in a special fund to be used for improvement of state forest lands and development of recreational facilities, and imposing powers and duties on the Secretary of Forest and Waters in relation thereto.

Referred to the Committee on State Government.

By Messrs. STIMMEL, STROUP and HAMILTON. HOUSE BILL No. 1374.

An Act amending the "Local Tax Enabling Law," approved June 25, 1947 (P. L. 1145), providing certain exemptions from taxation under the provisions of the act.

Referred to the Committee on Municipal Corporations.

By Messrs. STIMMEL and HAMILTON. HOUSE BILL No. 1375.

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one," approved May 17, 1921 (P. L. 789), imposing like burdens or restrictions upon commissions received by insurance companies or agents of other states as are imposed by other states upon commissions received by inurance companies and agents of this state.

Referred to the Committee on Insurance.

By Messrs. RIGBY, FOERSTER, FILO and EWING. HOUSE BILL 1376.

An Act amending the act of May 29, 1956 (P. L. 1803), entitled "An act providing for the establishment of forestry conservation camps * * * and for the rehabilitation and training of male youth * * *," authorizing the acceptance and return of certain juveniles as campers and providing for reimbursement by the county for expenses.

Referred to the Committee on Welfare.

By Messrs. A. J. MURPHY and SCHAAF. HOUSE BILL No. 1377.

An Act amending the "Real Estate Tax Sale Law" approved July 7, 1947 (P. L. 1368), increasing the fee for a title search.

Referred to the Committee on Judiciary.

By Messrs. HEFFNER and LOPRESTI.

HOUSE BILL No. 1378.

An Act amending the act of February 9, 1901 (P. L. 3), entitled, "An act to provide for increasing the capital stock and indebtedness of corporations," permitting corporations to mortgage or encumber all or any portion of its property without authorization of the stockholders.

Referred to the Committee on Judiciary.

By Messrs. GOLDSTEIN, SCHWARTZ and WILT. HOUSE BILL No. 1379.

An Act providing for the assignment of counsel to indigent persons accused of crime.

Referred to the Committee on Judiciary.

By Messrs. SHERMAN, STEWART, Mrs. ANDERSON and Mr. GELFAND.

HOUSE BILL No. 1380.

An Act declaring the policy of the Commonwealth with regard to discriminatory practices in educational institutions based upon race, religion, color, ancestry or national origin prohibiting such discriminatory practices; creating the Pa. Fair Educational Opportunities Commission in the Department of Publicg Instruction and defining its functions, powers and duties.

Referred to the Committee on Law and Order.

By Messrs. MAXWELL, BOIES, RIGBY and AGNEW. HOUSE BILL No. 1381.

An Act providing for the certification by the Secretary of Health of operators in responsible charge of water supply systems and water treatment plants; specifying the classifications of water supply systems and water treatment plant and the grades of certificates for operators thereof; requiring that only certified operators may operate certain plants and systems; providing for revocation and suspension of certificates; and providing for penalties and civil relief.

Referred to the Committee on Public Health and Sanitation.

By Messrs. MAXWELL, BOIES, RIGBY and AGNEW. HOUSE BILL No. 1382.

An Act providing for the certification by the Sanitary Water Board of operators in responsible charge of sewage treatment plants; specifying the classifications of sewage treatment plants and the grades of certificates for operators thereof; requiring that only certified operators may operate certain plants; providing for revocation and suspension of certificates; and providing for penalties and civil relief.

Referred to the Committee on Public Health and Sanitation.

By Messrs. FARABAUGH, ROVANSEK, LOPRESTI and DAVIS. HOUSE BILL No. 1383.

An Act providing for the regulation of the propagation of domestic mink in captivity and providing penalties.

Referred to the Committee on Game and Conservation.

By Messrs. BOIES, MUSTO, Mrs. MARKLEY and Mr. HOCKER. HOUSE BILL No. 1384.

An Act amending "The Mental Health Act of 1951" approved June 12, 1951 3P. L. 533), regulating voluntary admission of minors to institutions, and further regulating emergency commitments.

Referred to the Committee on Public Health and Sanitation.

By Messrs. PETROSKY and SAKULSKY.

HOUSE BILL No. 1385.

An Act amending the act of June 4, 1943 (P. L. 883), entitled "An act authorizing and directing the Department of Highways to erect and maintain, as a post war construction project, a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum, Allegheny County, and a point in Westmoreland County, ***," making the bridge a free bridge; providing for the payment of certain obligations out of the Motor License Fund; and making an appropjriation therefor.

Referred to the Committee on Highways.

By Messrs. STEVENS, DAVIS, DONALDSON and AGNEW. HOUSE BILL No. 1386.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for the election of county superintendents by secret ballot.

Referred to the Committee on Education.

By Messrs. TRUSIO and FLYNN.

HOUSE BILL No. 1387.

An Act amending the act of July 10, 1935 (P. L. 645), entitled "An act imposing certain requirements on certain hospitals receiving State aid; authorizing the withholding of appropriations; and imposing duties on the Department of Welfare," requiring hearings for registered, practical and student nurses dismissed from hospitals.

Referred to the Committee on Welfare.

By Messrs. PURSLEY, PRENDERGAST, WILLAREDT, and CROSSIN. HOUSE BILL No. 1388.

An Act amending "The Insurance Company Law of 1921" approved May 17, 1921 (P. L. 682), requiring that policies of fire insurance issued by stock and mutual insurance companies, associations and exchanges contain standard policy provisions herein prescribed; prescribing penalties.

Referred to the Committee on Insurance.

By Messrs. HAMILTON, STIMMEL and NAUGLE.

HOUSE BILL No. 1389.

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921 (P. L. 682), changing provisions relating to nonforfeiture benefits and cash surrender values required in life insurance policies; and providing for an age set-back in certain cases.

Referred to the Committee on Insurance.

By Messrs. HAMILTON, STIMMEL and NAUGLE.

HOUSE BILL No. 1390.

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one," approved May 17, 1921 (P. L. 789), further regulating the computation of the reserve liability of life insurance companies.

Referred to the Committee on Insurance.

By Messrs. HAMILTON, BROWN and P. G. MURRAY. HOUSE BILL No. 1391.

An Act amending the act of May 11, 1949 (P. L. 1210), entitled "An act relating to group life insurance; * * *," changing the premium basis for group policies.

Referred to the Committee on Insurance.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 130.

An Act amending the act of June 20, 1919 (P. L. 521), entitled "Transfer Inheritance Tax Law," changing the tax rate on property transferred to brothers or sisters.

Referred to the Committee on Judiciary.

SENATE BILL No. 194.

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing provisions relating to reimbursement on account of school building rentals and sinking fund charges in certain cases.

Referred to the Committee on Education.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. GIBSON, DAVIS, HELM, GRAMLICH, VARNER, ANDREWS, McCANN, MIHM, FILO, and KAMYK. (Concurrent) RESOLUTION No. 60.

In the House of Representatives, April 20, 1959.

The Upper Allegheny River Valley, especially during recent years, has suffered increasingly severe flood damage—in March, 1956 the greatest flood since 1865 and this spring another of comparable destructive effect.

In contrast, Pittsburgh and the Lower Allegheny Valley have incurred relatively little damage. The reason for this disparity in damage clearly lies in the fact that the system of flood control dams for the lower river has long been completed. The lower river tributary flood-waters are habitually held back until flood conditions abate.

Although the flood control system for the Allegheny Valley was authorized more than twenty years ago by the seventy-fourth Congress of the United States, the central project, the great Kinzua Dam above Warren, remains stalled in the planning stage.

Continued inaction in getting on with building the Kinzua Dam means a heavy handicap to northwestern Pennsylvania—an ominous, ever-to-be-reckoned-with threat to life and property, an active and deadening threat to the economic growth and recreational development of the region.

Like so many areas where the Congress has mounted vast public works to meet needs beyond local powers of enterprise, the Upper Allegheny Valley Watershed now feels a decisive need for positive and immediate Federal action; therefor be it

Resolved (the Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to expedite to the utmost the appropriations and any additionally needed enabling legislation, including legislation to enunciate the will of Congress if this point continue unclear to the Federal courts, to bring into being without further delay the great Kinzua Dam; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Referred to the Committee on Rules.

By Messrs. WILT, DOWNS and LOPRESTI. RESOLUTION (Not Printed).

In the House of Representatives, April 20, 1959.

On April 30, 1959, the president of the senior class of Thiel College, Roy Wilt, will dedicate a flag in honor and memory of Raymond Earl Renner.

A member of the class of 1959, Ray, as he was known among his classmates and friends, was fatally injured in an automobile accident on January 10, 1957, while still in the prime of his life.

Born on April 5, 1931, he was a veteran of four years of service with the United States Navy.

A good student and friend and highly respected by his fellow classmates, his untimely death was deeply felt and mourned by all; therefore be it

Resolved, That the House of Representatives commend the class of 1959 of Thiel College for its thoughtfulness in dedicating this flag in memory of their departed classmate Raymond Earl Renner; and be it further

Resolved, That copies of this resolution be sent to Roy Wilt, president of the Class of 1959 and Dr. Frederick B. Irvin, president of Thiel College, Greenville, Pennsylvania.

Referred to the Committee on Rules.

By Mrs. REIBMAN, Messrs. GELFAND, EWING and COOPER. RESOLUTION (Not Printed).

In the House of Representatives, April 20, 1959.

Three young, outstanding, talented Pennsylvanians have earned honors for themselves, gained distinction for their schools and teachers and raised pride in their parents by being chosen among the forty winners of the Eighteenth Annual Science Talent Search.

From a list of four hundred and twenty-seven superior students from all over the United States who have won honor awards, forty contestants with the highest talent were judged winners on the basis of an examination, scholastic and personal records and reports submitted by the student.

The Science Talent Search for the Westinghouse Science Scholarships and awards is an endeavor to discover at the senior high school year level those who have the potentialities to become the research scientists of the future. It is more than a scholarship contest, it is a major step toward making scientific talent available for important tasks in our civilization. The selection of those with research ability in science has become an institution and tradition due to approval from the education world and the creditable records of winners in colleges, universities and professional positions.

This year's winners from Pennsylvania are two young men and one young lady.

Jonathan David Leavitt, 16, of 627 West Lafayette Street, Easton, Pennsylvania, the son of Dr. and Mrs. Herbert M. Leavitt and a senior at Easton High School.

Stephen Jay Garland, 17, of 108 Elatan Drive, Pittsburgh, Pennsylvania, the son of Mr. and Mrs. Daniel L. Garland and a student at Mt. Lebanon High School.

Ruth Rhoda Entine, 17, of 4953 North Ninth Street, Philadelphia, Pennsylvania, daughter of Mr. and Mrs. Raymond D. Entine and a student at the Philadelphia High School for Girls.

Each of these young Pennsylvania citizens can be proud of their achievement and are worthy of the honors which have been bestowed upon them for they represent the kind of citizens our State and nation will rely upon in the future to preserve our way of life and make our country the greatest and strongest democracy in the world; therefore be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania congratulate and commend these young students for their efforts and achievements; and be it further

Resolved, That copies of this resolution be sent to each of these young people and to their high school principals.

Referred to the Committee on Rules.

STUDENTS OF ST. STANISLAUS SCHOOL OF SHAMOKIN WELCOMED

The SPEAKER pro tempore. The Chair welcomes a group of students of St. Stanislaus School of Shamokin and Sister Mary Margaret.

They are guests of the gentleman from Northumberland, Mr. Stank.

GIRL SCOUT TROOP 1073 OF PHILADELPHIA WELCOMED

The SPEAKER pro tempore. We also have as our guests today eighteen young ladies who are Girl Scouts, Troop 1073 of Philadelphia, under the supervision of their leader, Mrs. Irvin Fineman.

They are guests of the gentleman from Philadelphia, Mr. Herbert Fineman.

PIKE TOWNSHIP STUDENTS WELCOMED

The SPEAKER pro tempore. We also have with us a group of pupils of the Pike Township Schools, Grades 3, 4, 5 and 6, with their teachers, parents and members of the school board.

The Fifth and Sixth grades of this group were taught originally by Representative Machmer, before the Session this year.

They are the guests of the gentleman from Berks, Mr. Machmer.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. TAYLOR for today.
Mrs. Varallo for Mr. SULLIVAN for today.
Mrs. Varallo for Mr. DENNIS for today.
Mrs. Varallo for Mrs. MUNLEY for today.
Mr. Gibson for Mr. UJOBAI for today.

REPORTS FROM COMMITTEE

Mr. OGILVIE from the Committee on Military Affairs, reported as amended, House Bill No. 12, entitled:

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333) requiring the Flag of the United States be displayed at all polling places.

Mr. McINROY from the Committee on Game and Conservation, reported as committed, House Bill No. 50, entitled:

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), extending provisions for special permits to certain disabled persons.

Mr. LUTTY from the Committee on State Government, reported as committed, House Bill No. 113, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing sick leaves for employes, and changing the provisions relating to other leaves of absence.

Mr. FRANK from the Committee on Game and Conservation, reported as amended, House Bill No. 256, entitled:

An Act amending "The Game Laws," approved June 3, 1937 (P. L. 1225), designating magistrates, aldermen or justices of the peace before whom information charging summary offenses may be brought.

Mr. CAPANO from the Committee on Ways and Means, reported as amended, House Bill No. 506, entitled:

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149), reducing the tax rate of fuels used in jet or turbo-jet propelled aircraft and aircraft engines.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 516, entitled:

An Act to define, license and regulate, resident and nonresident auctioneers and apprentice auctioneers, in this Commonwealth and revising, consolidating and making the law uniform relative thereto; creating the State Auctioneers Commission; conferring certain powers and duties on the commission and on certain departments and officers of the State and local governments; providing for the keeping of records and the inspection thereof, repealing certain inconsistent laws and providing penalties.

Mr. WILT from the Committee on State Government, reported as committed, House Bill No. 647, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), changing the provisions relating to sick leaves for certain State employes.

Mr. TOMPKINS from the Committee on Judiciary, reported as amended, House Bill No. 682, entitled:

An Act amending the act of June 8, 1911, (P. L. 710), entitled "An act to regulate the doing of business in this Commonwealth by foreign corporations; * * *," prohibiting certain foreign corporations from engaging in certain financial transactions.

Mr. PRICE from the Committee on State Government, reported as amended, House Bill No. 690, entitled:

An Act amending the act of June 29, 1937 (P. L. 2423), entitled, as amended "An act establishing a Pennsylvania State Police Retirement System; * * *," defining the words "Final Salary."

Mr. McLAUGHLIN from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 695, entitled:

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), providing for payment to organizations of American Gold Star Mothers.

Mr. HAMILTON from the Committee on State Government, reported as committed, House Bill No. 756, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing for annual vacations and special leaves from employment for State employes.

Mr. DENGLER from the Committee on Education, reported as committed, House Bill No. 869, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for Commonwealth reimbursement for certain costs incurred by school districts in connection with the education of partially sighted children.

Mr. P. E. PERRY from the Committee on Military Affairs, reported as committed, House Bill No. 888, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), authorizing expenditures for aviation training.

Mr. P. E. PERRY from the Committee on Military Affairs, reported as committed, House Bill No. 889, entitled:

An Act amending "The Aeronautical Code," approved

May 25, 1933 (P. L. 1001), amending, and adding definitions; revising text to conform; and authorizing expenditures for aviation training.

Mr. SCHUSTER from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 923, entitled:

An Act amending the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, * * *" providing a method of paying service increments from the pension fund to employes of the city after retirement.

Mr. WILT from the Committee on State Government, reported as committed, House Bill No. 986, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the maximum number of officers and men in the aggregate in the Pennsylvania State Police, and making editorial changes.

Mr. YETTER from the Committee on Game and Conservation, reported as committed, House Bill No. 997, entitled:

An Act designating the whitetail deer as the official State animal.

Mrs. ANDERSON from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1025, entitled:

An Act amending "The Dry Cleaning and Dyeing Law," approved May 14, 1949 (P. L. 1342), by amending the construction requirements for walls of dry cleaning, dyeing, tumbler or drying rooms; repealing section 8 (b) of the act and substituting a new subsection in its place.

Mr. RUDISILL from the Committee on State Government, reported as committed, House Bill No. 1056, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Secretary of Public Welfare and the Governor, to assign to the use of the Pennsylvania Game Commission, 533.8 acres of land in Union and Hunlock Townships, Luzerne County.

Mr. ISAACS from the Committee on Judiciary, reported as committed, House Bill No. 1066, entitled:

An Act authorizing an interstate compact concerning detainers and for related purposes.

Mr. HAMILTON from the Committee on Education, reported as committed, House Bill No. 1074, entitled:

An Act amending the "Funeral Director Law," approved January 14, 1952 (P. L. 1898), providing for a State Board of Funeral Directors in the Department of Public Instruction.

Mr. GARLOCK from the Committee on State Government, reported as committed, House Bill No. 1077, entitled:

An Act empowering the Department of Health to regulate the burial of radio-active material and to issue permits therefor; and prescribing penalties.

Mrs. KOOKER from the Committee on Professional Licensure, reported as committed, House Bill No. 1078, entitled:

An Act amending "The Dental Law," approved May 1, 1933 (P. L. 216), providing for biennial registration.

Mrs. KOOKER from the Committee on Professional Licensure, reported as committed, House Bill No. 1079, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Examiners of Architects.

Mrs. KOOKER from the Committee on Professional Licensure, reported as committed, House Bill No. 1080, entitled:

An Act amending the "Professional Engineers Registration Law," approved May 23, 1945 (P. L. 913), providing for biennial registration.

Mrs. KOOKER from the Committee on Professional Licensure, reported as committed, House Bill No. 1081, entitled:

An Act amending the "Architects Registration Law," approved July 12, 1919 (P. L. 933), providing for biennial renewal of certificates and changing fees in accordance therewith.

Mrs. KOOKER from the Committee on Professional Licensure, reported as committed, House Bill No. 1082, entitled:

An Act amending the "Chiropody Act of 1956," (P. L. 1206), providing for biennial renewal of registration and changing fees in accordance therewith.

Mrs. KOOKER from the Committee on Professional Licensure, reported as committed, House Bill No. 1083, entitled:

An Act amending the "Osteopathic Practice Law," approved March 19, 1909 (P. L. 46), providing for biennial registration.

Mrs. KOOKER from the Committee on Professional Licensure, reported as committed, House Bill No. 1084, entitled:

An Act amending the "Optometrists' Licensure Law," aprpoved March 30, 1917 (P. L. 21), providing for biennial registration and changing fees in accordance therewith.

Mr. GELFAND from the Committee on Judiciary, reported as committed, House Bill No. 1112, entitled:

An Act amending the act of June 16, 1836 (P L 715), entitled "An act relating to Reference and Arbitration," authorizing arbitration before the County Court of Allegheny County.

Mr. GOLDSTEIN, from the Committee on Cities—Counties Second and Second Class A, reported as committed House Bill No. 1114, entitled:

An Act amending the "Second Class City Law" approved March 7, 1901 (P. L. 20) dispensing with advertising when certain contracts are made.

Mr. HAMILTON from the Committee on State Government, reported as committed House Bill No. 1115, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 1.49 acres more or less of land situate in Abington Township, Lackawanna County.

Mr. POLASKI from the Committee on State Government, reported as committed, House Bill No. 1116, entitled.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 19.15 acres more or less of land situate in Mahoning Township and the Borough of Danville, Montour County.

Mr. STRAUSSER from the Committee on State Government, reported as committed House Bill No. 1117, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 10.0478 acres more or less of land situate in East Allen Township, Northampton County, Pennsylvania with the approval of the Governor.

Mr. SHERMAN from the Committee on Judiciary reported as committed, House Bill No. 1118, entitled:

An Act amending the "Adoption Law," approved April 4, 1925 (P. L. 127) clarifying the definition of the term "Approved Agency or Institution."

Mr. BELL from the Committee on Military Affairs, reported as committed, House Bill No. 1123, entitled:

An Act authorizing the Department of Military Affairs to expend State funds for services provided by the Pennsylvania Wing Civil Air Patrol, and making an appropriation.

Mr. AGNEW from the Committee on Judiciary, reported as committed, House Bill No. 1146, entitled:

An Act amending the "Domestic Corporations, etc. Excise Tax Act," approved July 25, 1953 (P. L. 564) changing the due date so that the tax may be paid at any time prior to the actual issuance of the capital stock.

Mr. T. H. W. JONES from the Committee on Judiciary reported as committed, House Bill No. 1149, entitled:

An Act amending the act of April 29, 1874 (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," further regulating the filling of vancancies in corporate offices.

Mr. WOOD from the Committee on State Government, reported as committed, House Bill No. 1170, entitled:

An Act repealing the act of January 24, 1956 (P. L. 946), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey real property situate in the Township of West Goshen, Chester County."

Mr. LUTTY from the Committee on State Government, reported as committed, House Bill No. 1173, entitled:

An Act providing for the continuity of the General Assembly in the event of an attack by an enemy of the United States.

Mr. POLASKI from the Committee on State Government, reported as committed, House Bill No. 1174, entitled:

An Act to authorize political subdivisions of this Commonwealth to establish an emergency temporary location, or locations, for their seats of government and to exercise governmental powers and functions thereat.

Mr. ROYER from the Committee on State Government, reported as committed, House Bill No. 1175, entitled:

An Act providing, in the event of attack upon the United States, for the continuity of the executive and judicial functions of the government of the Commonwealth and the governments of political subdivisions of the Commonwealth by providing for an additional officer to act as Governor; providing for emergency interim succession to other executive offices of the Commonwealth and its political subdivisions; providing for special ordinances relating to the subject.

Mr. WILT from the Committee on State Government, reported as committed, House Bill No. 1176, entitled:

An Act to authorize the establishment of an emergency seat of government for the Commonwealth and to authorize the exercise of governmental powers and functions thereat during periods of emergency.

Mr. BALTHASER from the Committee on Military Affairs, reported as committed, House Bill No. 1179, entitled:

An Act amending "The Military Code of 1949" approved May 27, 1949 (P. L. 1903) providing for powers, responsibilities, duties and limitations of the Governor; *** including the Pennsylvania Air National Guard within the provisions of this act.

Mr. PRENDERGAST from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 1198, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), further prescribing the powers and duties of the Department of Mines and Mineral Industries in relation to abandoned coal mines.

Mr. GAILEY from the Committee on Judiciary, reported as committed, House Bill No. 1210, entitled:

An Act amending the "Adoption Law," approved April 4, 1925 (P. L. 127), authorizing parents to relinquish duties to children and making changes in relinquishment proceedings.

Mr. LAMB from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 1211, entitled:

A Supplement to the act of May 28 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," providing during which certain persons may join the pension fund created under the act.

Mr. WILT from the Committee on State Government, reported as committed, House Bill No. 1214, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 72.088 acres, more or less, of land situate in Aleppo and Kilbuck Townships, Allegheny County.

Mr. GARLOCK from the Committee on State Government, reported as committed, House Bill No. 1223, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor, to sell and convey a certain lot or tract of ground with improvements thereon in Blairsville, Indiana County.

Mr. LUTTY from the Committee on State Government, reported as committed, House Bill No. 1224, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 23 acres, more or less, of land situate in Collier Township, Allegheny County.

Mr. SCHWARTZ from the Committee on State Government, reported as amended, House Bill No. 1225, entitled:

An Act amending the act of May 20, 1937 (P. L. 728), entitled "An act providing for the creation of a Board of

Arbitration of Claims arising from contracts with the Commonwealth; providing for and regulating the procedure in prosecuting claims before such boards;***; and authorizing an appropriation," changing provisions relating to the compensation of members and employes of the board; authorizing additional employes; changing provisions relating to the assessment and payment of filing fees and costs; creating the Arbitration of Claims Fund; and making an appropriation.

Mr. SCHUSTER from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 1226, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class;***", providing payments to the widow and children of members who are killed while on duty.

Mr. FOERSTER from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 1227, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law" approved May 22, 1935 (P. L. 233), providing payments to the widow and children of members who are killed while on duty.

Mr. WOOD from the Committee on State Government reported as committed, House Bill No. 1232, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; ***" adding certain additional requirements for loans for which members' rights may be assigned as security; *** requiring the retirement board to pay to credit unions the amount of money which such credit union has loaned; ***"

Mr. PRICE from the Committee on State Government, reported as committed, House Bill No. 1238, entitled:

An Act amending the act of July 18,1935 (P. L. 1314) entitled, as amended, "An act authorizing the utilization of the Pennsylvania State Police Training School for training persons to act as policemen ***," changing the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

Mr. WOOD from the Committee on State Government, reported as committed, House Bill No. 1239, entitled:

An Act amending "The Administrative Code of 1929," approved Apdil 1929 (P. L. 177) cranging the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

Mr. LUIGARD from the Committee on Cities—Third Class, reported as amended, Senate Bill No. 35, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing temporary investment of city funds.

Mr. P. J. MURPHY from the Committee on Cities—Third Class, reported as committed, Senate Bill No. 266, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" further providing for salaries of mayors and councilmen in newly created cities.

Mrs. B. Z. MILLER, from the Committee on Professional Licensure, re-reported as committed, House Bill No. 578, entitled:

An Act amending the "Beauty Culture Law" approved May 3, 1933 (P. L. 242) changing eligibility requirments for examination.

Mr. POLASKI from the Committee on Cities—Third Class, re-reported as committed, House Bill No. 738, entitled:

An Act amending the act of May 23, 1945, (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

Mr. POLASKI from the Committee on Cities—Third Class, re-reported as committed, House Bill No. 739, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931, (P. L. 932) changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

Mr. WHEELER from the Committee on Ways and Means, reported as amended, House Bill No. 655, entitled:

An Act reenacting and amending "The Realty Transfer Tax Act," approved December 27, 1951 (P. L. 1742), imposing the tax permanently.

Mr. WHEELER from the Committee on Ways and Means, reported as committed, House Bill No. 656, entitled:

An Act reenacting and amending the "State Personal Property Tax Act," approved June 22, 1935 (P. L. 414), by reenacting and clarifying the State personal property tax, increasing the rate thereof and of the corporate loans tax, granting certain additional exemptions and credits, and providing for the valuation of stock in certain investment companies.

Mr. WHEELER from the Committee on Ways and Means, reported as committed, House Bill No. 657, entitled:

An Act amending the "Corporation Income Tax Law," approved August 24, 1951 (P. L. 1417), increasing the rate of tax.

Mr. WHEELER from the Committee on Ways and Means, reported as committed, House Bill No. 658, entitled:

An Act amending the "Corporate Income Tax Law," approved May 16, 1935 (P. L. 208), increasing the rate of tax.

Mr. WHEELER from the Committe on Ways and Means, reported as amended, House Bill No. 659, entitled:

An Act to provide revenue by imposing an excise tax, payable by those herein defined as manufacturers and bottlers of bottled soft drinks, and syrups as herein defined, prepared, used, sold, transported or delivered within the Commonwealth and by others; * * * conferring powers and imposing duties on the Department of Revenue and those manufacturing, bottling, distributing, selling and transporting syrup or bottled soft drinks and providing penalties.

Mr. WHEELER from the Committee on Ways and Means, reported as committed, House Bill No. 660, entitled:

An Act amending the act of June 1, 1889 (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh

day of June, Anno Domini one thousand eight hundred seventy-nine," continuing in effect the rate of tax of fourteen mills heretofore imposed upon the gross receipts of certain companies, limited partnerships, associations, joint-stock associations, copartnerships and persons, and imposing the tax upon the gross receipts of gas companies.

Mr. WHEELER from the Committee on Ways and Means, reported as committed, House Bill No. 661, entitled:

An Act amending the act of July 15, 1897 (P. L. 292), entitled "An act to provide revenue by taxation," increasing the rate of tax on shares of capital stock of banks and savings institutions.

Mr. WHEELER from the Committee on Ways and Means, reported as committed, House Bill No. 662, entitled:

An Act amending the act of June 13, 1907 (P. L. 640), entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; * * *" increasing the rate of tax on shares of capital stock of every title insurance or trust company, bank and trust company, or trust company.

Mr. WHEELER from the Committee on Ways and Means, reported as committed, House Bill No. 664, entitled:

An Act to provide revenue by imposing an excise tax on the underground storage of gas within the Commonwealth; requiring permits; fixing the rate of tax; providing for the reporting of such storage, the payment of the tax, interest and penalties; conferring powers and imposing duties upon the Department of Revenue, common carriers, and county officials.

Mr. WHEELER from the Committee on Ways and Means, reported as committed, House Bill No. 768, entitled:

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), excluding tobacco products from the imposition of tax.

Mr. WHEELER from the Committee on Ways and Means, reported as amended, House Bill No. 769, entitled:

An Act to provide revenue by imposing a State excise tax upon sales or gifts of tobacco products other than cigarettes; requiring persons engaged in the sale of tobacco products to secure licenses; prescribing the method and manner of collecting such tax; making it unlawful to sell or possess tobacco products upon which the tax has not been paid, conferring powers and imposing duties on the Department of Revenue and other persons; making an appropriation and imposing penalties.

Mr. WHEELER from the Committee on Ways and Means, reported as committed, House Bill No. 1285, entitled:

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), changing the definition of purchase price to include within such definition the value of personal property taken as a trade-in or exchange.

Mr. DEVLIN from the Committe on Rules, reported as committed, House Resolution No. 60.

BILL RE-REFERRED

Mrs. REIBMAN from the Committee on Education, returned with the recommendation that it be re-referred to the Committee on Labor Relations, House Bill No. 1142, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30) changing requirements for construction contracts and stipulations for minimum wages.

The SPEAKER. The bill is re-referred to the Committe on Labor Relations.

The SPEAKER pro tempore. Without objection, the Chair will request that all revenue raising bills be placed under a special heading on Monday's calendar, so that all those bills can remain together on our calendar. They can be considered at the same time. The Chair hears no objection.

SHALER HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER pro tempore. The Chair welcomes a group of high school students from Shaler High School senior class, eighty-five students, under the supervision of Mrs. Barr and Mr. Winkler.

They are the guests of the gentleman from Allegheny, Messrs. Agnew, Donaldson, Gibb and Wilt.

ALLENTOWN SENIOR HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER pro tempore. We also have the pleasure of having with us today a social study group of Allentown Senior High School under the supervision of their teachers, Mr. Melville Bayer and Miss Ruth Kissler.

They are the guests of the lady from Lehigh, Mrs. Markley, and the gentlemen from Lehigh, Messrs. Stimmel, Steckel and Frank.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 300, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6 1956 (P. L. 1228) imposing the burden of proof on the Department of Revenue in certain cases.

The first section was read.

On the question,

Will the House agree to the section?

Mr. YETTER offered the following amendments:

Amend Sec. 1, page 2, lines 2 and 3 by striking out "May 9, 1957 (P. L. 114)" and inserting: April 15, 1959 (Act No. 14).

Amend Sec. 1 (Sec. 546) page 2, line 7 by inserting after "property" or services.

Amend Sec. 1 (Sec. 546) page 2, line 10 by inserting after "property" or service.

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the section?

Mr. YETTER offered the following amendments:

Amend Title, page 1, second line of Title, by striking out "Commonwealth."
Amend Title, page 1, second line of Title, by inserting after "purposes" of public education.
Amend Title, page 1, fourth line of Title, by striking out "tangible."
Amend Title, page 1, fourth line of Title, by striking out "utility" and inserting: certain.
Amend Title, page 1, fourth and fifth lines of Title by striking out "herein defined as tangible personal property."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at lenth the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 735, entitled:

An Act relating to the public lands of the Commonwealth defining such land providing for the sale of vacant and unimproved public lands and the price to be paid therefor providing for the conveyance of title to vacant and unappropriated public land to the Department of Forests and Waters for forest culture forest reservation or State park purposes * * *.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 897, entitled:

An Act amending "The Borough Code" approved May 4 1927 (P. L. 519) specifying and clarifying the zone of jurisdiction of borough planning commissions.

The first section was read.

On the question,

Will the House agree to the section?

Mr. AGNEW offered the following amendments:

Amend Sec. 1 (Sec. 1145), pages 2, line 4, by inserting brackets before and after "in charge" and inserting immediately thereafter: under the direction and supervision
Amend Sec. 1 (Sec. 1145), page 2, line 12, by striking out "zone" and inserting: territory

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. AGNEW offered the following amendments:

Amend Sec. 2 (Sec. 1149), page 3, line 11, by striking out "zone" and inserting: territory
Amend Sec. 2 (Sec. 1149), page 4, lines 5 and 6 by striking out "or shall any existing utility service be extended or new utility service be rendered"
Amend Sec. 2 (Sec. 1149), page 4, line 7, by striking out "zone" and inserting territory

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. AGNEW offered the following amenments:

Amend Sec. 3 (Sec. 1151), page 4, line 14, by striking out "zone" and inserting: Territory
Amend Sec. 3 (Sec. 1151), page 4, line 15, by striking out "zone" and inserting: territory
Amend Sec. 3 (Sec. 1151), page 4, line 18, by striking out "exercising planning jurisdiction" and inserting: and not within the limits of any township having adopted by resolution or ordinance land subdivision regulations and under such regulations giving technical review to all proposed subdivision plans
Amend Sec. 3 (Sec. 1151), page 4, line 20, by striking out "zone" and inserting: territory
Amend Sec. 3 (Sec. 1151), page 4, line 20, by inserting after "exercising" similar extra-territorial
Amend Sec. 3 (Sec. 1151), page 5, line 1, by striking out "equally"
Amend Sec. 3 (Sec. 1151), page 5, line 2, by striking out "between" and inserting: by a line equidistant from the municipal limits of
Amend Sec. 3 (Sec. 1151), page 5, lines 2 and 3 by striking out "or shall be divided in a manner satisfactory to" and inserting: unless by mutual agreement of
Amend Sec. 3 (Sec. 1151), page 5, line 4, by striking out "in order to arrive at" and inserting: some other determination of the mutual boundary between
Amend Sec. 3 (Sec. 1151), page 5, line 4, by striking out "zones" and inserting: territories
Amend Sec. 3 (Sec. 1151), page 5, line 5, by inserting after "jurisdiction" is attained.
The esablishment of such territory of jurisdiction shall not be interpreted as a limitation of the planning commission's authority to study all of the natural region in which the borough is located.

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 927, entitled:

An Act amending the act of May 23 1945 (P L 903) entitled "An act authorizing cities of the third class to establisaan optional retirement system for officers and employes indepenetly of any pension system or systems existing in such cities" defining years of service to include time spent in the armed forces of the United States upon certain payments

The first section was read.

On the question,

Will the House agree to the section?

Messrs. LUIGARD, YATRON and STONE, offered the following amendments:

Amend Sec. 1 (Sec. 1), page 2, line 9, by inserting after "time" not exceeding six years
Amend Sec. 1 (Sec. 1), page 2, line 11, by inserting after "he" received an honorable discharge or a certificate of satisfactory service and he

They were agreed to.

The Section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1031, entitled:

An Act amending "The Penal Code" approved June 24

1939 (P L 872) prohibiting the unlawful advertising of insurance business through television broadcasting and prescribing penalties.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

REPUBLICAN WOMEN FOR LUZERNE COUNTY WELCOMED

The SPEAKER pro tempore. The Chair welcomes a group of Republican women from Luzerne County.

They are here as guests of the gentleman from Luzerne, Mr. Jump.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 296, entitled:

An Act amending the act of May 22 1933 (P. L. 851) entitled "An act fixing the pay and mileage of jurors and witnesses" increasing the compensation of jurors.

On the question,

Shall the bill pas finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—175

Agnew,	Gailey,	McCormack,	Riley,
Anderson,	Gallagher,	McDonald,	Rovansek,
Arlene,	Garlock,	McInroy,	Royer,
Auker,	Gelfand,	McKeever,	Rudisill,
Balthaser,	George,	McLaughlin,	Scarcelli,
Bell,	Gibb,	Machmer,	Schaaf,
Boies,	Gibson,	Mahan,	Schuster,
Bonner,	Goodrich,	Markley,	Schwartz,
Boris,	Guthrie,	Maxwell,	Sherman,
Branca,	Hamilton,	Meholchick,	Shupnik,
Brenninger,	Heavey,	Merry,	Snider,
Breth,	Helm,	Mihm,	Stank,
Buchanan,	Henzel,	Miller, B. Z.,	Steckel,
Burns,	Hocker,	Miller, H. G.,	Stevens,
Capano,	Holliday,	Mills,	Stewart,
Capitolo,	Horst,	Monroe,	Stimmel,
Cianfrani,	Irvis,	Muldowney,	Stone,
Cioffi,	Isaacs,	Mullen,	Stoner,
Clarke,	Jenkins,	Murphy, A.J., Jr.,	Stroup,
Comer,	Jim,	Murphy, P. J.,	Tompkins,
Crossin,	Johnson, A. W.,	Murray, H. P.	Trusio,
Curwood,	Johnson, R.,	Murray, J. J.,	Varallo,
Davis,	Jump,	Murray, P. G.,	Varner,
Dengler,	Kamyk,	Musto,	Verona,
Dennison,	Kee,	Naugle,	Wall,
Devlin,	Keiser,	Needham,	Walsh,
Donahue,	Kernaghan,	Nelson,	Wargo,
Donaldson,	Kessler,	O'Dell,	Weidner,
Dougherty,	Kooker,	O'Donnell, J. A.,	Welsh,
Down,	Korns,	O'Donnell, J. P.,	Wescott,
Eilberg,	Kovolenko,	Odorisio,	Wheeler,
Eshback,	Kubitsky,	Ogilvie,	Whittaker,
Eshleman,	Lamb,	O'Neil,	Williams,A.D.,Jr.,
Farabaugh,	Lee, A. M.,	Parlante,	Williams, E. S.,
Fetterolf,	Lee, K. B.,	Pashley,	Willard,
Filo,	Leonard,	Perry, H. H.,	Willaredt,
Fineman,	Light,	Perry, P. E.,	Wilt,
Floyd,	Limper,	Petrosky,	Wood,
Flynn,	Lippincott,	Polaski,	Worley,
Foerster,	Lopresti,	Polen,	Wynd,
Fox,	Luigard,	Prendergast,	Yatron,
Frank,	Lutty,	Reibman,	Yetter,
Frascella,	McCandless,	Reidenbach,	Andrews,
Fulmer,	McCann,	Renwick,	Speaker

NAYS—18

Ashton,	Cooper,	Heffner,	Rigby,
Barton,	Edwards,	Jones, T. H. W.,	Seltzer,
Bower,	Ewing,	Price,	Snare,
Bowman,	Goldstein,	Pursley,	Strausser,
Brown,	Gramlich,		

NOT VOTING—16

Blair,	Knecht,	Munley,	Taylor,
Dennis,	Kornick,	Sakulsky,	Thompson,
Haudenshield,	Magee,	Silverman,	Ujobai,
Holt,	Moran,	Sullivan,	Zimmerman,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 338, entitled:

An Act amending "The Second Class Township Code" approved May 1 1933 (P. L. 103) changing provisions relating to compensation of special school police.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Fox,	Luigard,	Renwick,
Anderson,	Frank,	Lutty,	Rigby,
Arlene,	Frascella,	McCandless,	Riley,
Ashton,	Fulmer,	McCann,	Rovansek,
Auker,	Gailey,	McCormack,	Royer,
Balthaser,	Gallagher,	McDonald,	Rudisill,
Barton,	Garlock,	McInroy,	Scarcelli,
Bell,	Gelfand,	McKeever,	Schaaf,
Boies,	George,	McLaughlin,	Schuster,
Bonner,	Gibb,	Machmer,	Schwartz,
Boris,	Gibson,	Mahan,	Seltzer,
Bower,	Goldstein,	Markley,	Sherman,
Bowman,	Goodrich,	Maxwell,	Shupnik,
Branca,	Gramlich,	Meholchick,	Snare,
Brenninger,	Guthrie,	Merry,	Snider,
Breth,	Hamilton,	Mihm,	Stank,
Brown,	Heavey,	Miller, B. Z.,	Steckel,
Buchanan,	Heffner,	Miller, H. G.,	Stevens,
Burns,	Helm,	Mills,	Stewart,
Capano,	Henzel,	Monroe,	Stimmel,
Capitolo,	Hocker,	Muldowney,	Stone,
Cianfrani,	Holliday,	Mullen,	Stoner,
Cioffi,	Horst,	Murphy, P. J.,	Strausser,
Clarke,	Irvis,	Murray, H. P.	Stroup,
Comer,	Isaacs,	Murray, J. J.,	Tompkins,
Cooper,	Jenkins,	Murray, P. G.,	Trusio,
Crossin,	Jim,	Musto,	Varallo,
Curwood,	Johnson, A. W.,	Naugle,	Varner,
Davis,	Johnson, R.,	Needham,	Verona,
Dengler,	Jones, T. H. W.,	Nelson,	Wall,
Dennison,	Jump,	O'Dell,	Walsh,
Devlin,	Kamyk,	O'Donnell, J. A.,	Wargo,
Donahue,	Kee,	O'Donnell, J. P.,	Weidner,
Donaldson,	Keiser,	Odorisio,	Welsh,
Dougherty,	Kernaghan,	Ogilvie,	Wescott,
Down,	Kessler,	O'Neil,	Wheeler,
Edwards,	Kooker,	Parlante,	Whittaker,
Eilberg,	Korns,	Pashley,	Williams,A.D.,Jr.,
Eshback,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshleman,	Kubitsky,	Perry, P. E.,	Willard,
Ewing,	Lamb,	Petrosky,	Willaredt,
Farabaugh,	Lee, A. M.,	Polaski,	Wilt,
Fetterolf,	Lee, K. B.,	Polen,	Wood,
Filo,	Leonard,	Prendergast,	Worley,
Fineman,	Light,	Price,	Wynd,
Floyd,	Limper,	Pursley,	Yatron,
Flynn,	Lippincott,	Reibman,	Yetter,
Foerster,	Lopresti,	Reidenbach,	Andrews,
			Speaker

NAYS—1

Murphy, A.J., Jr.,

NOT VOTING—16

Blair,	Knecht,	Munley,	Taylor,
Dennis,	Kornick,	Sakulsky,	Thompson,
Haudenshield,	Magee,	Silverman,	Ujobai,
Holt,	Moran,	Sullivan,	Zimmerman,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 706, entitled:

An Act amending the "Disease Prevention and Control Law of 1955" approved April 23 1956 (P. L. 1510) providing for the committing and treatment of recalcitrant persons suspected of being infected with veneral diesease tuberculosis or any other communicable disease.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fox,	Luigard,	Renwick,
Anderson,	Frank,	Lutty,	Rigby,
Arlene,	Frascella,	McCandless,	Riley,
Ashton,	Fulmer,	McCann,	Rovansek,
Auker,	Gailey,	McCormack,	Royer,
Balthaser,	Gallagher,	McDonald,	Rudisill,
Barton,	Garlock,	McInroy,	Scarcelli,
Bell,	Gelfand,	McKeever,	Schaaf,
Boles,	George,	McLaughlin,	Schuster,
Bonner,	Gibb,	Machmer,	Schwartz,
Boris,	Gibson,	Mahan,	Seltzer,
Bower,	Goldstein,	Markley,	Sherman,
Bowman,	Goodrich,	Maxwell,	Shupnik,
Branca,	Gramlich,	Meholchick,	Snare,
Brenninger,	Guthrie,	Merry,	Snider,
Breth,	Hamilton,	Mihm,	Stank,
Brown,	Heavey,	Miller, B. Z.,	Steckel,
Buchanan,	Heffner,	Miller, H. G.,	Stevens,
Burns,	Helm,	Mills,	Stewart,
Capano,	Henzel,	Monroe,	Stimmel,
Capitolo,	Hocker,	Muldowney,	Stone,
Cianfrani,	Holliday,	Mullen,	Stoner,
Cioffi,	Horst,	Murphy, A.J., Jr.,	Strausser,
Clarke,	Irvis,	Murphy, P. J.,	Stroup,
Comer,	Isaacs,	Murray, H. P.	Tompkins,
Cooper,	Jenkins,	Murray, J. J.,	Trusio,
Crossin,	Jim,	Murray, P. G.,	Varallo,
Curwood,	Johnson, A. W.,	Musto,	Varner,
Davis,	Johnson, R.,	Naugle,	Verona,
Dengler,	Jones, T. H. W.,	Needham,	Wall,
Dennison,	Jump,	Nelson,	Walsh,
Devlin,	Kamyk,	O'Dell,	Wargo,
Donahue,	Kee,	O'Donnell, J. A.,	Weidner,
Donaldson,	Keiser,	O'Donnell, J. P.,	Welsh,
Dougherty,	Kernaghan,	Odorisio,	Wescott,
Down,	Kessler,	Ogilvie,	Wheeler,
Edwards,	Kooker,	O'Neil,	Whittaker,
Eilberg,	Korns,	Parlante,	Williams,A.D.,Jr.,
Eshback,	Kovolenko,	Pashley,	Williams, E. S.,
Eshleman,	Kubitsky,	Perry, H. H.,	Willard,
Ewing,	Lamb,	Perry, P. E.,	Willaredt,
Farabaugh,	Lee, A. M.,	Petrosky,	Wilt,
Fetterolf,	Lee, K. B.,	Polaski,	Wood,
Filo,	Leonard,	Polen,	Worley,
Fineman,	Light,	Prendergast,	Wynd,
Floyd,	Limper,	Price,	Yatron,
Flynn,	Lippincott,	Pursley,	Yetter,
Foerster,	Lopresti,	Reibman,	Andrews,
		Reidenbach,	Speaker

NAYS—0

NOT VOTING—16

Blair,	Knecht,	Munley,	Taylor,
Dennis,	Kornick,	Sakulsky,	Thompson,
Haudenshield,	Magee,	Silverman,	Ujobai,
Holt,	Moran,	Sullivan,	Zimmerman,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 766, entitled:

An Act amending the "Administrative Agency Law" approved June 4, 1945 (P. L. 1388) requiring the conducting of investigations as a requisite to the validity of adjudication in certain cases.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fox,	Luigard,	Renwick,
Anderson,	Frank,	Lutty,	Rigby,
Arlene,	Frascella,	McCandless,	Riley,
Ashton,	Fulmer,	McCann,	Rovansek,
Auker,	Gailey,	McCormack,	Royer,
Balthaser,	Gallagher,	McDonald,	Rudisill,
Barton,	Garlock,	McInroy,	Scarcelli,
Bell,	Gelfand,	McKeever,	Schaaf,
Boles,	George,	McLaughlin,	Schuster,
Bonner,	Gibb,	Machmer,	Schwartz,
Boris,	Gibson,	Mahan,	Seltzer,
Bower,	Goldstein,	Markley,	Sherman,
Bowman,	Goodrich,	Maxwell,	Shupnik,
Branca,	Gramlich,	Meholchick,	Snare,
Brenninger,	Guthrie,	Merry,	Snider,
Breth,	Hamilton,	Mihm,	Stank,
Brown,	Heavey,	Miller, B. Z.,	Steckel,
Buchanan,	Heffner,	Miller, H. G.,	Stevens,
Burns,	Helm,	Mills,	Stewart,
Capano,	Henzel,	Monroe,	Stimmel,
Capitolo,	Hocker,	Muldowney,	Stone,
Cianfrani,	Holliday,	Mullen,	Stoner,
Cioffi,	Horst,	Murphy, A.J., Jr.,	Strausser,
Clarke,	Irvis,	Murphy, P. J.,	Stroup,
Comer,	Isaacs,	Murray, H. P.	Tompkins,
Cooper,	Jenkins,	Murray, J. J.,	Trusio,
Crossin,	Jim,	Murray, P. G.,	Varallo,
Curwood,	Johnson, A. W.,	Musto,	Varner,
Davis,	Johnson, R.,	Naugle,	Verona,
Dengler,	Jones, T. H. W.,	Needham,	Wall,
Dennison,	Jump,	Nelson,	Walsh,
Devlin,	Kamyk,	O'Dell,	Wargo,
Donahue,	Kee,	O'Donnell, J. A.,	Weidner,
Donaldson,	Keiser,	O'Donnell, J. P.,	Welsh,
Dougherty,	Kernaghan,	Odorisio,	Wescott,
Down,	Kessler,	Ogilvie,	Wheeler,
Edwards,	Kooker,	O'Neil,	Whittaker,
Eilberg,	Korns,	Parlante,	Williams,A.D.,Jr.,
Eshback,	Kovolenko,	Pashley,	Williams, E. S.,
Eshleman,	Kubitsky,	Perry, H. H.,	Willard,
Ewing,	Lamb,	Perry, P. E.,	Willaredt,
Farabaugh,	Lee, A. M.,	Petrosky,	Wilt,
Fetterolf,	Lee, K. B.,	Polaski,	Wood,
Filo,	Leonard,	Polen,	Worley,
Fineman,	Light,	Prendergast,	Wynd,
Floyd,	Limper,	Price,	Yatron,
Flynn,	Lippincott,	Pursley,	Yetter,
Foerster,	Lopresti,	Reibman,	Andrews,
		Reidenbach,	Speaker

NAYS—0

NOT VOTING—16

Blair,	Knecht,	Munley,	Taylor,
Dennis,	Kornick,	Sakulsky,	Thompson,
Haudenshield,	Magee,	Silverman,	Ujobai,
Holt,	Moran,	Sullivan,	Zimmerman,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 91, entitled as follows:

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743), requiring stenographic reports to be available within thirty days making them available to the Defender Association of Philadelphia and authorizing stenographers and stenographic clerks to retain money received from sales of copies of transcripts

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Frascella,	McCandless,	Rigby,
Anderson,	Fulmer,	McCann,	Riley,
Arlene,	Gailey,	McCormack,	Rovansek,
Ashton,	Gallagher,	McDonald,	Royer,
Auker,	Garlock,	McInroy,	Rudisill,
Balthaser,	Gelfand,	McKeever,	Sakulsky,
Barton,	George,	McLaughlin,	Scarcelli,
Bell,	Gibb,	Machmer,	Schaaf,
Boies,	Gibson,	Mahan,	Schuster,
Bonner,	Goldstein,	Markley,	Schwartz,
Boris,	Goodrich,	Maxwell,	Seltzer,
Bower,	Gramlich,	Meholchick,	Sherman,
Bowman,	Guthrie,	Merry,	Shupnik,
Branca,	Hamilton,	Mihm,	Snare,
Brenninger,	Heavey,	Miller, B. Z.,	Snider,
Breth,	Heffner,	Miller, H. G.,	Stank,
Brown,	Helm,	Mills,	Steckel,
Buchanan,	Henzel,	Monroe,	Stevens,
Burns,	Hocker,	Muldowney,	Stewart,
Capano,	Holliday,	Mullen,	Stimmel,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stone,
Cianfrani,	Irvis,	Murphy, P. J.,	Stoner,
Cioffi,	Isaacs,	Murray, H. P.	Strausser,
Clarke,	Jenkins,	Murray, J. J.,	Stroup,
Comer,	Jim,	Murray, P. G.,	Tompkins,
Cooper,	Johnson, A. W.,	Musto,	Trusio,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennison,	Kamyk,	O'Dell,	Wall,
Devlin,	Kee,	O'Donnell, J. A.,	Walsh,
Donahue,	Keiser,	O'Donnell, J. P.,	Wargo,
Donaldson,	Kernaghan,	Odorisio,	Weidner,
Dougherty,	Kessler,	Ogilvie,	Welsh,
Down,	Kooker,	O'Neil,	Wescott,
Edwards,	Korns,	Parlante,	Wheeler,
Eilberg,	Kovolenko,	Pashley,	Whittaker,
Eshback,	Kubitsky,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshleman,	Lamb,	Perry, P. E.,	Williams, E. S.,
Ewing,	Lee, A. M.,	Petrosky,	Willard,
Farabaugh,	Lee, K. B.,	Polaski,	Willaredt,
Fetterolf,	Leonard,	Polen,	Wilt,
Filo,	Light,	Prendergast,	Wood,
Fineman,	Limper,	Price,	Worley,
Floyd,	Lippincott,	Pursley,	Wynd,
Flynn,	Lopresti,	Reibman,	Yatron,
Foerster,	Luigard,	Reidenbach,	Yetter,
Fox,	Lutty,	Renwick,	Andrews,
Frank,			Speaker

NAYS—1

Davis,

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 272, entitled as follows:

An Act requiring State licensing boards and agencies to give credit for training received in the armed services of the United States toward requirements for internship, clerkship, apprenticeship and other job training, as a prerequisite to issuing a license.

On the question,

Will the House agree to the bill on third reading?

Mrs. VARALLO asked unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Sec. 1, page 2, line 5 by inserting after "States" as such requirement is interpreted by the responsible board or agency.

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS PASSED OVER

There being no objection,

House Bill No. 335, Printer's No. 331,

House Bill No. 405, Printer's No. 319,

House Bill No. 584, Printer's No. 215 and

House Bill No. 608, Printer's No. 147 were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 668, entitled as follows:

An Act authorizing the licensing of public weighmasters defining their powers and duties providing for the collection and disposition of license fees and imposing penalties for violations.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Frank,	McCandless,	Riley,
Anderson,	Frascella,	McCann,	Rovansek,
Arlene,	Fulmer,	McCormack,	Royer,
Ashton,	Gailey,	McDonald,	Rudisill,
Auker,	Gallagher,	McInroy,	Sakulsky,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schuster,
Boies,	Gibb,	Mahan,	Schwartz,
Bonner,	Gibson,	Markley,	Seltzer,

Boris,	Goldstein,	Maxwell,	Sherman,
Bower,	Goodrich,	Meholchick,	Shupnik,
Bowman,	Gramlich,	Merry,	Snare,
Branca,	Guthrie,	Mihm,	Snider,
Brenninger,	Hamilton,	Miller, B. Z.,	Stank,
Breth,	Heavey,	Miller, H. G.,	Steckel,
Brown,	Heffner,	Mills,	Stevens,
Buchanan,	Helm,	Monroe,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Tompkins,
Comer,	Jenkins,	Murray, P. G.,	Trusio,
Cooper,	Jim,	Musto,	Varallo,
Crossin,	Johnson, A. W.,	Naugle,	Varner,
Curwood,	Johnson, R.,	Needham,	Verona,
Davis,	Jones, T. H. W.,	Nelson,	Wall,
Dengler,	Jump,	O'Dell,	Walsh,
Dennison,	Kamyk,	O'Donnell, J. A.,	Wargo,
Devlin,	Kee,	O'Donnell, J. P.,	Weidner,
Donahue,	Keiser,	Odorisio,	Welsh,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,
Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Whittaker,
Edwards,	Korns,	Pashley,	Williams,A.D.,Jr.,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kubitsky,	Perry, P. E.,	Willard,
Eshleman,	Lamb,	Petrosky,	Willaredt,
Ewing,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Worley,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Andrews,
Foerster,	Luigard,	Renwick,	Speaker
Fox,	Lutty,	Rigby,	

NAYS—0

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 705, entitled as follows:

An Act amending the "Disease Prevention and Control Law of 1955," approved April 23, 1956 (P. L. 1510), providing for the examination of recalcitrant persons suspected of being infected with venereal disease, tuberculosis or any other communicable disease.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Frank,	McCann,	Riley,
Anderson,	Frascella,	McCormack,	Rovansek,
Arlene,	Fulmer,	McDonald,	Royer,
Ashton,	Gailey,	McInroy,	Rudisill,
Auker,	Gallagher,	McKeever,	Sakulsky,
Balthaser,	Garlock,	McLaughlin,	Scarcelli,
Barton,	Gelfand,	Machmer,	Schaaf,
Bell,	George,	Mahan,	Schuster,
Boles,	Gibb,	Markley,	Schwartz,
Bonner,	Gibson,	Maxwell,	Seltzer,
Boris,	Goldstein,	Meholchick,	Sherman,
Bower,	Goodrich,	Merry,	Shupnik,
Bowman,	Gramlich,	Mihm,	Snare,
Branca,	Guthrie,	Miller, B. Z.,	Snider,
Brenninger,	Hamilton,	Miller, H. G.,	Stank,
Breth,	Heavey,	Mills,	Steckel,
Brown,	Heffner,	Monroe,	Stevens,
Buchanan,	Helm,	Muldowney,	Stewart,
Burns,	Henzel,	Mullen,	Stimmel,
Capano,	Hocker,	Murphy, A.J., Jr.,	Stone,
Capitolo,	Holliday,	Murphy, P. J.,	Stoner,
Cianfrani,	Horst,	Murray, H. P.	Strausser,
Cioffi,	Irvis,	Murray, J. J.,	Stroup,
Clarke,	Isaacs,	Murray, P. G.,	Tompkins,
Comer,	Jenkins,	Musto,	Trusio,
Cooper,	Jim,	Naugle,	Varallo,
Crossin,	Johnson, A. W.,	Needham,	Varner,
Curwood,	Johnson, R.,	Nelson,	Verona,
Davis,	Jump,	O'Dell,	Wall,
Dengler,	Kamyk,	O'Donnell, J. A.,	Walsh,
Dennison,	Kee,	O'Donnell, J. P.,	Wargo,
Devlin,	Keiser,	Odorisio,	Weidner,
Donahue,	Kernaghan,	Ogilvie,	Welsh,
Donaldson,	Kessler,	O'Neil,	Wescott,
Dougherty,	Kooker,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Edwards,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eilberg,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshback,	Lamb,	Petrosky,	Willard,
Eshleman,	Lee, A. M.,	Polaski,	Willaredt,
Ewing,	Lee, K. B.,	Polen,	Wilt,
Farabaugh,	Leonard,	Prendergast,	Wood,
Fetterolf,	Light,	Price,	Worley,
Filo,	Limper,	Pursley,	Wynd,
Fineman,	Lippincott,	Reibman,	Yatron,
Floyd,	Lopresti,	Reidenbach,	Yetter,
Flynn,	Luigard,	Renwick,	Andrews,
Foerster,	Lutty,	Rigby,	Speaker
Fox,	McCandless,		

NAYS—1

Jones, T. H. W.,

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 716, entitled as follows:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) allowing contracts for personal or professional services in the nature of expert advice to be made without advertising or bids.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. GAILEY. I would like to interrogate one of the sponsors of this bill.

The SPEAKER pro tempore. Will the gentleman from Delaware, Mr. Lippincott, permit himself to be interrogated?

Mr. LIPPINCOTT. I shall, Mr. Speaker.

Mr. GAILEY. Will the gentleman advise the House as to the purpose of this bill?

Mr. LIPPINCOTT. Mr. Speaker, the purpose of this bill is to permit the county commissioner to enter into

contracts with persons so they may get expert advice as to certain work that perhaps might have to be done.

For example, if the county commissioners wanted to find out whether a certain type of heating system was required in a building, they could engage an expert to prepare their plans and specifications. And then, of course, they would have to advertise in the normal way for the bid for the work to be done.

This legislation is to enable them to get expert advice in preparing plans, specifications and so forth.

For example, I understand that Bucks County wanted an economic survey made to have the commissioners made aware of what problems were coming up in the future. They got a University to agree to do this, but under the present law they would have to advertise for bids for that. It is to correct that sort of situation that this amendment was proposed.

Mr. GAILEY. Do I understand the gentleman correctly then, Mr. Speaker, that this bill has been amended so that all personal service contracts, or personal service contracts generally, are excluded? And the gentleman understands that this bill, then, refers only to personal service contracts in the nature of expert advice; is that correct?

Mr. LIPPINCOTT. That is correct.

Mr. GAILEY. I thank the gentleman.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Fox,	Luigard,	Renwick,
Anderson,	Frank,	Lutty,	Rigby,
Arlene,	Frascella,	McCandless,	Riley,
Ashton,	Fulmer,	McCann,	Rovansek,
Auker,	Gailey,	McCormack,	Royer,
Balthaser,	Gallagher,	McDonald,	Rudisill,
Barton,	Garlock,	McInroy,	Sakulsky,
Bell,	Gelfand,	McKeever,	Scarcelli,
Boles,	George,	McLaughlin,	Schaaf,
Bonner,	Gibb,	Machmer,	Schuster,
Boris,	Gibson,	Mahan,	Schwartz,
Bower,	Goldstein,	Markley,	Seltzer,
Bowman,	Goodrich,	Maxwell,	Sherman,
Branca,	Gramlich,	Meholchick,	Shupnik,
Brenninger,	Guthrie,	Merry,	Snare,
Breth,	Hamilton,	Mihm,	Snider,
Brown,	Heavey,	Miller, B. Z.,	Stank,
Buchanan,	Heffner,	Miller, H. G.,	Steckel,
Burns,	Helm,	Mills,	Stevens,
Capano,	Henzel,	Monroe,	Stewart,
Capitolo,	Hooker,	Muldowney,	Stimmel,
Cianfrani,	Holliday,	Mullen,	Stone,
Cioffi,	Horst,	Murphy, P. J.,	Stoner,
Clarke,	Irvis,	Murray, H. P.	Strausser,
Comer,	Isaacs,	Murray, J. J.,	Tompkins,
Cooper,	Jenkins,	Murray, P. G.,	Trusio,
Crossin,	Jim,	Musto,	Varallo,
Curwood,	Johnson, A. W.,	Naugle,	Varner,
Davis,	Johnson, R.,	Needham,	Verona,
Dengler,	Jones, T. H. W.,	Nelson,	Wall,
Dennison,	Jump,	O'Dell,	Walsh,
Devlin,	Kamyk,	O'Donnell, J. P.,	Wargo,
Donahue,	Kee,	O'Donnell, J. P.,	Weidner,
Donaldson,	Keiser,	Odorisio,	Welsh,
Dougherty,	Kernaghan,	Ogilvie,	Wescott,
Down,	Kessler,	O'Neil,	Wheeler,
Edwards,	Kooker,	Parlante,	Whittaker,
Eilberg,	Korns,	Pashley,	Williams, A.D., Jr.,
Eshback,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshleman,	Kubitsky,	Perry, P. E.,	Willard,
Ewing,	Lamb,	Petrosky,	Willaredt,
Farabaugh,	Lee, A. M.,	Polaski,	Wilt,
Fetterolf,	Lee, K. B.,	Polen,	Wood,
Filo,	Leonard,	Prendergast,	Worley,
Fineman,	Light,	Price,	Wynd,
Floyd,	Limper,	Pursley,	Yatron,
Flynn,	Lippincott,	Reibman,	Yetter,
Foerster,	Lopresti,	Reidenbach,	Andrews, Speaker

NAYS—2

Murphy, A.J., Jr., Stroup,

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 791, Printer's No. 269 and

House Bill No. 829, Printer's No. 273

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 825, entitled as follows:

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343) providing for the disposition of interest and earnings on deposits from the Liquor License Fund.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Frank,	McCandless,	Rigby,
Anderson,	Frascella,	McCann,	Riley,
Arlene,	Fulmer,	McCormack,	Rovansek,
Ashton,	Gailey,	McDonald,	Royer,
Balthaser,	Gallagher,	McInroy,	Rudisill,
Barton,	Garlock,	McKeever,	Sakulsky,
Bell,	Gelfand,	McLaughlin,	Scarcelli,
Boles,	George,	Machmer,	Schaaf,
Bonner,	Gibb,	Mahan,	Schuster,
Boris,	Gibson,	Markley,	Schwartz,
Bower,	Goldstein,	Maxwell,	Seltzer,
Bowman,	Goodrich,	Meholchick,	Sherman,
Branca,	Gramlich,	Merry,	Shupnik,
Brenninger,	Guthrie,	Mihm,	Snare,
Breth,	Hamilton,	Miller, B. Z.,	Snider,
Brown,	Heavey,	Miller, H. G.,	Stank,
Buchanan,	Heffner,	Mills,	Steckel,
Burns,	Helm,	Monroe,	Stevens,
Capano,	Henzel,	Muldowney,	Stewart,
Capitolo,	Hocker,	Mullen,	Stimmel,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Stone,
Cioffi,	Irvis,	Murphy, P. J.,	Stoner,
Clarke,	Isaacs,	Murray, H. P.	Strausser,
Comer,	Jenkins,	Murray, J. J.,	Stroup,
Cooper,	Jim,	Murray, P. G.,	Tompkins,
Crossin,	Johnson, A. W.,	Musto,	Trusio,
Curwood,	Johnson, R.,	Naugle,	Varallo,
Davis,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennison,	Kamyk,	O'Dell,	Wall,
Devlin,	Kee,	O'Donnell, J. A.,	Walsh,
Donahue,	Keiser,	O'Donnell, J. P.,	Wargo,
Donaldson,	Kernaghan,	Odorisio,	Weidner,
Dougherty,	Kessler,	Ogilvie,	Welsh,
Down,	Kooker,	O'Neil,	Wescott,
Edwards,	Korns,	Parlante,	Wheeler,
Eilberg,	Kovolenko,	Pashley,	Whittaker,
Eshback,	Kubitsky,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Lamb,	Perry, P. E.,	Williams, E. S.,
Ewing,	Lee, A. M.,	Petrosky,	Willard,

Farabaugh,	Lee, K. B.,	Polaski,	Willaredt,
Fetterolf,	Leonard,	Polen,	Wilt,
Filo,	Light,	Prendergast,	Wood,
Fineman,	Limper,	Price,	Worley,
Floyd,	Lippincott,	Pursley,	Wynd,
Flynn,	Lopresti,	Reibman,	Yatron,
Foerster,	Luigard,	Reidenbach,	Yetter,
Fox,	Lutty,	Renwick,	Andrews, Speaker

NAYS—2

Auker,	Holliday,

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 864, entitled as follows:

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one" approved May 17, 1921 (P. L. 789) increasing the fee for filing papers with the department.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Frank,	McCandless,	Riley,
Anderson,	Frascella,	McCann,	Rovansek,
Arlene,	Fulmer,	McCormack,	Royer,
Ashton,	Gailey,	McDonald,	Rudisill,
Auker,	Gallagher,	McInroy,	Sakulsky,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schuster,
Boies,	Gibb,	Mahan,	Schwartz,
Bonner,	Gibson,	Markley,	Seltzer,
Boris,	Goldstein,	Maxwell,	Sherman,
Bower,	Goodrich,	Meholchick,	Shupnik,
Bowman,	Gramlich,	Merry,	Snare,
Branca,	Guthrie,	Mihm,	Snider,
Brenninger,	Hamilton,	Miller, B. Z.,	Stank,
Breth,	Heavey,	Miller, H. G.,	Steckel,
Brown,	Heffner,	Mills,	Stevens,
Buchanan,	Helm,	Monroe,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Tompkins,
Comer,	Jenkins,	Murray, P. G.,	Trusio,
Cooper,	Jim,	Musto,	Varallo,
Crossin,	Johnson, A. W.,	Naugle,	Varner,
Curwood,	Johnson, R.,	Needham,	Verona,
Davis,	Jones, T. H. W.,	Nelson,	Wall,
Dengler,	Jump,	O'Dell,	Walsh,
Dennison,	Kamyk,	O'Donnell, J. A.,	Wargo,
Devlin,	Kee,	O'Donnell, J. P.,	Weidner,
Donahue,	Keiser,	Odorisio,	Welsh,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,
Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Whittaker,
Edwards,	Korns,	Pashley,	Williams,A.D.,Jr.,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kubitsky,	Perry, P. E.,	Willard,
Eshleman,	Lamb,	Petrosky,	Willaredt,
Ewing,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Andrews, Speaker
Foerster,	Luigard,	Renwick,	
Fox,	Lutty,	Rigby,	

NAYS—0

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 886, entitled as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey two tracts of land consisting of 5.13 acres more or less and 50.50 acres respective situate in Madison Township Perry County.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Frank,	McCandless,	Riley,
Anderson,	Frascella,	McCann,	Rovansek,
Arlene,	Fulmer,	McCormack,	Royer,
Ashton,	Gailey,	McDonald,	Rudisill,
Auker,	Gallagher,	McInroy,	Sakulsky,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schuster,
Boies,	Gibb,	Mahan,	Schwartz,
Bonner,	Gibson,	Markley,	Seltzer,
Boris,	Goldstein,	Maxwell,	Sherman,
Bower,	Goodrich,	Meholchick,	Shupnik,
Bowman,	Gramlich,	Merry,	Snare,
Branca,	Guthrie,	Mihm,	Snider,
Brenninger,	Hamilton,	Miller, B. Z.,	Stank,
Breth,	Heavey,	Miller, H. G.,	Steckel,
Brown,	Heffner,	Mills,	Stevens,
Buchanan,	Helm,	Monroe,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Tompkins,
Comer,	Jenkins,	Murray, P. G.,	Trusio,
Cooper,	Jim,	Musto,	Varallo,
Crossin,	Johnson, A. W.,	Naugle,	Varner,
Curwood,	Johnson, R.,	Needham,	Verona,
Davis,	Jones, T. H. W.,	Nelson,	Wall,
Dengler,	Jump,	O'Dell,	Walsh,
Dennison,	Kamyk,	O'Donnell, J. A.,	Wargo,
Devlin,	Kee,	O'Donnell, J. P.,	Weidner,
Donahue,	Keiser,	Odorisio,	Welsh,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,
Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Whittaker,
Edwards,	Korns,	Pashley,	Williams,A.D.,Jr.,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kubitsky,	Perry, P. E.,	Willard,
Eshleman,	Lamb,	Petrosky,	Willaredt,
Ewing,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,

Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Andrews,
Foerster,	Luigard,	Renwick,	Speaker
Fox,	Lutty,	Rigby,	

NAYS—0

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 892, entitled as follows:

An Act amending the act of July 10, 1935 (P. L. 645) entitled "An act imposing certain requirements on certain hospitals receiving State aid * * *" regulating the availability of doctors at all hospitals.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Frank,	McCann,	Riley,
Anderson,	Frascella,	McCormack,	Rovansek,
Arlene,	Fulmer,	McDonald,	Royer,
Ashton,	Gailey,	McInroy,	Rudisill,
Auker,	Gallagher,	McKeever,	Sakulsky,
Balthaser,	Garlock,	McLaughlin,	Scarcelli,
Barton,	Gelfand,	Machmer,	Schaaf,
Bell,	George,	Mahan,	Schuster,
Boles,	Gibb,	Markley,	Schwartz,
Bonner,	Gibson,	Maxwell,	Seltzer,
Boris,	Goldstein,	Meholchick,	Sherman,
Bower,	Goodrich,	Merry,	Shupnik,
Bowman,	Gramlich,	Mihm,	Snare,
Branca,	Guthrie,	Miller, B. Z.,	Snider,
Brenninger,	Hamilton,	Miller, H. G.,	Stank,
Breth,	Heavey,	Mills,	Steckel,
Brown,	Heffner,	Monroe,	Stevens,
Buchanan,	Helm,	Muldowney,	Stewart,
Burns,	Henzel,	Mullen,	Stimmel,
Capano,	Hocker,	Murphy, A.J., Jr.,	Stone,
Capitolo,	Holliday,	Murphy, P. J.,	Stoner,
Cianfrani,	Horst,	Murray, H. P.	Strausser,
Cioffi,	Irvis,	Murray, J. J.,	Stroup,
Clarke,	Isaacs,	Murray, P. G.,	Tompkins,
Comer,	Jenkins,	Musto,	Trusio,
Cooper,	Jim,	Naugle,	Varallo,
Crossin,	Johnson, A. W.,	Needham,	Varner,
Curwood,	Johnson, R.,	Nelson,	Verona,
Davis,	Jones, T. H. W.,	O'Dell,	Wall,
Dengler,	Jump,	O'Donnell, J. A.,	Walsh,
Dennison,	Kamyk,	O'Donnell, J. P.,	Wargo,
Devlin,	Kee,	Odorisio,	Weidner,
Donahue,	Keiser,	Ogilvie,	Welsh,
Donaldson,	Kernaghan,	O'Neil,	Wescott,
Dougherty,	Kessler,	Parlante,	Wheeler,
Down,	Kooker,	Pashley,	Whittaker,
Edwards,	Korns,	Perry, H. H.,	Williams, A.D., Jr.,
Eilberg,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Eshback,	Kubitsky,	Petrosky,	Willard,
Eshleman,	Lamb,	Polaski,	Willaredt,
Ewing,	Lee, A. M.,	Polen,	Wilt,
Farabaugh,	Lee, K. B.,	Prendergast,	Wood,
Fetterolf,	Leonard,	Price,	Worley,
Filo,	Light,	Pursley,	Wynd,
Fineman,	Limper,	Reibman,	Yatron,
Floyd,	Lopresti,	Reidenbach,	Yetter,
Flynn,	Luigard,	Renwick,	Andrews,
Foerster,	Lutty,	Rigby	Speaker
Fox,	McCandless,		

NAYS—1

Lippincott,

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 957, entitled as follows:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing the procedure for a change of classification.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Frascella,	McCann,	Riley,
Anderson,	Fulmer,	McCormack,	Rovansek,
Arlene,	Gailey,	McDonald,	Royer,
Ashton,	Gallagher,	McInroy,	Rudisill,
Balthaser,	Garlock,	McKeever,	Sakulsky,
Barton,	Gelfand,	McLaughlin,	Scarcelli,
Bell,	George,	Machmer,	Schaaf,
Boles,	Gibb,	Mahan,	Schuster,
Bonner,	Gibson,	Markley,	Schwartz,
Boris,	Goldstein,	Maxwell,	Seltzer,
Bower,	Goodrich,	Meholchick,	Sherman,
Branca,	Gramlich,	Merry,	Shupnik,
Brenninger,	Guthrie,	Mihm,	Snare,
Breth,	Hamilton,	Miller, B. Z.,	Snider,
Brown,	Heavey,	Miller, H. G.,	Stank,
Buchanan,	Heffner,	Mills,	Steckel,
Burns,	Helm,	Monroe,	Stevens,
Capano,	Henzel,	Muldowney,	Stewart,
Capitolo,	Holliday,	Mullen,	Stimmel,
Cianfrani,	Horst,	Murphy, A.J., Jr.,	Stone,
Cioffi,	Irvis,	Murphy, P. J.,	Stoner,
Clarke,	Isaacs,	Murray, H. P.	Strausser,
Comer,	Jenkins,	Murray, J. J.,	Stroup,
Cooper,	Jim,	Murray, P. G.,	Tompkins,
Crossin,	Johnson, A. W.,	Musto,	Trusio,
Curwood,	Johnson, R.,	Naugle,	Varallo,
Davis,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennison,	Kamyk,	O'Dell,	Wall,
Devlin,	Kee,	O'Donnell, J. A.,	Walsh,
Donahue,	Keiser,	O'Donnell, J. P.,	Wargo,
Donaldson,	Kernaghan,	Odorisio,	Weidner,
Dougherty,	Kessler,	Ogilvie,	Welsh,
Down,	Kooker,	O'Neil,	Wescott,
Edwards,	Korns,	Parlante,	Wheeler,
Eilberg,	Kovolenko,	Pashley,	Whittaker,
Eshback,	Kubitsky,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Lamb,	Perry, P. E.,	Williams, E. S.,
Ewing,	Lee, A. M.,	Petrosky,	Willard,
Farabaugh,	Lee, K. B.,	Polaski,	Willaredt,
Fetterolf,	Leonard,	Polen,	Wilt,
Filo,	Light,	Prendergast,	Wood,
Fineman,	Limper,	Price,	Worley,
Floyd,	Lippincott,	Pursley,	Wynd,
Flynn,	Lopresti,	Reibman,	Yatron,
Foerster,	Luigard,	Reidenbach,	Yetter,
Fox,	Lutty,	Renwick,	Andrews,
Frank,	McCandless,	Rigby,	Speaker

NAYS—3

Auker,	Bowman,	Hocker,

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 960, entitled as follows:

An Act relating to the retirement of public school employes amending revising consolidating and changing the laws relating thereto.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Frank,	McCandless,	Riley,
Anderson,	Frascella,	McCann,	Rovansek,
Arlene,	Fulmer,	McCormack,	Royer,
Ashton,	Gailey,	McDonald,	Rudisill,
Auker,	Gallagher,	McInroy,	Sakulsky,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schuster,
Boies,	Gibb,	Mahan,	Schwartz,
Bonner,	Gibson,	Markley,	Seltzer,
Boris,	Goldstein,	Maxwell,	Sherman,
Bower,	Goodrich,	Meholchick,	Shupnik,
Bowman,	Gramlich,	Merry,	Snare,
Branca,	Guthrie,	Mihm,	Snider,
Brenninger,	Hamilton,	Miller, B. Z.,	Stank,
Breth,	Heavey,	Miller, H. G.,	Steckel,
Brown,	Heffner,	Mills,	Stevens,
Buchanan,	Helm,	Monroe,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Tompkins,
Comer,	Jenkins,	Murray, P. G.,	Trusio,
Cooper,	Jim,	Musto,	Varallo,
Crossin,	Johnson, A. W.,	Naugle,	Varner,
Curwood,	Johnson, R.,	Needham,	Verona,
Davis,	Jones, T. H. W.,	Nelson,	Wall,
Dengler,	Jump,	O'Dell,	Walsh,
Dennison,	Kamyk,	O'Donnell, J. A.,	Wargo,
Devlin,	Kee,	O'Donnell, J. P.,	Weidner,
Donahue,	Keiser,	Odorisio,	Welsh,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,
Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Whittaker,
Edwards,	Korns,	Pashley,	Williams,A.D.,Jr.,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kubitsky,	Perry, P. E.,	Willard,
Eshleman,	Lamb,	Petrosky,	Willaredt,
Ewing,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Andrews,
Foerster,	Luigard,	Renwick,	Speaker
Fox,	Lutty,	Rigby,	

NAYS—0

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordeded, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 961, entitled as follows:

An Act relating to the retirement of State employes; amending revising consolidating and changing the laws relating thereto,

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Frank,	McCandless,	Riley,
Anderson,	Frascella,	McCann,	Rovansek,
Arlene,	Fulmer,	McCormack,	Royer,
Ashton,	Gailey,	McDonald,	Rudisill,
Auker,	Gallagher,	McInroy,	Sakulsky,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schuster,
Boies,	Gibb,	Mahan,	Schwartz,
Bonner,	Gibson,	Markley,	Seltzer,
Boris,	Goldstein,	Maxwell,	Sherman,
Bower,	Goodrich,	Meholchick,	Shupnik,
Bowman,	Gramlich,	Merry,	Snare,
Branca,	Guthrie,	Mihm,	Snider,
Brenninger,	Hamilton,	Miller, B. Z.,	Stank,
Breth,	Heavey,	Miller, H. G.,	Steckel,
Brown,	Heffner,	Mills,	Stevens,
Buchanan,	Helm,	Monroe,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Tompkins,
Comer,	Jenkins,	Murray, P. G.,	Trusio,
Cooper,	Jim,	Musto,	Varallo,
Crossin,	Johnson, A. W.,	Naugle,	Varner,
Curwood,	Johnson, R.,	Needham,	Verona,
Davis,	Jones, T. H. W.,	Nelson,	Wall,
Dengler,	Jump,	O'Dell,	Walsh,
Dennison,	Kamyk,	O'Donnell, J. A.,	Wargo,
Devlin,	Kee,	O'Donnell, J. P.,	Weidner,
Donahue,	Keiser,	Odorisio,	Welsh,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,
Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Whittaker,
Edwards,	Korns,	Pashley,	Williams,A.D.,Jr.,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kubitsky,	Perry, P. E.,	Willard,
Eshleman,	Lamb,	Petrosky,	Willaredt,
Ewing,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Andrews,
Foerster,	Luigard,	Renwick,	Speaker
Fox,	Lutty,	Rigby,	

NAYS—0

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 987, entitled as follows:

An Act amending "The Insurance Department Act of 1921" approved May 17, 1921 (P. L. 789) by continuing the provisions of section 211.1 in effect for a further period.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Frank,	McCandless,	Riley,
Anderson,	Frascella,	McCann,	Rovansek,
Arlene,	Fulmer,	McCormack,	Royer,
Ashton,	Gailey,	McDonald,	Rudisill,
Auker,	Gallagher,	McInroy,	Sakulsky,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schuster,
Boies,	Gibb,	Mahan,	Schwartz,
Bonner,	Gibson,	Markley,	Seltzer,
Boris,	Goldstein,	Maxwell,	Sherman,
Bower,	Goodrich,	Meholchick,	Shupnik,
Bowman,	Gramlich,	Merry,	Snare,
Branca,	Guthrie,	Mihm,	Snider,
Brenninger,	Hamilton,	Miller, B. Z.,	Stank,
Breth,	Heavey,	Miller, H. G.,	Steckel,
Brown,	Heffner,	Mills,	Stevens,
Buchanan,	Helm,	Monroe,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Tompkins,
Comer,	Jenkins,	Murray, P. G.,	Trusio,
Cooper,	Jim,	Musto,	Varallo,
Crossin,	Johnson, A. W.,	Naugle,	Varner,
Curwood,	Johnson, R.,	Needham,	Verona,
Davis,	Jones, T. H. W.,	Nelson,	Wall,
Dengler,	Jump,	O'Dell,	Walsh,
Dennison,	Kamyk,	O'Donnell, J. A.,	Wargo,
Devlin,	Kee,	O'Donnell, J. P.,	Weidner,
Donahue,	Keiser,	Odorisio,	Welsh,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,
Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Whittaker,
Edwards,	Korns,	Pashley,	Williams,A.D.,Jr.,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kubitsky,	Perry, P. E.,	Willard,
Eshleman,	Lamb,	Petrosky,	Willaredt,
Ewing,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Andrews,
Foerster,	Luigard,	Renwick,	Speaker
Fox,	Lutty,	Rigby,	

NAYS—0

NOT VOTING—15

Blair,	Knecht,	Munley,	Thompson,
Dennis,	Kornick,	Silverman,	Ujobai,
Haudenshield,	Magee,	Sullivan,	Zimmerman,
Holt,	Moran,	Taylor,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1100, entitled as follows:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) authorizing the cutting or cropping of dogs' ears by veterinarians.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

YEAS—163

Anderson,	Fulmer,	McInroy,	Royer,
Arlene,	Gailey,	McKeever,	Rudisill,
Ashton,	Gallagher,	McLaughlin,	Sakulsky,
Auker,	Garlock,	Machmer,	Scarcelli,
Balthaser,	Gelfand,	Mahan,	Schuster,
Barton,	George,	Markley,	Schwartz,
Bell,	Gibson,	Maxwell,	Seltzer,
Boris,	Goldstein,	Meholchick,	Sherman,
Bower,	Goodrich,	Merry,	Shupnik,
Bowman,	Gramlich,	Mihm,	Snare,
Branca,	Guthrie,	Miller, B. Z.,	Stank,
Brenninger,	Hamilton,	Miller, H. G.,	Steckel,
Breth,	Heavey,	Mills,	Stewart,
Brown,	Heffner,	Monroe,	Stimmel,
Buchanan,	Helm,	Muldowney,	Stone,
Burns,	Henzel,	Mullen,	Stoner,
Capitolo,	Hocker,	Murray, H. P.	Strausser,
Cianfrani,	Holliday,	Murray, J. J.,	Stroup,
Cioffi,	Horst,	Murray, P. G.,	Tompkins,
Clarke,	Isaacs,	Musto,	Trusio,
Comer,	Jenkins,	Naugle,	Varallo,
Cooper,	Johnson, A. W.,	Needham,	Varner,
Crossin,	Johnson, R.,	Nelson,	Verona,
Curwood,	Jones, T. H. W.,	O'Dell,	Wall,
Davis,	Jump,	O'Donnell, J. A.,	Wargo,
Dengler,	Kamyk,	O'Donnell, J. P.,	Weidner,
Dennison,	Kee,	Odorisio,	Welsh,
Devlin,	Keiser,	O'Neil,	Wescott,
Donahue,	Kernaghan,	Parlante,	Wheeler,
Dougherty,	Kessler,	Pashley,	Whittaker,
Down,	Korns,	Perry, H. H.,	Williams,A.D.,Jr.,
Edwards,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eilberg,	Lee, A. M.,	Petrosky,	Willard,
Eshback,	Lee, K. B.,	Polaski,	Willaredt,
Eshleman,	Limper,	Polen,	Wood,
Ewing,	Luigard,	Prendergast,	Wynd,
Fetterolf,	Lutty,	Price,	Yatron,
Fineman,	McCandless,	Pursley,	Yetter,
Flynn,	McCann,	Reibman,	Zimmerman,
Frascella,	McCormack,	Reidenbach,	Andrews,
Fox,	McDonald,	Riley,	Speaker

NAYS—32

Agnew,	Foerster,	Leonard,	Rigby,
Boies,	Frank,	Light,	Rovansek,
Bonner,	Gibb,	Lippincott,	Schaaf,
Capano,	Irvis,	Lopresti,	Snider,
Donaldson,	Jim,	Murphy, A.J., Jr.,	Stevens,
Farabaugh,	Kooker,	Murphy, P. J.,	Walsh,
Filo,	Kovolenko,	Ogilvie,	Wilt,
Floyd,	Lamb,	Renwick,	Worley,

NOT VOTING—14

Blair,	Holt,	Magee,	Sullivan,
Dennis,	Knecht,	Moran,	Taylor,
Haudenshield,	Kornick,	Munley,	Thompson,
		Silverman,	Ujobai,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1119, Printer's No. 292

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 127, entitled as follows:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto,

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Frank,	McCandless,	Riley,
Anderson,	Frascella,	McCann,	Rovansek,
Arlene,	Fulmer,	McCormack,	Royer,
Ashton,	Gailey,	McDonald,	Rudisill,
Auker,	Gallagher,	McInroy,	Sakulsky,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schuster,
Boles,	Gibb,	Mahan,	Schwartz,
Bonner,	Gibson,	Markley,	Seltzer,
Boris,	Goldstein,	Maxwell,	Sherman,
Bower,	Goodrich,	Meholchick,	Shupnik,
Bowman,	Gramlich,	Merry,	Snare,
Branca,	Guthrie,	Mihm,	Snider,
Brenninger,	Hamilton,	Miller, B. Z.,	Stank,
Breth,	Heavey,	Miller, H. G.,	Steckel,
Brown,	Heffner,	Mills,	Stevens,
Buchanan,	Helm,	Monroe,	Stewart,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holliday,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Horst,	Murphy, P. J.,	Strausser,
Cioffi,	Irvis,	Murray, H. P.	Stroup,
Clarke,	Isaacs,	Murray, J. J.,	Tompkins,
Comer,	Jenkins,	Murray, P. G.,	Trusio,
Cooper,	Jim,	Musto,	Varallo,
Crossin,	Johnson, A. W.,	Naugle,	Varner,
Curwood,	Johnson, R.,	Needham,	Verona,
Davis,	Jones, T. H. W.,	Nelson,	Wall,
Dengler,	Jump,	O'Dell,	Walsh,
Dennison,	Kamyk,	O'Donnell, J. A.,	Wargo,
Devlin,	Kee,	O'Donnell, J. P.,	Weidner,
Donahue,	Keiser,	Odorisio,	Welsh,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,
Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Whittaker,
Edwards,	Korns,	Pashley,	Williams,A.D.,Jr.,
Ellberg,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kubitsky,	Perry, P. E.,	Willard,
Eshleman,	Lamb,	Petrosky,	Willaredt,
Ewing,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Zimmerman,
Foerster,	Luigard,	Renwick,	Andrews,
Fox,	Lutty,	Rigby,	Speaker

NAYS—0

NOT VOTING—14

Blair,	Knecht,	Munley,	Taylor,
Dennis,	Kornick,	Silverman,	Thompson,
Haudenshield,	Magee,	Sullivan,	Ujobai,
Holt,	Moran,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 250, Printer's No. 632 and

Senate Bill No. 309, Printer's No. 610

were passed over at the request of the SPEAKER pro tempore.

HOUSE RESOLUTION No. 60

Mr. DEVLIN. Mr. Speaker, I call up House Resolution No. 60 reported from the Committee on Rules today.

The resolution was read, considered and adopted as follows:

In the House of Representatives, April 20, 1959.

The Upper Allegheny River Valley, especially during recent years, has suffered increasingly severe flood damage—in March, 1956 the greatest flood since 1865 and this spring another of comparable destructive effect.

In contrast, Pittsburgh and the Lower Allegheny Valley have incurred relatively little damage. The reason for this disparity in damage clearly lies in the fact that the system of flood control dams for the lower river has long been completed. The lower river tributary flood-waters are habitually held back until flood conditions abate.

Although the flood control system for the Allegheny Valley was authorized more than twenty years ago by the seventy-fourth Congress of the United States, the central project, the great Kinzua Dam above Warren, remains stalled in the planning stage.

Continued inaction in getting on with building the Kinzua dam means a heavy handicap to northwestern Pennsylvania—an omnious ever-to-be-reckoned-with threat to life and property, an active and deadening threat to the economic growth and recreational development of the region.

Like so many areas where the Congress has mounted vast public works to meet needs beyond local powers of enterprise, the Upper Allegheny Valley Watershed now feels a decisive need for positive and immediate Federal action; therefore be it

Resolved (the Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to expedite to the utmost the appropriations and any additionally needed enabling legislation, including legislation to enunciate the will of Congress if this point continue unclear to the Federal courts, to bring into being without further delay the great Kinzua Dam; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE RESOLUTION No. 57

The SPEAKER pro tempore laid before the House House Resolution No. 57.

The resolution was read, considered and adopted as follows:

In the House of Representatives, April 14, 1959.

Citizens of our Commonwealth who are of advanced age should be given the opportunity of living happy and useful lives even after retirement

Because of lack of sympathy or understanding on the part of society or their very own families these older persons are left to shift for themselves in large houses in which large families have been reared but which are

no longer desirable for lonely persons

The health welfare safety and happiness of these persons would be greatly enhanced if proper and suitable living quarters with recreational facilities were made available to them

The Philadelphia Housing Authority in the City of Philadelphia could relieve this situation by erecting and maintaining one-bedroom units on the proposed site known as Oxford Village II therefore be it

Resolved That the House of Representatives urge the Philadelphia Housing Authority to erect at Oxford Village II housing facilities of one bedroom units with available areas for recreational facilities which would be attractive primarily to persons sixty years of age or over where they would be able to spend the remainder of their allotted time in peace and contentment

RESOLUTION

Mr. VERONA offered a resolution which was filed with the Clerk under the Rules.

WELCOMES

The SPEAKER pro tempore. The Chair at this time would like to introduce a number of groups visiting with us today, with Mrs, Walter Sheridan, Chairman of the Legislative Committee of the Cumberland County Federation of Women's Clubs, and also the representative of the New Cumberland Civic Club, Lemoyne Civic Club, Hampden Township Civic Club, Camp Hill Civic Club, Silver Springs Civic Club and Mechanicsburg Civic Club.

WAYNE COUNTY REPUBLICAN WOMEN'S COUNCIL WELCOMED

The SPEAKER pro tempore. The Chair welcomes a group of Republican women from Wayne County, guests of the gentleman from Wayne County, Mr. Wall.

REPUBLICAN WOMEN FROM MONROE COUNTY WELCOMED

The SPEAKER pro tempore. We have an unusual situation here in that we have a Democratic member of the House welcoming a group of Republican women from Monroe County, members of the Republican County Women's Council of Monroe County, guests of Mr. Yetter of Monroe County.

REPUBLICAN WOMEN FROM COLUMBIA COUNTY WELCOMED

The SPEAKER pro tempore. The Chair welcomes a group of Republican women from Columbia County, guests of the gentleman from Columbia, Mr. Strausser.

REPUBLICAN WOMEN FROM BRADFORD COUNTY WELCOMED

The SPEAKER pro tempore. The Chair welcomes a group of Republican Women from Bradford County, guests of the gentleman from Bradford, Mr. Williams.

COUNCILS OF REPUBLICAN WOMEN OF WEST BETHLEHEM, EMMAUS, FOUNTAIN HILL, LEHIGH COUNTY, WELCOMED

The SPEAKER pro tempore. The Chair welcomes a group of Republican women from the Councils of West Bethlehem, Emmaus, Fountain Hill, Lehigh County, guests of the members from Lehigh County.

REPUBLICAN WOMEN FROM SULLIVAN COUNTY WELCOMED

The SPEAKER pro tempore. The Chair welcomes a Republican Women Delegation from Sullivan County, guests of the gentleman from Sullivan, Mr. Lee.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 19, 379, 389 and 498.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 190.

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building Harrisburg Pennsylvania unless a natural disaster or other emergency makes such site undesirable.

HOUSE BILL No. 718.

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333), providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill and providing for the selection and the term of the members of new boards.

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 190.

An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building Harrisburg Pennsylvania unless a natural disaster or other emergency makes such site undesirable.

HOUSE BILL No. 201.

An Act amending the act of June 5, 1947 (P. L. 426) entitled "The Pennsylvania Seed Act of 1947" including the words "nursery crops" in the definition of "agricultural seeds" adding and removing certain packaging and labeling requirements and granting additional powers to the department.

HOUSE BILL No. 287.

An Act amending "The Liquid Fuels Tax Act" approved May 21, 1931 (P. L. 149), further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county.

HOUSE BILL No. 718.

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333), providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill and providing for the selection and the term of the members of new boards.

SENATE BILL No. 255.

An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public.

SENATE BILL No. 256.

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, the House will be in session three days next week, Monday, Tuesday and Wednesday.

I would like to ask the Committee Chairmen to plan some of their committee meetings for Wednesday morning as well as Tuesday morning of this coming week. We will be in session three days as scheduled.

To the people who have inquired about the inauguration of the Secretary of Internal Affairs, which is on Tuesday, May 5th, the House will convene that day at 2:30 p. m., daylight saving time, instead of 12:00 o'clock, so that the ladies may attend the luncheon at 12:00 o'clock noon.

We will be in session three days next week.

ADJOURNMENT

Mr. McDONALD. Mr. Speaker, I move that this House do now adjourn until Monday, April 27, 1959 at 3:30 p. m., EST.

The motion was agreed to, and (at 1:52 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., MONDAY, APRIL 27, 1959. No. 37.

SENATE

MONDAY, APRIL 27, 1959.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. WILLIAM M. BAYLE, Rector of St. Paul's Episcopal Church, Kittanning, offered the following prayer:

Most gracious God, we humbly beseech Thee, as for the people of this Commonwealth in general, so especially for the Members of their Senate here assembled, that Thou wouldst be pleased to direct and prosper all their consultations to the advancement of Thy glory, the good of Thy Church, the safety, honor, and welfare of Thy people; that all things may be so ordered and settled by their endeavors upon the best and surest foundation, that peace and happiness, truth and justice, religion and piety may be established among us for all generations.

We humbly beg this in the Name and mediation of Jesus Christ, our blessed Lord and Saviour. Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. WAGNER, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor, which was read as follows:

APPROVAL OF SENATE BILL No. 261.

April 22, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 261, Printer's No. 326, entitled "An Act amending the act of April 27, 1927 (P. L. 465) entitled as amended 'An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists except in cities of the first class and second class requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts' providing exemptions from certain provisions of the act."

DAVID L. LAWRENCE.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

REGISTER OF WILLS, RECORDER OF DEEDS, AND CLERK OF THE ORPHANS' COURT IN AND FOR THE COUNTY OF BRADFORD

APRIL 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jay T. Scanlin, 309 West Lockhart Street, Sayre, Bradford County, for appointment as Register of Wills, Recorder of Deeds, and Clerk of the Orphans' Court, in and for the County of Bradford, until the first Monday of January 1960, vice Wayne C. Bennett, deceased.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF SOMERSET STATE HOSPITAL

APRIL 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John H. Moorehead, East Pitt Street, Bedford, Bedford County, for appointment as a member of the Board of Trustees of Somerset State Hospital, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Paul A. Young, Bedford, resigned.

DAVID L. LAWRENCE.

MEMBERS OF THE STATE BOARD OF OSTEOPATHIC EXAMINERS

APRIL 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following for appointment as members of the State Board of Osteopathic Examiners, from June 21, 1957, for the term of four years, and until their successors shall have been appointed and qualified:

John W. Shirer, Pittsburgh, Allegheny County.
David Rothman, Oxford, Chester County.
Ben L. Agresti, Erie, Erie County.
Harvey C. Orth, Lewistown, Mifflin County.

DAVID L. LAWRENCE.

MEMBER OF THE PENNSYLVANIA FAIR EMPLOYMENT PRACTICE COMMISSION

APRIL 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Florence Reizenstein (Democrat), 1301 Inverness Street, Pittsburgh, Allegheny County, for reappointment as a member of the Pennsylvania Fair Employment Practice Commission, until February 21, 1963, or until her successor shall have been duly appointed and qualified.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

APRIL 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert J. Campbell, Doylesburg, Franklin County, for appointment as Justice of the Peace in and for the Township of Fannett, Franklin County, to serve until the first Monday of January 1960, vice Cecil C. Felmlee, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

APRIL 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles A. Stevenson, P. O. 201 Sylvania Avenue, Rockledge, Philadelphia 11, Montgomery County, for appointment as Justice of the Peace in and for the Borough of Rockledge, Montgomery County, to serve until the first Monday of January 1960, vice Mrs. Maris H. Carter, resigned.

DAVID L. LAWRENCE.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE BILL No. 127

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 127, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," authorizing cities to acquire and maintain historical property, and permitting city planning commissions to make recommendations in relation thereto.

with the information that the House has passed the same without amendments.

BILL SIGNED

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the following bill:

Senate Bill No. 127, Printer's No. 136.

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Allegheny, Senator Fleming, to the rostrum to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

HOUSE MESSAGES

HOUSE CONCURRENT RESOLUTION No. 60 REFERRED TO COMMITTEE

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives which was read as follows and referred to the Committee on Rules:

CONGRESS MEMORALIZED TO EXPEDITE LEGISLATION NECESSARY TO COMPLETE THE GREAT KINZUA DAM

In the House of Representatives, April 21, 1959.

The Upper Allegheny River Valley, especially during recent years, has suffered increasingly severe flood damage—in March, 1956 the greatest flood since 1865 and this spring another of comparable destructive effect.

In contrast, Pittsburgh and the Lower Allegheny Valley have incurred relatively little damage. The reason for this disparity in damage clearly lies in the fact that the system of flood control dams for the lower river has long been completed. The lower river tributary flood-waters are habitually held back until flood conditions abate.

Although the flood control system for the Allegheny Valley was authorized more than twenty years ago by the seventy-fourth Congress of the United States, the central project, the great Kinzua Dam above Warren, remains stalled in the planning stage.

Continued inaction in getting on with building the Kinzua dam means a heavy handicap to northwestern Pennsylvania—an ominous, ever-to-be-reckoned-with threat to life and property, an active and deadening threat to the economic growth and recreational development of the region.

Like so many areas where the Congress has mounted vast public works to meet needs beyond local powers of enterprise, the Upper Allegheny Valley Watershed now feels a decisive need for positive and immedate Federal action; therefore be it

Resolved (The Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to expedite to the utmost the appropriations and any additionally needed enabling legislation, including legislation to enunciate the will of Congress if this point continue unclear to the Federal courts, to bring into being without further delay the great Kinzua Dam; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 91, entitled:

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743) requiring stenographic reports to be available within ten days and making them available to the Defender Association of Philadelphia.

Which was committed to the Committee on Judiciary General.

House Bill No. 296, entitled:

An Act amending the act of May 22, 1933 (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses," increasing the compensation of jurors.

Which was committed to the Committee on Judiciary General.

House Bill No. 338, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103) changing provisions relating to compensation of special school police.

Which was committed to the Committee on Local Government.

House Bill No. 668, entitled:

An Act authorizing the licensing of public weighmasters; defining their powers and duties; providing for the collection and disposition of license fees and imposing penalties for violations.

Which was committed to the Committee on State Government.

House Bill No. 705, entitled:

An Act amending the "Disease Prevention and Control Law of 1955," approved April 23, 1956 (P. L. 1510), providing for the examination of recalcitrant persons suspected of being infected with venereal disease, tuberculosis, or any other communicable disease.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 706, entitled:

An Act amending the "Disease Prevention and Control Law of 1955," approved April 23, 1956 (P. L. 1510) providing for the committing and treatment of recalcitrant persons suspected of being infected with venereal disease, tuberculosis or any other communicable disease.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 716, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), allowing contracts for personal or professional services to be made without advertising or bids.

Which was committed to the Committee on Local Government.

House Bill No. 766, entitled:

An Act amending the "Administrative Agency Law," approved June 4, 1945 (P. L. 1388), requiring the conducting of investigations by agencies as a requisite to the validity of adjudication in certain cases.

Which was committed to the Committee on Judiciary General.

House Bill No. 835, entitled:

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343), providing for the disposition of interest and earnings on deposits from the Liquor License Fund.

Which was committed to the Committee on Finance.

House Bill No. 864, entitled:

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one," approved May 17, 1921 (P. L. 789), increasing the fee for filing papers with the department.

Which was committed to the Committee on Insurance.

House Bill No. 886, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey two tracts of land, consisting of 5.15 acres, more or less, and 50.50 acres, respectively, situate in Madison Township, Perry County.

Which was committed to the Committee on State Government.

House Bill No. 892, entitled:

An Act amending the act of July 10, 1935 (P. L. 645), entitled "An Act imposing certain requirements on certain hospitals receiving State aid; . . ." regulating the attendance of doctors at all hospitals.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 957, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing the procedure for a change of classification.

Which was committed to the Committee on Education.

House Bill No. 960, entitled:

An Act relating to the retirement of public school employes; amending, revising, consolidating and changing the laws relating thereto.

Which was committed to the Committee on Education.

House Bill No. 961, entitled:

An Act relating to the retirement of State employes; amending, revising, consolidating and changing the laws relating thereto.

Which was committed to the Committee on Education.

House Bill No. 987, entitled:

An Act amending "The Insurance Department Act of 1921," approved May 17, 1921 (P. L. 789), by continuing the provisions of section 211.1 in effect for a further period.

Which was committed to the Committee on Insurance.

House Bill No. 1100, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), authorizing the cutting or cropping of dogs' ears by veterinarians.

Which was committed to the Committee on Law and Order.

STUDENTS FROM DICKINSON LAW SCHOOL PRESENTED TO SENATE

Mr. WADE. Mr. President, from time to time, we are honored by visits of delegations and individuals, as well, to this Senate. I am sure that I speak for all the Members of the Senate when I say that we are highly honored when they come to see democracy in action.

Today, we have with us a rather distinguished group, because tomorrow they will be members of the Bar of the Commonwealth of Pennsylvania. The group consists of seventeen citizens from that remarkable Law School of Pennsylvania, known as the Dickinson Law School. They are here as part of a project of the Uniform Commercial Code Class. They are under the leadership of Professor Del Ducca.

Mr. President, if you will extend a welcome from the Senate to this fine group, I will appreciate it.

The PRESIDING OFFICER. The Chair, on behalf of the Members of the Senate, is very happy to welcome the guests of Senator Wade, the law students from that outstanding Law School of Pennsylvania, Dickinson College. May the Chair remark to those students that if you master and perfect the Uniform Commercial Code, you will have accomplished something which none of the other lawyers have been able to do.

The Chair is very happy to welcome you to the Senate Chamber.

REPORTS FROM COMMITTEE

Mr. CONFAIR, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 58, entitled:

An Act amending the act of April 23, 1956 (P. L. 1510), entitled as amended, "Disease Prevention and Control Law of 1955," providing for the treatment of eyes of newborn children.

He also, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 113, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," transferring certain departmental administrative boards within the Department of Public Welfare to the Department of Justice, and conferring upon the Department of Justice supervisory powers over certain supervised institutions.

He also, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 435, entitled:

An Act amending the act of December 28, 1955 (P. L. 913), entitled "The Dangerous Drug Act of 1955," making unlawful the possession of dangerous drugs without a prescription and providing penalties.

He also, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 444, entitled:

An Act amending the act of June 25, 1913 (P. L. 551), entitled "An Act to authorize incorporated or unincorporated churches, cemeteries, or burial associations, owning burialgrounds located wholly or in part in any city, township, or borough of this Commonwealth, to purchase other grounds, and to sell and convey in fee simple such portions of their land, not used or conveyed by them for burial purposes, or which may have been reconveyed to them or shall have reverted or become acquired by them, under the terms hereof, or otherwise; . . ." further regulating the change of location of burialgrounds or portions thereof, and removal of bodies by court order.

He also, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 613, entitled:

An Act amending the act of March 2, 1956 (P. L. 1211), entitled "Practical Nurse Law," providing for examinations for licensure to be given at State teachers colleges and State-aided universities.

He also, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 614, entitled:

An Act amending the act of May 22, 1951 (P. L. 317), entitled "The Professional Nursing Law," providing for examinations for licensure to be given at State Teachers' Colleges and State-aided universities.

Mr. WALKER, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 14, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225), entitled "The Game Law," authorizing game to be hunted, caught, taken, wounded or killed with auto-pistols.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 157, entitled:

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L. 448) authorizing artificial propagation licensees to kill bullfrogs and tadpoles.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 374, entitled:

An Act amending the act of May 28, 1931 (P. L. 202), entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or non-tidal waters of any river within the Commonwealth; . . . ," changing the license year to commence the first day of January each year.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, Senate Bill No. 420, entitled:

An Act authorizing the Department of Forests and Waters, with the approval of the Governor, to convey to the City of Erie certain lands covered with water situate in the City and County of Erie, Pennsylvania.

He also, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 583, entitled:

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), increasing the number of special dog training area permits which may be issued in any one county.

Mr. HARNEY, from the Committee on Labor and Industry, reported as committed, Senate Bill No. 383, entitled:

An Act prohibiting the Department of Labor and Industry from promulgating and enforcing any rules or regulations affecting domestic servants or farm laborers.

Mr. KELLER, from the Committee on Banking, reported as amended, Senate Bill No. 380, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended, "Banking Code," further regulating

the making of installment loans.

He also, from the Committee on Banking, reported, as amended, Senate Bill No. 429, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended "Banking Code," further providing for the making of loans on the security of real property by savings banks, and authorizing savings banks to invest to a limited extent in banker's acceptances and bills of exchange.

MEMBERS OF COUNCIL OF REPUBLICAN WOMEN FROM DUQUESNE PRESENTED TO SENATE

Mr. KOPRIVER, JR. Mr. President, as you all know, I am the Mayor of the city of Duquesne, as well as the Senator from the Forty-fifth Senatorial District of Pennsylvania. It gives me great pleasure to present to the Senate of Pennsylvania thirty-five members of the Council of Republican Women from my home town, the garden spot of Pennsylvania, Duquesne.

The PRESIDING OFFICER. The Chair, on behalf of the Members of the Senate, is most happy to welcome to the Senate Chamber today the Council of Republican Women from the city of Duquesne, the guests of Senator Kopriver.

We are particularly happy to see in their midst, and in the forefront, the very lovely wife of Senator Kopriver, Mrs. Kopriver.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. BERGER, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

JUSTICE OF THE PEACE

April 7, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Frieda K. Foose, Mounted Route, Enola, Cumberland County, for appointment as Justice of the Peace in and for the Township of Silver Spring, Cumberland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 3, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William F. Masters, R. D. 1, Breinigsville, Lehigh County, for appointment as Justice of the Peace in and for the Township of Weisenberg, Lehigh County, to serve until the first Monday of January 1960, vice George S. Rupp, deceased.

DAVID L. LAWRENCE.

MEMBER OF THE MIFFLIN COUNTY BOARD OF ASSISTANCE

April 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Russell C. Miller (Democrat), 215 Green Avenue, Lewistown, Mifflin County, for appointment as a member of the Mifflin County Board of Assistance, until December 31, 1961, and until his successor is duly appointed and qualified, vice James A. Dalton, Lewistown, whose term expired.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the reappointment of the following as members of the Board of Trustees of Cheyney State Teachers' College, until the third Tuesday of January 1965, and until their successors are appointed and qualified:

William M. Maier, Esq., Bryn Mawr, Montgomery County.

Paul Comly French, 136 North Main Street, Yardley, Bucks County.

DAVID L. LAWRENCE.

RECESS

Mr. BERGER. Mr. President, I request a five minute recess of the Senate for the purpose of holding a Republican Caucus in the Conference Room at the rear of the Senate.

The PRESIDING OFFICER. Are there any objections? The Chair hears no objection, and declares a five minute recess of the Senate.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

BILL INTRODUCED AND REFERRED

Mr. PROPERT read in his place and presented to the Chair Senate Bill No. 684, entitled:

An Act amending the act of April 13, 1943, (P. L. 49), entitled "An act authorizing individual co-fiduciaries, in certain cases, to consent to investments in common trust funds, and validating consents heretofore given," enlarging the investment powers of co-fiduciaries.

Which was committed to the Committee on Banking.

PERMISSION TO ADDRESS SENATE

Mr. HAYS asked and obtained unanimous consent to address the Senate.

Mr. HAYS. Mr. President, as a Senator, at one time it was my ambition to introduce legislation repealing as many laws as I attempted to add to the statute books of the Commonwealth. I have long since given this ambition up. However, this particular bill, which I am about to introduce, does repeal a section of the School Code of Pennsylvania which provides that a school textbook must be used not less than five years. I have a feeling that this rule is grossly violated at this time. If it were not violated, it would be a national tragedy, perhaps, in this nuclear age.

BILLS INTRODUCED AND REFERRED

Messrs. HAYS, KALMAN, MULLIN and SEYLER read in place and presented to the Chair Senate Bill No. 685, entitled:

An Act repealing section 802 of the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," relating to the use of textbooks for a period of not less than five years.

Which was committed to the Committee on Education.

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 686, entitled:

An Act amending the act of June 1, 1933 (P. L. 1172), entitled "Borough Rural State Highway Law," adding a new route in Sugar Grove Borough, Warren County.

Which was committed to the Committee on Highways.

He also read in place and presented to the Chair Senate Bill No. 687, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled, "Rural State Highway Law," adding a new route in Warren County.

Which was committed to the Committee on Highways.

Messrs. ELLIOTT, MADIGAN, BLASS, SHAFER, VAN SANT, BERGER and WHALLEY read in place and presented to the Chair Senate Bill No. 688, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," establishing the Migrant Farm Labor Commission as a departmental administrative commission in the Department of Agriculture, and prescribing its powers and duties regarding migrant farm laborers and children of such laborers.

Which was committed to the Committee on Labor and Industry.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. WHALLEY offered the following resolution, which was read, considered and agreed to:

In the Senate, April 27, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, May 4, 1959, at TWO o'clock P.M., E. S. T. and when the House of Representatives adjourns this week, it reconvene on Monday, May 4, 1959 at THREE-THIRTY o'clock P. M., E. S. T.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE RESOLUTION

AMENDING SENATE RULES

Mr. BERGER offered the following resolution (Serial No. 25), read and referred to the Committee on Rules:

In the Senate, April 27, 1959.

Resolved, That the Rules of the Senate be amended by adding a new rule to read:

50. (a) Any person accorded the privileges of a newspaper or television news photographer must be the photographer of a daily newspaper, or of a recognized press association, who is not engaged in any department of the State government, or in any other business, or must be the accredited photographer of a daily newspaper, television station or recognized press association.

(b) All applications for admission to the floor of the Senate must be made to the President pro tempore. Such application shall state the name of the newspaper, television station or press association represented by the photographer, its location, and be signed by the applicant.

(c) The President pro tempore shall verify the statements made in such application, and if the application is approved by him, he shall issue a photographer's card signed by him and by the President of the Pennsylvania Capitol Newspaper Photographers' Association.

(d) The photographers shall not visit members in their seats during the sessions of the Senate, and shall abide by such rules and regulations as may be adopted by the Rules Committee of the Senate.

(e) The card issued by the President pro tempore must be presented when required by any Sergeant-at-Arms. It shall not be transferable. The transfer or loan of such card to any one shall be followed by its cancellation and the withdrawal of all its privileges from the photographer so offending.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. BERGER asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. BERGER and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

JUSTICE OF THE PEACE

April 7, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Frieda K. Foose, Mounted Route, Enola, Cumberland County, for appointment as Justice of the Peace in and for the Township of Silver Spring, Cumberland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 3, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William F. Masters, R. D. 1, Breinigsville, Lehigh County, for appointment as Justice of the Peace in and for the Township of Weisenberg, Lehigh County, to serve until the first Monday of January 1960, vice George S. Rupp deceased.

DAVID L. LAWRENCE.

MEMBER OF THE MIFFLIN COUNTY BOARD OF ASSISTANCE

April 20, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Russel C. Miller (Democrat), 215 Green Avenue, Lewistown

Mifflin County, for appointment as a member of the Mifflin County Board of Assistance, until December 31, 1961, and until his successor is duly appointed and qualified, vice James A. Dalton, Lewistown, whose term expired.

DAVID L. LAWRENCE.

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY STATE TEACHERS' COLLEGE

March 17, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the reappointment of the following as members of the Board of Trustees of Cheyney State Teachers' College, until the third Tuesday of January 1965, and until their successors are appointed and qualified:

William M. Maier, Esq., Bryn Mawr, Montgomery County.

Paul Comly French, 136 North Main Street, Yardley, Bucks County.

DAVID L. LAWRENCE.

A motion was made by Mr. BERGER and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Mullin,	Stevenson,
Berger,	Keller,	Murray,	Stiefel,
Blass,	Kessler,	Pechan,	Taylor,
Camiel,	Kopriver, Jr.,	Propert,	Van Sant,
Chapman,	Kromer,	Ripp,	Wade,
Confair,	Lane,	Rooney,	Wagner,
DiSilvestro,	Madigan,	Ruth,	Walker,
Donolow,	Mahady,	Sarraf,	Watkins,
Ehrgood,	Mallery,	Scott,	Weiner,
Elliott,	McCreesh,	Seyler,	Walley,
Flack,	McGinnis,	Shafer,	Wolfe,
Harney,	McMenamin,	Silvert,	Fleming,
Hays,	Miller,		Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. BERGER. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. BERGER. Mr. President, I request a five minute recess of the Senate for the purpose of holding a meeting of the Committee on Rules, to be held in the office of the President pro tempore.

The PRESIDING OFFICER. Are there any objections? The Chair hears no objection, and declares a five minute recess of the Senate.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

PERMISSION TO ADDRESS SENATE

Mr. WEINER asked and obtained unanimous consent to address the Senate.

Mr. WEINER. Mr. President, the resolution which I am about to offer is co-sponsored by my colleagues in the Senate who are members of the Bar of the Commonwealth.

SENATE RESOLUTION

URGING THE GOVERNOR TO PROCLAIM MAY 1, 1959 AS LAW DAY, U. S. A.

Mr. WEINER. Mr. President, I now ask unanimous consent to offer a resolution at this time.

The PRESIDING OFFICER. Is there objection. The Chair hears none.

Messrs. WEINER, SILVERT, McGINNIS, RIPP, MULLIN, WALKER, STIEFEL, KALMAN, BERGER, MALLERY and BLASS offered the following resolution (Serial No. 26), which was read, considered and agreed to:

In the Senate, April 27, 1959.

The official Proclamation of the President of the United States designating Friday, May 1, 1959 as Law Day in the United States of America, urges the people of the nation to join on that day in reaffirming their dedication "to our form of government and the supremacy of law in our lives."

It is to be a day on which the American people reaffirm their reliance upon law in private and governmental affairs, as contrasted with the tyranny and oppression of the individual in the communist world where the same date is traditionally marked by displays of military might.

Adherence to the rule of law has enabled our nation to grow and prosper, for the entire structure of our business, religious, social and cultural life is dependent on the law. It has also been a vital element in our own community life for every citizen relies upon the law in his daily affairs and for the protection of his person and property. However, in our reliance upon the rule of law in our daily affairs we may at times for granted the benefits we derive from it, and overlook the struggle in the world today to preserve law and order as our way of life; therefore be it

Resolved, That the Senate urge the citizens of the Commonwealth of Pennsylvania to rededicate themselves to freedom for the individual under just laws, administered by independent courts, and in so doing emphasize before the world the contrast between the rule of law in the United States and the rule of force and fear under communism and be it further.

Resolved, That May 1, 1959 be observed by the people of our great State as Law Day U. S. A. in order to foster an abiding respect for law, and thus enable our nation to grow in moral strength as it grows in population, resources and world leadership and be it further,

Resolved, That the Senate urge the Governor to proclaim May 1, 1959 as Law Day U. S. A.

PERMISSION TO ADDRESS SENATE

Mr. SCOTT asked and obtained unanimous consent to address the Senate.

Mr. SCOTT. Mr. President, a few moments ago, during your greeting to the members of the Dickinson School of Law, you referred to the Uniform Commercial Code and suggested that if these students learn the provisions of that Code, they would really be learned in the law. My advice to them, Mr. President, is not to be too worried about the existing provisions of the Uniform Commercial Code because the bill I am about to intro-

duce has to do with the amending and revising of that Uniform Commercial Code.

The PRESIDING OFFICER. May the Chair remark to the students from the Dickinson School of Law, if they are still present, that they should heed the words of Senator Scott?

BILLS INTRODUCED AND REFERRED

Mr. SCOTT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. SCOTT, KESSLER and WADE read in place and presented to the Chair Senate Bill No. 689, entitled:

An Act reenacting, amending and revising the act of April 6, 1953 (P. L. 3), entitled "Uniform Commercial Code."

Which was committed to the Committee on Judiciary General.

Mr. PECHAN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. PECHAN and BERGER read in place and presented to the Chair, Senate Bill No. 690, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," providing for an operator license period of three years and fixing fees relative thereto.

Which was committed to the Committee on Highways.

Mr. MURRAY. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. MURRAY, STEVENSON, LANE and FLACK read in place and presented to the Chair, Senate Bill No. 691, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," limiting the provisions relating to the annexation of boroughs by petition to those having a population of less than ten thousand inhabitants and establishing a procedure for the annexation of boroughs having a population of ten thousand or more.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 692, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," providing for the terms and salaries of officials and employes of annexed territory and ordinances of the annexed territory.

Which was committed to the Committee on Local Government.

Mr. ELLIOTT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. ELLIOTT read in place and presented to the Chair Senate Bill No. 693, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), tntitled "The County Code," changing the required qualifications of district attorneys in seventh class counties.

Which was committed to the Committee on Local Government.

Mr. McCREESH. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. McCREESH and WEINER read in place and presented to the Chair Senate Bill No. 694, entitled:

An Act requiring employers to pay for medical examination fee where such examination is a condition of employment.

Which was committed to the Committee on Labor and Industry.

They also read in place and presented to the Chair Senate Bill No. 695, entitled:

An Act amending the act of May 18, 1937 (P. L. 654), entitled, as amended, "An act to provide for the safety and to protect the health and morals of persons while employed; . . ." requiring employers to furnish personal protective devices free of charge.

Which was committed to the Committee on Labor and Industry.

They also read in place and presented to the Chair Senate Bill No. 696, entitled:

An Act permitting any person entitled to vote to absent himself from any service or employment in which he is then engaged or employed for a period of two hours in certain cases without deduction in salary or wages.

Which was committed to the Committee on Labor and Industry.

HOUSE CONCURRENT RESOLUTION No. 60 REPORTED FROM COMMITTEE

Mr. BERGER, from the Committee on Rules, to which was referred on April 27, 1959, the following resolution from the House of Representatives, reported the same without amendment as follows, viz:

CONGRESS MEMORALIZED TO EXPEDITE LEGISLATION NECESSARY TO COMPLETE THE GREAT KINZUA DAM

In the House of Representatives, April 21, 1959.

The Upper Allegheny River Valley, especially during recent years, has suffered increasingly severe flood damage—in March, 1956 the greatest flood since 1865 and this spring another of comparable destructive effect.

In contrast, Pittsburgh and the Lower Allegheny Valley have incurred relatively little damage. The reason for this disparity in damage clearly lies in the fact that the system of flood control dams for the lower river has long been completed. The lower river tributary flood-waters are habitually held back until flood conditions abate.

Although the flood control system for the Allegheny Valley was authorized more than twenty years ago by the seventy-fourth Congress of the United States, the central project, the great Kinzua Dam above Warren, remains stalled in the planning stage.

Continued inaction in getting on with building the Kinzua dam means a heavy handicap to northwestern Pennsylvania— an ominous, ever-to-be-reckoned-with threat to life and property, an active and deadening threat to the economic growth and recreational development of the region.

Like so many areas where the Congress has mounted vast public works to meet needs beyond local powers of enterprise, the Upper Allegheny Valley Watershed now feels a decisive need for positive and immediate Federal action; therefore be it

Resolved (The Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to expedite to the utmost the appropriations and any additionally needed enabling legislation, including legislation to enunciate the will of Congress if this point continue unclear to the Federal courts, to bring into being without further delay the great Kinzua Dam; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION No. 60

Mr. BERGER asked and obtained unanimous consent for the immediate consideration of House Concurrent Resolution No. 60.

On the question,

Will the Senate concur in the same?

It was concurred in.

Ordered, That the Clerk return the same to the House of Representatives with information that the Senate has passed the same without amendment.

CALENDAR

THIRD READING CALENDAR

BILL RECOMMITTED

Mr. BERGER. Mr. President, I move that House Bill No. 40, on third reading, entitled:

An Act making an appropriation to the Department of Military Affairs for certain expenses in connection with the Korean Conflict Veterans Compensation Act.

be recommitted to the Committee on Appropriations.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 44, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" exempting certain municipal authorities from motor vehicles registration and certificate of title fees.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—26

Berger,	Lane,	Ruth,	Walker,
Blass,	Mallery,	Sarraf,	Watkins,
Camiel,	McCreesh,	Scott,	Weiner,
Chapman,	McGinnis,	Seyler,	Wolfe,
Confair,	Mullin,	Stevenson,	Fleming,
Hays,	Pechan,	Taylor,	Presiding Officer
Kalman,	Ripp,	Wagner,	

NAYS—18

Barr,	Harney,	Madigan,	Silvert,
Ehrgood,	Keller,	Murray,	Stiefel,
Elliott,	Kessler,	Propert,	Van Sant,
Flack,	Kromer,	Rooney,	Wade,
		Shafer,	Walley,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 116, Printer's No. 695; and

Senate Bill No. 117, Printer's No. 696.

The PRESIDING OFFICER. Is there objection?

Mr. BARR. Mr. President, while we are talking about Senate Bill No. 116 and Senate Bill No. 117, I would like to read an article which appeared yesterday in the Sunday edition of the Harrisburg Patriot-News. The article is headed: "Maryland Dealers Rap Pennsylvania Raw Milk Quality." I am not only reading this article for my own benefit, but also for the benefit of the Presiding Officer, Senator Fleming. It reads as follows:

> "Rockville, Md.
> "A member of the Montgomery County Council said last night bacteria counts on a number of samples taken from Pennsylvania raw milk shipped into the county have been running high.
> "Councilman Grover Walker said a report from county manager Melvin L. Reese showed bacteria counts running as high as 610,000 per cubic centimeter.
> "Walker, a dairy farmer and a member of the Maryland-Virginia Milk Producers Assn., made his remarks at a hearing on a proposed county milk ordinance.
> "The Maryland milk code permits a maximum bacteria count of 400,000 before pasteurization, county atty. Alfred H. Carter said. The proposed county code would allow a count of 200,000."

I am saying that Pennsylvania raw milk, which has been tested, has shown a bacteria count as high as 610,000. The newspaper article further states:

> "One Gaithersburg, Md., dairy farmer, W. Lawson King, invited the council to accompany him on a visit to certain Pennsylvania farms, which were not identified.
> "'I'd like to show you the conditions there,' he said, 'and then see if you would be willing to drink a glass of milk from those farms. Believe me, you would not.'"

Mr. President, I am not going to oppose the Majority Leader. I am merely going to suggest a motion to recommit these bills to committee. If Senator Berger wants them to go over in order, it is all right with me.

The PRESIDING OFFICER. There being no objection, the bills will go over in their order.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 132, entitled:

An Act authorizing the Department of Public Welfare

with the approval of the Board of Trustees of the Hollidaysburg State Hospital to contract with the Borough of Hollidaysburg and the Hollidaysburg Sewer Authority for improvements and extensions to the sewerage collection system and treatment plant and the use thereof by the Hollidaysburg State Hospital and the payment of part of the cost and maintenance thereafter and making an appropriation.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

Mr. MALLERY. Mr. President, I understand that the Senate is now considering Senate Bill No. 132, Printer's No. 141.

The PRESIDING OFFICER. That is correct, sir.

Mr. MALLERY. Mr. President, the reason for this bill is that for quite some years prior to 1935, Blair County was one of the relatively few counties in the Commonwealth where a mental hospital was constructed from local taxes. In 1935, the State took over the Hollidaysburg State Hospital without recompensing one penny for that hospital. A number of years afterward, all except one of the buildings were razed and a new hospital was constructed.

The sewage from the Hollidaysburg State Hospital empties into the sewerage disposal plant of the borough of Hollidaysburg. I should know exactly the population of the borough in which I live. However, I believe the population is approximately 8,000. The population of the hospital has grown over the years. While it is not the largest, it is one of the largest mental hospitals in Pennsylvania. The time has come when the sewerage disposal plant must be enlarged.

The matter of a contribution to be made by the State toward the enlargement of the sewerage disposal plant of the hospital was taken up with the Secretary of Welfare, the Honorable Ruth Grigg Horting, who stated that it was only reasonable and fair for the Commonwealth to make a constribution toward the enlargement. The enlargement of the sewerage disposal plant will cost between $600,000 and $700,000.

The Secretary of Welfare has assured me that this bill, which was prepared I believe by someone in the Department of Welfare, would receive her blessing inasmuch as she considered it the only fair thing for the State to do.

Therefore, Mr. President, I respectfully ask the support of this bill by all of the Members of the Senate.

Mr. WEINER. Mr. President, I will have to agree with Senator Mallery that this is a worthy bill and one which deserves and merits our support. However, the one problem contained in this bill is the fact that there is $134,000 which must be appropriated.

I am under the impression that there is a cut to be made in the budget in varying amounts. I am in favor of cutting out of the budget any unnecessary expenditures, and also any money which we do not need for purposes which are necessary in operating this State and the State institutions. However, as long as we have not done any cutting and as long as we have not raised the revenue, I respectfully urge that this bill be recommitted to the Committee on Appropriations until such time as we have the revenue for this measure.

I have looked through the budget, and it might be that my eyesight is failing me, but I do not see anywhere in the budget where an amount of money has been se aside for this very purpose. As long as it is not ther and we do not have the funds to do the work, I thin every Member here will have to agree with me that w have to try to avoid deficit financing as much as possibl This is one way to do it.

Mr. BERGER. Mr. President, this bill is very plain in it purpose and, of course, its purpose is very fair. Howeve I submit to the Minority Leader that this is a way to sav money because if the Hollidaysburg State Hospital had t step out and build its own sewerage disposal system, i would cost quite a lot more money than it would to pa its fair share of the maintenance, as it is being asked t do now and which, I understand, the Department of Wel fare feels is the correct and proper thing to do. Therefore I am extremely interested, as is everyone in this Senate in saving all possible money. This actually will result in saving of money.

Mr. WEINER. Mr. President, I do not disagree with th Majority Leader except that my problem is: Where is th $134,000 which this bill carries as part of the price tag Where will we get that money to accomplish this purpose even though the purpose is meritorious?

Mr. MALLERY. Mr. President, I quite agree with m colleague, Senator Weiner, and I do have a suggestion. A much as I dislike to make this suggestion, but it will b taking a project from Blair County. If money is going t be spent, I, personally and naturally, would like to hav as much of it spent in Blair County as is proper.

I received from the Superintendent of the Hollidaysbur State Hospital a copy of his recommendations, and I no ticed one recommendation is that a gymnasium be buil at the Hollidaysburg State Hospital which, I believe would cost in excess of the amount which is being aske for in this bill to help build a sewerage disposal plant.

I think anyone in Pennsylvania would agree that sewerage disposal plant is just about as necessary as gymnasium would be. Further, I think everyone her would agree that it is much more necessary to have sewerage disposal plant, into which would drain the sew age from the hospital, than to have a gymnasium. Do no take me wrong. If we are going to spend money for gym nasiums, I, personally, would like to see one at the Holli daysburg State Hospital. It is believed that this woul help cure the mentally ill. I am no authority on whethe or not it would help. However, I think I have pointed ou briefly the reason why this appropriation should be mad and I have suggested, also, where the money can b obtained.

Mr. WEINER. Mr. President, I agree with what th gentleman has just said. My purpose in asking that thi bill be recommitted to the Appropriations Committee i so that we can resolve this problem. If there is money i the budget for the two projects which the Senator ha mentioned,—I do not doubt that he has made a study o this problem and he is probably correct—I think tha would be the place to decide it. If we pass this bill today we will only be faced later on, when we get down to th budget, with the problem that this has gotten away fron us. I do not have a vote in the House, so I cannot contro what they do over there. I think this is the place to tak care of this particular situation.

Therefore, I respectfully ask that this bill be sent to th Appropriations Committee for reconsideration until thi matter of the budget, which will not be dealt with for th

next week or two, comes before us. At that time, we might possibly take up the budget problems and solve that within short order. Therefore, I ask my colleagues to give this matter careful consideration because of the money involved, and the entire budgetary and financial problems involved. We, as the board of directors, must act on these problems carefully. I ask that this bill go back to committee for that purpose.

Mr. MALLERY. Mr. President, I yield to Senator Weiner's request that this bill be recommitted to the Committee on Appropriations.

The one thing I wanted to bring before the Senate was the history of this bill and the necessity of having the appropriation.

Mr. BERGER. I am sorry, Mr. President, but I did not hear the remarks just made by Senator Mallery. However, I believe that, undoubtedly, this whole problem was considered in the Appropriations Committee at its meeting when the bill was discussed and they were satisfied that this was a proper allocation of State funds. Consequently, because this sewer project and the connection with the Hollidaysburg State Hospital is a matter of great importance, I would oppose the request of the Minority Leader.

Mr. WEINER. Mr. President, I do not want to belabor this matter. However, I think one of the things which we should bring before this body is the fact that this bill came out of committee some time ago. Since that time, I have heard varying reports about the budget being cut and I think if that is going to be done, this bill should be reconsidered with those cuts. If they are going to cut any projects at all, or cut any money out of the budget, perhaps this should be one of the projects which should be considered in the over-all picture in order that when we study the entire problem, we will be able to do so intelligently and make our cuts wherever they are deemed necessary.

Mr. MALLERY. Mr. President, I have great confidence in every Member of this Senate doing what is the right thing to do in so far as this bill is concerned. The project has progressed to the point where I believe bonds are being sold at this time in order to construct this sewerage disposal plant.

I appreciate what you have done, Senator Berger. However, I am willing to leave it up to my colleagues on the left to work out some satisfactory solution to this matter.

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Potter, Senator Berger.

The PRESIDING OFFICER. Will the gentleman from Potter, Mr. Berger, permit himself to be interrogated?

Mr. BERGER. I will, Mr. President.

Mr. LANE. Senator Berger, I take from your last statement that the $134,000 which we are discussing now was not included in that $100,000,000 cut. Is that correct?

Mr. BERGER. Mr. President, I think if the Senator would read the statement carefully, he would see: "so that it would not be to the detriment of indispensable services." I would suggest that possibly the disposal of sewage might come under the category of indispensable services.

Mr. LANE. Mr. Berger, at this Appropriations Committee meeting which you attended, this bill was reported out. Is that correct? Was the amount involved discussed at all?

Mr. BERGER. Mr. President, I do not believe that I said I attended the meeting. I said, "at the meeting at which this bill was discussed." I said that I was confident they had considered the problem.

Mr. LANE. Then you consider yourself an authority on this particular bill as far as the subject matter contained in the bill is concerned. I just asked you a very, very simple question as to whether or not this $134,000 was included in the $100,000,000 cut that you are also going to make.

Mr. BERGER. Mr. President, I am sure that it would be included in whatever amount may be saved in the reductions in the recommendations from the Governor in his budget.

Mr. LANE. Mr. President, I thank the gentleman very much. I take it that anything which is described or set up as an essential service will not be cut from the budget. Is that correct?

Mr. BERGER. Mr. President, I would say that any indispensable service will not be taken out of the budget.

Mr. LANE. Thank you very much. I am going to find that definition very shortly.

Mr. WEINER. Mr. President, acceding to the wishes of the Senator from Blair, I withdraw my request that this bill be recommitted to the Appropriations Committee.

And the question recurring,

Shall the bill pass finally?

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I now ask unanimous consent that Senate Bill No. 132, Printer's No. 141, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 216, Printer's No. 230;

Senate Bill No. 221, Printer's No. 628; and

Senate Bill No. 223, Printer's No. 240.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 313, entitled:

An Act amending the act of May 1, 1933 (P. L. 216) entitled "The Dental Law" changing the definition of the "Practice of dentistry" and changing penalties relating to dental technicians.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,

DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Walley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL POSTPONED

Mr. BERGER. Mr. President, I move that Senate Bill No. 381, on third reading, entitled:

An Act amending the act of June 4, 1943 (P. L. 883) entitled "An act authorizing and directing the Department of Highways to erect and maintain as a post war construction project a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum Allegheny County and a point in Westmoreland County and to provide the necessary approaches and connections with State highways . . ." making the bridge a free bridge providing for the payment of certain obligations out of the Motor License Fund and making an appropriation therefor.

be placed on the Third Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 434, entitled:

An Act amending the act of June 21, 1937 (P. L. 1982) entitled "An act authorizing the Supreme Court of Pennsylvania to prescribe rules of practice and procedure in civil actions at law and in equity in certain courts of this Commonwealth to prescribe rules and regulations for the conduct of any general business either civil or criminal by judges of any court of record . . ." granting the power to prescribe rules of practice and procedure in civil matters in the courts of quarter sessions.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Walley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 495, Printer's No. 671;

House Bill No. 610, Printer's No. 153;

House Bill No. 611, Printer's No. 154; and

House Bill No. 844, Printer's No. 193.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

PARLIAMENTARY INQUIRY

Mr. WATKINS. Mr. President, I rise to a question of parliamentary inquiry.

The PRESIDING OFFICER. The gentleman will state it.

Mr. WATKINS. Mr. President, I would like to know how I am recorded as voting on Senate Bill No. 44, Printer's No. 406.

The PRESIDING OFFICER. You have been recorded as voting "aye."

Mr. WATKINS. Mr. President, that is in error.

RECONSIDERATION OF SENATE BILL No. 44

Mr. WATKINS. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 44, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" exempting certain municipal authorities from motor vehicles registration and certificate of title fees.

passed finally today.

The PRESIDING OFFICER. How did the Senator vote?

Mr. WATKINS. Mr. President, I voted with the prevailing side.

Mr. BERGER. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. BERGER. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—26

Barr,	McCreesh,	Ruth,	Taylor,
Berger,	McGinnis,	Sarraf,	Wagner,
Camiel,	Mullin,	Scott,	Walker,
Hays,	Murray,	Seyler,	Weiner,
Kalman,	Pechan,	Stevenson,	Wolfe,
Lane,	Ripp,	Stiefel,	Fleming,
Mallery,	Rooney,		Presiding Officer

NAYS—18

Blass,	Elliott,	Kessler,	Silvert,
Chapman,	Flack,	Kromer,	Van Sant,
Confair,	Harney,	Madigan,	Wade,
Ehrgood,	Keller,	Propert,	Watkins,
		Shafer,	Walley,

A majority of all the Senators having voted "aye," the

question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 61, entitled:

An Act amending the act of June 25, 1947 (P. L. 951) entitled as amended "An act defining and providing for the licensing and regulation of private academic schools . . ." exempting natural persons or families providing physical care to children under six years of age from provisions of the act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 111, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" making it unlawful to offer for recording or to record plans of land dedicated for road purposes prior to approval of such plans.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 163, Printer's No. 301, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 198, Printer's No. 59; and

Senate Bill No. 233, Printer's No. 733.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 237, entitled:

An Act amending the act of December 22, 1951 (P. L. 1715) entitled "An act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities and to provide for the assessment and retention of fines for absence of councilmen from meetings" providing for the payment of salaries of council members in semi-monthly installments.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 308, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" providing for the acquisition maintenance and enlargement by the borough of certain sewage collection or disposal systems.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 315, Printer's No. 326, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 356, Printer's No. 383, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 361, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" changing provisions concerning protests to proposed changes in zoning.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 392, Printer's No. 424, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair nears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 397, entitled:

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law . . ." extending the provisions thereof to corporations having no capital stock and authorizing corporations to indemnify directors officers and other persons against certain expenses.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. KESSLER offered the following amendment:

Amend Sec. 1 (Sec. 1), page 3, line 5, by inserting after "time":

"For the purposes of this act, depositors in a mutual savings bank are included within the term "members," and the term "director" means any director or person performing a similar function regardless of title."

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. KESSLER offered the following amendment:

Amend Sec. 2 (Sec. 4), page 5, line 4, by inserting after "act":

"Such indemnification shall not be deemed exclusive of any other rights to which those indemnified may be entitled under any by-law agreement vote of shareholders or otherwise."

It was agreed to.

The section was agreed to as amended.

The third section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 405, Printer's No. 670, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection?

Mr. BERGER. Mr. President, I am not opposing or objecting to the request that Senate Bill No. 405 go over in its order. However, I merely wish to state that we are prepared, on this side, to vote on this bill. It has been on the Calendar for a number of days and we would like to move it up and get it voted on. We do not, however, object to the bill going over in its order.

The PRESIDING OFFICER. There being no objection, the bill will go over in its order.

BILL RECOMMITTED

Mr. BERGER. Mr. President, I move that Senate Bill No. 409, on second reading, entitled:

An Act providing for a referendum to determine the will of the electorate of any city borough town or township with respect to the fluoridation of their water supply and prescribing the effect of such election.

be recommitted to the Committee on Public Health and Welfare.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

AMENDMENT OFFERED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 510, entitled:

An Act amending the act of June 7, 1901 (P. L. 493) entitled as amended "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeiture for violation thereof" permitting the use of rigid polyvinyl chloride pipe and providing for the joining of pipes.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. ROONEY offered the following amendment:

Amend Section 34, page 2, line 10, by inserting after the word "iron" the following: "galvanized wrought steel."

On the question,

Will the Senate agree to the amendment?

Mr. BERGER. Mr. President, I am probably the only one in the Senate who does not recognize what polyvinyl chloride pipe is or what relation the amendment has to the original intent of the bill. I would request, therefore, if the Senator would defer, that we have an opportunity to check these amendments and that the bill go over in its order, without amendment, so that we can find out what they are about.

The PRESIDING OFFICER. Does the gentleman from Northampton, Senator Rooney, have any objection?

Mr. ROONEY. I will agree with that, Mr. President, and withdraw the amendment at this time.

And the question recurring,

Will the Senate agree to the section?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I now ask unanimous consent that Senate Bill No. 510, Printer's No. 545, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 512, Printer's No. 547; and

Senate Bill No. 617, Printer's No. 664.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 640, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" further regulating bonds to be given for protection of labor and materialmen.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 644, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" further regulating bonds to be given for protection of labor and materialmen.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 693, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the second

time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 694, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" providing for payment to organizations of Gold Star Mothers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 704, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" authorizing temporary investment and deposits of county funds.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 743, entitled:

An Act amending the act of June 27, 1939 (P. L. 1207) entitled "An act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except chiefs deputy chiefs and chief clerks) in bureaus of fire and fire alarm operators and fire box inspectors in bureaus of electricity in cities of the second class defining the powers and duties of Civil Service Commissions for such purpose in said cities and repealing inconsistent legislation" further regulating physical examinations required for applicants for original appointment.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 758, entitled:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "Second Class City Law" adding additional means of security and further regulating the deposit of city funds with depositories.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WEINER offered the following amendment:

Amend Section 1, Page 3, line 15, by inserting after "city": "or with any bank or bank and trust company organized under the laws of this Commonwealth or any national banking association located in this Commonwealth which shall be approved by the city treasurer."

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that House Bill No. 758, Printer's No. 220, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 863, Printer's No. 222, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 882, entitled:

An Act amneding the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof . . ." further providing for pension payments to members of the pension fund becoming disabled.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 883, entitled:

An Act amending the act of May 22, 1935 (P. L. 233) entitled "Policemen's Relief and Pension Fund Law" further providing for the payment of pensions upon disability.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 945, entitled:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "Second Class City Law" further regulating contracts relating to city affairs.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 975, entitled:

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 1169, entitled:

An Act making a deficiency appropriation from the

Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 14, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225), entitled "The Game Law," authorizing game to be hunted, caught, taken, wounded or killed with auto-pistols.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 58, entitled:

An Act amending the act of April 23, 1956 (P. L. 1510), entitled, as amended, "Disease Prevention and Control Law of 1955," providing for the treatment of eyes of newborn children.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 113, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," transferring certain departmental administrative boards within the Department of Public Welfare to the Department of Jus- and conferringj upon the Department of Justice supervisory powers over certain supervised institutions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 157, entitled:

An Act amending the act of May 2, 1925 (P. L. 448), entitled "The Fish Law of 1925," authorizing artificial propagation licensees to kill frogs and tadpoles.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 374, entitled:

An Act amending the act of May 28, 1931 (P. L. 202), entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream, artificial or natural body of water, or non-tidal waters of any river within the Commonwealth; . . ." changing the license year to commence the first day of January each year.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 380, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended, "Banking Code," further regulating the making of installment loans.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 383, entitled:

An Act prohibiting the Department of Labor and Industry from promulgating and enforcing any rules or regulations affecting domestic servants or farm laborers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 420, entitled:

An Act authorizing the Department of Forests and Waters, with the approval of the Governor, to convey to the City of Erie certain lands covered with water situate in the City and County of Erie, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 429, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended "Banking Code," further providing for the making of loans on the security of real property by savings banks, and authorizing savings banks to invest to a limited extent in banker's acceptances and bills of exchange.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 435, entitled:

An Act amending the act of December 28, 1955 (P. L. 913), entitled "The Dangerous Drug Act of 1955," making unlawful the possession of dangerous drugs without a prescription; and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 444, entitled:

An Act amending the act of June 25, 1913 (P. L. 551), entitled "An act to authorize incorporated or unincorporated churches, cemeteries, or burial associations, owning burial-grounds located wholly or in part in any city, township, or borough of this Commonwealth, to purchase other grounds, and to sell and convey in fee simple such portions of their land, not used or conveyed by them for burial purposes, or which may have been reconveyed to them or shall have reverted or become acquired by them, under the terms hereof, or otherwise; . . . ," further regulating the change of location of burial-grounds or portions thereof, and removal of bodies by court order.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 583, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225) entitled "The Game Law," increasing the number of special dog training area permits which may be issued in any one county.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 613, entitled:

An Act amending the act of March 2, 1956 (P. L. 1211), entitled "Practical Nurse Law," providing for examinations for licensure to be given at State teachers' colleges and State-aided universities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 614, entitled:

An Act amending the act of May 22, 1951 (P. L. 317), entitled, "The Professional Nursing Law," providing for examinations for licensure to be given at State Teachers' Colleges and State-aided universities.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

PETITIONS AND REMONSTRANCES

Mr. LANE. Mr. President and Members of the Senate, some weeks ago the Senate Appropriations Committee selected a committee to hear the budget. This committee has worked diligently for the past six weeks. It has worked late into the evenings in reviewing the budget in detail.

I do not know of any member of the committee who has arrived at any decision in regard to any cut in the budget. The Philadelphia Inquirer carried a story whereby the Chairman of the Committee had thought there was a possibility of a $50,000,000 cut. In my conversation with the Chairman of the Committee, he is not sure and neither am I.

There was a statement made by a very responsible official of the Majority Party, and carried in all the newspapers in Pennsylvania, in which he stated that $100,000,000 could be cut from the budget. Of course, the Pennsylvania State Chamber of Commerce came out with the same figure. In my opinion, the report by the State Chamber of Commerce is certainly a monstrosity. It insults the intelligence of not only the Members of the Senate and of the House of Representatives, but it insults the intelligence of the people of Pennsylvania.

It seems to me that it is just about time that we, on the Democratic side, cut the cloth to fit the suit. I, for one, would like to know where they are going to cut this budget. They have made statements in regard to these cuts and this $100,000,000, and I think they should get up on this floor today and tell us where they are going to make the cuts. By doing that, we will be in a position to intelligently apply ourselves. If they do not do that, I cannot see any reason why this committee should continue studying the budget. It is hard and tough work, and we have worked diligently at it. I do not know how we are going to cut $100,000,000 from the budget. I want to save money as much as the rest of the Members. However, I do not know how we can cut even $50,000,000 from the budget.

Therefore, Mr. President, I am going to address my remarks to the Majority Leader of the Senate, Senator Berger, who is the spokesman for the Republican Majority.

Mr. President, I desire to interrogate the gentleman from Potter, Senator Berger.

The PRESIDING OFFICER. Will the gentleman from Potter, Mr. Berger, permit himself to be interrogated?

Mr. BERGER. I will, Mr. President.

Mr. LANE. Are you of the opinion that $100,000,000 can be cut from this budget?

Mr. BERGER. That is my present opinion, Mr. President. I do not confine myself to the figure of $100,000,000. I think I stated that we would try to save as much as we could and if $100,000,000 could be saved, that would be excellent.

Mr. LANE. Could you tell me, and the Members of the Senate, just where you are going to make these savings?

Mr. BERGER. Mr. President, I would like to have it well understood by the gentleman from Washington, Senator Lane, and by the Members of the Senate and by the people to whom he referred, the people of Pennsylvania, that I am not making the savings. That is up to the Administration. I cannot make the savings in the budget. We can recommend certain reductions in the budget and withhold approval of certain appropriations when they are presented to us.

Mr. LANE. Would you advise me, then, where the recommendations are and what the recommendations are going to be in regard to the various portions of the General Fund budget? Let us get down to brass tacks.

Mr. BERGER. Mr. President, the committee, to which Senator Lane has referred, has completed, I would judge, about two-thirds of its investigation of this budget. Although I do not recall seeing the statement that they thought savings or cuts in the amount of about $50,000,000 might be made, I hope that will be augmented by further reductions when they have completed their work. I do not know that it could be one-third more, but having such recommendations in mind, and not having received the committee's report, I trust that it will be able to make further recommendations.

Furthermore, Mr. President, one of the major elements of the requests for additional moneys comes from the fact that there was a $178,000,000 deficit reported for this biennium. As late as a week ago, I believe it was announced that $10,000,000 of that amount could be reduced because of increased collection of the current taxes. If that can be done as announced a week ago, after we know how much money is currently being collected from such taxes as the gross receipts on utilities, corporate net income tax, capital stock tax—if they are increased, that will further reduce the estimated deficit in this budget—we can, therefore, reduce the amount of money requested by the Governor to that extent. That amount is not known at this time and will not be known until we receive a report of current collections.

Mr. LANE. Mr. President, I am willing to agree that

there is a possibility that we might be able to reduce the deficit. There is that possibility and it is a real one. However, the statements by the Majority Leader are not the statements which were in the papers, that the budget can stand a $100,000,000 cut. The newspaper statement goes on to talk about having so many people on the payroll and they crowd themselves out of restaurants, and all that sort of thing.

The point I wish to make here today is this. I would like to know if anyone on the other side can tell me of one department where they can start making cuts which are going to amount to $100,000,000. It is virtually an impossibility, to my way of thinking. This statement is very misleading to the people of Pennsylvania. I do not think this Administration—as a matter of fact, I know this Administration does not want any more money than is absolutely necessary to run the State Government. You are not going to cut education, I hope. You are not going to cut welfare, I hope. Fifty-two cents of each dollar goes to education and Public Instruction, and about twenty-eight cents goes to Public Welfare. What are you going to do about those things? Those are the two major departments where I say we should spend the most money.

When we get on the floor here, it becomes a hodgepodge because no one knows where the cuts are going to be made. Yet, they say in the newspapers that there is going to be a $100,000,000 cut. Let us play this game on the up and up; let us be fair and square about this thing. It came as a surprise to me.

I have not missed a meeting of the committee. I do not think the other Members have missed a meeting, either. There was never any talk about any figure whatsoever in my presence. In the event they are going to figure where the cuts are going to be made, I want to be included in on the conference. If no one can answer my question, I might as well sit down. They do not have any figures. It is all guesswork over there.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, April 28, 1959, at 10:00 o'clock, a. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:18 o'clock, p. m., Eastern Standard Time, until Tuesday, April 28, 1959, at 10:00 o'clock, a. m. Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, April 27, 1959.

The House met at 3:30 p. m. EST.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Reverend F. Louis Grafton, guest Chaplain, pastor of the Wayside Presbyterian Church, member of the Board of Erie Council of Churches, Erie County, and guest of the gentlemen from Erie, Messrs. Blair and O'Dell, offered the following prayer:

Almighty God, our gracious Heavenly Father, we ask that Thy spirit will descend upon us and lift us to the heights of consecrated service and to clear thinking. Help each one here who has the responsibility to his people to always judge their advice and counselling in the pure light of Thy love and wisdom. Stay with the session this afternoon; guide and direct them. And may we feel truly here Thy kind of peace because of our kind of submissive counselling together.

In the name of our Lord and Master, Jesus Christ, we pray. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to Journal of Wednesday, April 15. 1959? If not, and without objection, the Journal is approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, April 21, 1959 will be postponed until printed.

The Chair hears none.

BILLS INTRODUCED AND REFERRED

By Mrs. B. Z. MILLER, Messrs. STEWART, KEE and KESSLER. HOUSE BILL No. 1392.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), exempting certain food and beverages when the purchase price is fifty cents or less.

Referred to the Committee on Ways and Means.

By Messrs. WARGO, SCHWARTZ, STEWART, and GOLDSTEIN. HOUSE BILL No. 1393.

An Act amending the "Pennsylvania Fair Employment Practice Act," approved October 27, 1955 (P. L. 744), changing the definition of employe.

Referred to the Committee on Labor Relations.

By Messrs. WARGO, SCHWARTZ, STEWART and GOLDSTEIN. HOUSE BILL No. 1394.

An Act amending the "Pennsylvania Fair Employment Practice Act," approved October 27, 1955 (P. L. 744), changing the definitions of employers and age and clarifying which advertisements by an individual seeking employment constitute unlawful employment practices.

Referred to the Committee on Labor Relations.

By Messrs. WALSH, ROVANSEK and MEHOLCHICK. HOUSE BILL No. 1395.

An Act amending the act of April 25, 1945 (P. L. 289), entitled "An act providing for the health and safety of persons employed in and about the coal mines of the Commonwealth of Pennsylvania; * * *," providing for the examination of candidates for the office of electrical inspector of coal mines, and the issuance of a certificate to successful candidates; providing for the appointment of electrical inspectors by the Governor from a list of persons holding such certificates.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. WALSH, ROVANSEK and MEHOLCHICK. HOUSE BILL No. 1396.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), creating the Electrical Inspectors' Examining Board as a departmental administrative board in the Department of Mines and Mineral Industries and fixing its powers and duties.

Referred to the Committee on Mines and Mineral Industries.

By Mrs. VARALLO, Messrs. CAPANO, BOWER and A. W. JOHNSON. HOUSE BILL No. 1397.

An Act amending the "Pennsylvania Labor Relations Act," approved June 1, 1937 (P. L. 1168), changing the definition of employer.

Referred to the Committee on Labor Relations.

By Messrs. SCHAAF, CIOFFI and A. J. MURPHY. HOUSE BILL No. 1398.

An Act amending the "Transfer Inheritance Tax Law," approved June 20, 1919 (P. L. 521), increasing the tax rate on property transferred to lineal descendants.

Referred to the Committee on Ways and Means.

By Messrs. STECKEL and STONE. HOUSE BILL No. 1399.

An Act amending the "Local Tax Enabling Law" approved June 25, 1947 (P. L. 1145) providing for joint agreements and the bonding of persons or agencies collecting taxes; giving credit and allowing for further deductions for taxes paid.

Referred to the Committee on Municipal Corporations.

By Messrs. T. H. W. JONES and WARGO. HOUSE BILL No. 1400.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) further regulating the election of councilmen.

Referred to the Committee on Boroughs.

By Mr. POLEN, Mrs. MARKLEY, Messrs. ESHLEMAN and HAMILTON. HOUSE BILL No. 1401.

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), providing for bipartisan election of all elected school directors.

Referred to the Committee on Elections and Apportionment.

By Messrs. ESHLEMAN and NELSON. HOUSE BILL No. 1402.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing that the Department of Public Instruction employ architects to prepare plans and variations for the use of school districts and making an appropriation.

Referred to the Committee on Education.

By Mrs. VARALLO and Mrs. MARKLEY.
HOUSE BILL No. 1403.

An Act relating to motion picture films, reels or stereopticon views or slides; providing a system of listing the first showing of each film, reel or view and a system of registration of exhibitors, sellers, lessors and users of films, reels or view, disapproval of films, reels or views which are obscene or unsuitable for children and of advertising matter used in connection therewith; imposing powers and duties upon the Penna. State Board of Motion Picture Control and providing penalties for the violation of this act.

Referred to the Committee on State Government.

By Messrs. WHEELER, TRUSIO, OGILVIE and STROUP. HOUSE BILL No. 1404.

An Act amending "The Fiscal Code," approved April 9, 1929 (P. L. 343), providing for fiscal information for the members of the General Assembly.

Referred to the Committee on State Government.

By Messrs. BOIES, WHITTAKER, PURSLEY and MAXWELL. HOUSE BILL No. 1405.

An Act amending the act of April 6, 1951 (P. L. 68), entitled "An act authorizing the Department of Welfare, the Department of Health, or any departmental administrative board, commission or officer of either department to proceed by injunction or other process in the court of common pleas in any county where an alleged unauthorized activity is committed, ***," authorizing legal action to restrain or prohibit the establishing, conducting or operating of institutions subject to supervision by such departments in violation of rules and regulations.

Referred to the Committee on Welfare.

By Messrs. WHEELER, McCANN, LOPRESTI and POLEN. HOUSE BILL No. 1406.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), providing that the tax upon intrastate telephone and telegraph service shall be computed on the basis of the total amount billed to customers periodically.

Referred to the Committee on Ways and Means.

By Messrs. LUTTY and DEVLIN.
HOUSE BILL No. 1407.

An Act amending the act of July 7, 1879 (P. L. 194), entitled "An act to enlarge the jurisdiction of justices of peace, and regulating the fees of constables making sales under this act," enlarging the jurisdiction of aldermen, magistrates and justices of the peace.

Referred to the Committee on Judiciary.

By Messrs. LUTTY and DEVLIN.
HOUSE BILL No. 1408.

An Act amending "The Vehicle Code," approved May 1, 1929 (P. L. 905), increasing jurisdiction of aldermen and justices of the peace in civil actions arising from use of vehicles.

Referred to the Committee on Judiciary.

By Messrs. LUTTY and LAMB. HOUSE BILL No. 1409.

An Act amending the act of July 20, 1917 (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," increasing the mileage fees.

Referred to the Committee on Judiciary.

By Messrs. DEVLIN and MIHM.
HOUSE BILL No. 1410.

An Act regulating the transportation, sale and delivery of top soil in counties of the second class, and fixing penalties.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. DEVLIN and MIHM.
HOUSE BILL No. 1411.

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), authorizing counties to acquire for certain purposes by purchase, gift, exchange or condemnation real property or interests in real property in excess of present needs.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. McCANN, LOPRESTI, BOWER and A. W. JOHNSON. HOUSE BILL No. 1412.

An Act relating to public works contracts, providing for prevailing wages, imposing duties upon the Secretary of Labor and Industry, providing remedies, penalties and repealing existing laws.

Referred to the Committee on State Government.

By Messrs. CLARKE and LAMB.
HOUSE BILL No. 1413.

An Act amending the "Credit Union Law" approved May 26, 1933 (P. L. 1076) further regulating requirements for incorporation, deposit of funds, subjects for investment of funds, real and personal property held for purposes of the credit union and membership in such unions, ***.

Referred to the Committee on Judiciary.

By Messrs. PRENDERGAST, PURSLEY and CROSSIN. HOUSE BILL No. 1414.

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one" approved May 17, 1921 (P. L. 789), providing that certain management and agency contracts entered into by domestic insurers subject to the supervision of the insurance commissioner be subject to the approval of the insurance commissioner.

Referred to the Committee on Insurance.

By Messrs. FINEMAN, SCHWARTZ, NAUGLE and WILLAREDT. HOUSE BILL No. 1415.

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one" approved May 21, 1921 (P. L. 789), extending the provisions requiring the licensing of agents to include domestic mutual fire insurance companies; and prescribing penalties.

Referred to the Committee on Insurance.

By Messrs. FINEMAN, SCHWARTZ, NAUGLE and WILLAREDT. HOUSE BILL No. 1416.

An Act amending "The Insurance Company Law of 1921" approved May 17, 1921 (P. L. 682) requiring domestic mutual fire insurance companies conducting certain kinds of insurance to license their agents.

Referred to the Committee on Insurance.

By Messrs. RUDISILL, GAILEY, TOMPKINS and T. H. W. JONES. HOUSE BILL No. 1417.

An Act to consolidate, amend and revise the escheat laws of the Commonwealth; providing for the taking of property and money by the Commonwealth as escheat and as custodian; *** and making an appropriation.

Referred to the Committee on Judiciary.

By Messrs. GIBSON, O'DELL and WHEELER. HOUSE BILL No. 1418.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), providing that one member of the Industrial Board shall be a qualified fire protection engineer.

Referred to the Committee on State Government.

By Messrs. GIBSON, O'DELL, BLAIR and WHEELER. HOUSE BILL No. 1419.

An Act amending the "Fire Safety Building Regulation Law," approved April 27, 1927 (P. L. 465), further regulating ways of egress in certain buildings.

Referred to the Committee on State Government.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 19

An Act amending the act of March 22, 1907 (P. L. 31) entitled "An act to provide for the assignment of counsel in murder cases and for the allowance of expenses and compensation in such cases" providing for the appointment of special investigators.

Referred to the Committee on Judiciary.

SENATE BILL No. 379

An Act amending the act of May 27, 1949 (P. L. 1903) entitled "The Military Code of 1949" providing that Colonels having certain service shall be placed on the retired list as Brigadier Generals.

Referred to the Committee on Military Affairs.

SENATE BILL No. 389

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" authorizing the purchase or condemnation of unobstructed views at curves and intersections.

Referred to the Committee on Boroughs.

SENATE BILL No. 498

An Act amending the act of August 31, 1955 (P. L. 531) entitled "Pennsylvania Athletic Code" abolishing the State Athletic Commission designating a deputy of the Department of State appointed by the Secretary of the Commonwealth as the State Athletic Commissioner providing for the use of employes of the Department of State to perform duties heretofore performed by the State Athletic Commission and authorizing use of Pennsylvania State Police for investigation.

Referred to the Committee on State Government.

RESOLUTIONS INTRODUCED AND REFERRED

By Mrs. VARALLO and Mr. BELL. RESOLUTION No. 61.

In the House of Representatives, April 21, 1959.

The official Proclamation of the President of the United States designating Friday, May 1, 1959 as Law Day in the United States of America, urges the people of the nation to join on that day in reaffirming their dedication" to our form of government and the supremacy of law in our lives."

It is to be a day on which the American people reaffirm their reliance upon law in private and governmental affairs, as contrasted with the tyranny and oppression of the individual in the communist world where the same date is traditionally marked by displays of military might.

Adherence to the rule of law has enabled our nation to grow and prosper, for the entire structure of our business, religious, social and cultural life is dependent on the law. It has also been a vital element in our own community life for every citizen relies upon the law in his daily affairs and for the protection of his person and property. However, in our reliance upon the rule of law in our daily affairs we may at times take for granted the benefits we derive from it, and overlook the struggle in the world today to preserve law and order as our way of life; therefore be it

Resolved, That the House of Representatives urge the citizens of the Commonwealth of Pennsylvania to rededicate themselves to freedom for the individual under just laws administered by independent courts and in so doing emphasize before the world the contrast between the rule of law in the United States and the rule of force and fear under communism and be it further,

Resolved, That May 1, 1959 be observed by the people of our great State as Law Day U. S. A. in order to foster an abiding respect for law, and thus enable our nation to grow in moral strength as it grows in population, resources and world leadership and be it further,

Resolved, That the House of Representatives urge the Governor to proclaim May 1, 1959 as Law Day U. S. A.

Referred to the Committee on Rules.

By Messrs. HOLLIDAY, AUKER and H. G. MILLER. RESOLUTION (Not Printed)

In the House of Representatives, April 21, 1959.

Percy A. Patterson, a former member of the General Assembly from the first district of Blair County passed away unexpectedly at his home in Altoona on Sunday, April 19. For P. A. Patterson it was the end of a long and active life in which he was prominent in county and State business and political affairs.

Mr. Patterson was born on October 2, 1878 in Clearfield, and he completed his education at Duff's College in Pittsburgh. Shortly after his graduation he became active in the Republican party, and this active interest led to his election to the House of Representatives in 1932. In 1935 he was appointed State inheritance tax appraiser for Blair County and in 1938 his long and effective political organization efforts were recognized when the Republican committee of Blair County elected him chairman, a position he held until his retirement in 1956.

Percy Patterson was also very active in community and civic projects as is evidenced by the numerous organizations in which he held membership. Among the many were the Elks, the Kiwanis and the Chamber of Commerce.

Mrs. Patterson and two of three sons predeceased Mr. Patterson, but he left to survive him a son, a niece, three grandchildren and a sister who deeply mourn his passing; therefore be it

Resolved, That the House of Representatives extend its profound sympathy to those who survive Mr. Percy A. Patterson; and be it further

Resolved, That a copy of this resolution be forwarded by the chief clerk to his son, Mr. Richard A. Patterson at 3415 Paper Mill Rd., Huntingdon Valley, Pennsylvania, and to his niece with whom he resided at 2612 W. Chestnut Street, Altoona, Pennsylvania.

Referred to the Committee on Rules.

By Messrs. VERONA, PRENDERGAST, J. A. O-DONNELL and Mrs. REIBMAN.

RESOLUTION (Not Printed).

In the House of Representatives, April 21, 1959.

Henry A. Male, former State Representative and Pen Argyl businessman, died recently at his home at 11 Pennsylvania Avenue, Pen Argyl. He had been ill for a year.

A former Pen Argyl Burgess, Borough Secretary and Councilman, Mr. Male served in the House of Representatives from 1931 to 1937. He represented Northampton County's second district.

Widely known as a real estate and antique dealer, he was a familiar figure at auction sales throughout the Lehigh Valley. Thirty-five years ago, he founded Male's Furniture Store, Pen Argyl, which is presently operated by his sons, Charles and Maurice.

Educated in Pen Argyl Schools, he went to work at an early age in the slate quarries. At the age of twenty-seven, he went into business for himself.

He operated an ice business for four years before entering the furniture business. He was also a former Vice-President of Edelman's Slate Quarry.

Mr. Male's long years of business activity in his community and his leadership in civic affairs earned him the respect and esteem of his neighbors and fellow citizens. He has long been looked upon as a valuable member of the community who contributed much to civic affairs as well as having conducted his business affairs on an exemplary and high basis; therefore be it

Resolved, That each Member of this House of Representatives extends his heartfelt sympathy to the family of the late Henry A. Male on their great loss at his recent death; and be it further

Resolved, That copies of this resolution be sent to each of Mr. Male's children: Charles Male, Pen Argyl; Maurice Male, Pen Argyl; Mrs. John Buzzard, Bangor; and Miss Pearl Male, Pen Argyl; and that a copy of this resolution be sent to his brother, Nicholas M. Male, Pen Argyl.

Referred to the Committee on Rules.

PETITION

PROTESTING PASSAGE OF HOUSE BILLS Nos. 114 and 369

The SPEAKER laid before the House a petition, numerously signed, protesting the passage of legislation legalizing the sale of beer in ball parks and transporting parochial and private school children in public school buses.

Referred to the Committee on Rules.

RESOLUTION—MONROEVILLE CHAMBER OF COMMERCE

PROTESTING PASSAGE OF HOUSE BILL No. 1297

The SPEAKER laid before the House a resolution protesting the passage of legislation providing for Mass Transportation Authority in Allegheny County.

Referred to the Committee on Cities—Counties—Second and Second Class A.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. KAMYK. I regret to announce that my colleague from Allegheny County, Mr. J. P. Moran, this morning underwent major surgery at the Braddock General Hospital. Therefore, I ask leave of absence for him for this week.

Mr. A. W. JOHNSON. We are sorry to hear that Mr. Moran is seriously ill. We all admire him greatly and I am certain that this House of Representatives wants to extend to him our heartfelt sympathy, hopes that he makes a speedy recovery and can be back here real soon.

Mrs. Varallo for Mr. McKEEVER for today.

Mrs. Varallo for Mr. KORNICK for today.

Mrs. Varallo for Mr. SNIDER for today.

Mr. Gibson for Mr. HAUDENSHIELD for the week because of illness.

Mr. Gibson for Mr. AUKER for today.

Mr. Gibson for Mr. HELM for today.

Mr. Gibson for Mr. ROYER for tomorrow.

REPORTS FROM COMMITTEE

Mr. DEVLIN from the Committee on Rules, reported as committed, House Resolution No. 44.

Mr. McCANN from the Committee on Rules, reported as committed, House Resolution No. 61.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 12, entitled:

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333) requiring the Flag of the United States be displayed at all polling places.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 50, entitled:

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225) extending provisions for special permits to certain disabled persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 113, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) providing sick leaves for employes and changing the provisions relating to other leaves of absence.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 256, entitled:

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225) designating magistrates, aldermen or justices of the peace before whom informations charging summary offenses may be brought.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 506, entitled:

An Act amending "The Liquid Fuels Tax Act" approved May 21, 1931 (P. L. 149) reducing the tax rate of fuels used in jet or turbo-jet propelled aircraft and aircraft engines.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 516, entitled:

An Act to define license and regulate resident and nonresident auctioneers and apprentice auctioneers in this Commonwealth and revising consolidating and making the law uniform relative thereto creating the State Auctioneers Commission conferring certain powers and duties on the commission and on certain departments and officers of the State and local governments providing for the keeping of records and the inspection thereof repealing certain inconsistent laws and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 647, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) changing the provisions relating to sick leaves for certain State employes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 682, entitled:

An Act amending the act of June 8, 1911 (P. L. 710) entitled "An act to regulate the doing of business in this Commonwealth by foreign corporations * * *" prohibiting certain foreign corporations from engaging in certain financial transactions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 690, entitled:

An Act amending the act of June 29, 1937 (P. L. 2423) entitled as amended "An act establishing a Pennsylvania State Police Retirement System * * *" defining the words "Final Salary."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 695, entitled:

An Act amending the "Second Class County Code" approved July 28, 1953 (P. L. 723) providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 756, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) providing for annual vacations and special leaves from employment for State employes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 869, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for Commonwealth reimbursement for certain costs incurred by school districts in connection with the education of partially sighted children.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 888, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) authorizing expenditures for aviation training.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 889, entitled:

An Act amending "The Aeronautical Code" approved May 25, 1933 (P. L. 1001) amending and adding definitions revising text to conform and authorizing expenditures for aviation training.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 923, entitled:

An Act amending the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities * * *" providing a method of paying service increments from the pension fund to employes of the city after retirement.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 986, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the maximum number of officers and men in the aggregate in the Pennsylvania State Police and making editorial changes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 997, entitled:

An Act designating the whitetail deer as the official State animal.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1025, entitled:

An Act amending "The Dry Cleaning and Dyeing Law" approved May 14, 1949 (P. L. 1342) by amending the construction requirements for walls of dry cleaning dye-

ing tumbler or drying rooms repealing section 8 (b) of the act and substituting a new subsection in its place.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1056, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Secretary of Public Welfare and the Governor to assign to the use of the Pennsylvania Game Commission 533.8 acres of land in Union and Hunlock Townships, Luzerne County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1066, entitled:

An Act authorizing an interstate compact concerning detainers and for related purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1074, entitled:

An Act amending the "Funeral Director Law" approved January 14, 1952 (P. L. 1898) providing for a State Board of Funeral Directors in the Department of Public Instruction.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1077, entitled:

An Act empowering the Department of Health to regulate the burial of radio-active material and to issue permits therefor and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1078, entitled:

An Act amending "The Dental Law" approved May 1, 1933 (P. L. 216) providing for biennial registration.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1079, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Board of Examiners of Architects.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1080, entitled:

An Act amending the "Profesional Engineers Registration Law" approved May 23, 1945 (P. L. 913) providing for biennial registration.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1081, entitled:

An Act amending the "Architects Registration Law" approved July 12, 1919 (P. L. 933) providing for biennial renewal of certificates and changing fees in accordance therewith.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1082, entitled:

An Act amending the "Chiropody Act of 1956" (P. L. 1206) providing for biennial renewal of registration and changing fees in accordance therewith.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1083, entitled:

An Act amending the "Osteopathic Practice Law" approved March 19, 1909 (P. L. 46) providing for biennial registration.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1084, entitled:

An Act amending the "Optometrists' Licensure Law" approved March 30, 1917 (P. L. 21) providing for biennial registration and changing fees in accordance therewith.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1112, entitled:

An Act amending the act of June 16, 1836 (P. L. 715) entitled "An act relating to Reference and Arbitration" authorizing arbitration before the County Court of Allegheny County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1114, entitled:

An Act amending the "Second Class City Law" approved March 7, 1901 (P. L. 20) dispensing with advertising when certain contracts are made.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1115, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 1.49 acres more or less of land situate in Abington Township Lackawanna County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1116, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 19.15 acres more or less of land situate in Mahoning Township and the Borough of Danville Montour County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1117, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 10.0478 acres more or less of land situate in East Allen Township Northampton County Pennsylvania with the approval of the Governor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1118, entitled:

An Act amending the "Adoption Law" approved April 4, 1925 (P. L. 127) clarifying the definition of the term "Approved Agency or Institution."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1123, entitled:

An Act authorizing the Department of Military Affairs to expend State funds for services provided by the Pennsylvania Wing Civil Air Patrol and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1146, entitled:

An Act amending the "Domestic Corporations etc. Excise Tax Act" approved July 25, 1953 (P. L. 564) changing the due date so that the tax may be paid at any time prior to the actual issuance of the capital stock.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1149, entitled:

An Act amending the act of April 29, 1874 (P. L. 73) entitled "An act to provide for the incorporation and regulation of certain corporations" further regulating the filling of vacancies in corporate offices.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1170, entitled:

An Act repealing the act of January 24, 1956 (P. L. 946) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey real property situate in the Township of West Goshen Chester County."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1173, entitled:

An Act providing for the continuity of the General Assembly in the event of an attack by an enemy of the United States.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1174, entitled:

An Act to authorize political subdivisions of this Commonwealth to establish an emergency temporary location or locations for their seats of government and to exercise governmental powers and functions thereat.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1175, entitled:

An Act providing in the event of attack upon the United States for the continuity of the executive and judicial States for the continuity of the executive and judicial functions of the government of the Commonwealth and the governments of political subdivisiosn of the Commonwealth by providing for an additional officer to act as Governor providing for emergency interim succession to other executive offices of the Commonwealth and its political subdivisions providing for special emergency judges and authorizing political subdivisions to enact resolutions and ordinances relating to the subject.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1176, entitled:

An Act to authorize the establishment of an emergency seat of government for the Commonwealth and to authorize the exercise of governmental powers and functions thereat during periods of emergency.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1179, entitled:

An Act amending "The Military Code of 1949" approved May 27, 1949 (P. L. 1903) providing for powers responsibilities duties and limitations of the Governor

* * * including the Pennsylvania Air National Guard within the provisions of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1190, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) further prescribing the powers and duties of the Department of Mines and Mineral Industries in relation to abandoned coal mines.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1210, entitled:

An Act amending the "Adoption Law" approved April 4, 1925 (P. L. 127) authorizing parents to relinquish duties to children and making changes in relinquishment proceedings.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1211, entitled:

A Supplement to the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" providing a period during which certain persons may join the pension fund created under this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1214, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 72.088 acres more or less of land situate in Aleppo and Kilbuck Township, Allegheny County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1223, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey a certain lot or tract of ground with improvements thereon in Blairsville, Indiana County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1224, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 23 acres more or less of land situate in Collier Township, Allegheny County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1225, entitled:

An Act amending the act of May 20, 1937 (P. L. 728) entitled "An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in prosecuting claims before such boards * * * and authorizing an appropriation" changing provisions relating to the compensation of members and employes of the board authorizing additional employes changing provisions relating to the assesment and payment of filing fees and costs creating the Arbitration of Claims Fund and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1226, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class * * *" providing payments to the widow and children of members who are killed while on duty.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1227, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law" approved May 22, 1935 (P. L. 233) providing payments to the widow and children of members who are killed while on duty.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1232, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof * * *" adding certain additional requirements for loans for which members' rights may be assigned as security * * * requiring the retirement board to pay to credit unions the amount of money which such credit union has loaned * * *."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1238, entitled:

An Act amending the act of July 18, 1935 (P. L. 1314) entitled as amended "An act authorizing the utilization of the Pennsylvania State Police Training School for training persons to act as policemen * * *" changing the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1239, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) changing the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 35, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing temporary investment of city funds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 266, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" further providing for salaries of mayor and councilmen in newly created cities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

REVENUE BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 655, entitled:

An Act reenacting and amending "The Realty Transfer Tax Act" approved December 27, 1951 (P. L. 1742) imposing the tax permanently.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 656, entitled:

An Act reenacting and amending the "State Personal Property Tax Act" approved June 22, 1935 (P. L. 414) by reenacting and clarifying the State personal property tax increasing the rate thereof and of the corporate loans tax granting certain additional exemptions and credits and providing for the valuation of stock in certain investment companies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 657, entitled:

An Act amending the "Corporation Income Tax Law" approved August 24, 1951 (P. L. 1417) increasing the rate of tax.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 658, entitled:

An Act amending the "Corporate Net Income Tax Act" approved May 16, 1935 (P. L. 208) increasing the rate of tax.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 659, entitled:

An Act to provide revenue by imposing an excise tax payable by those herein defined as manufacturers and bottlers of bottled soft drings and syrups as herein defined prepared used sold transported or delivered within the Commonwealth and by others * * * conferring powers and imposing duties on the Department of Revenue and those manufacturing bottling distributing selling and transporting syrup or bottled soft drinks and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 660, entitled:

An Act amending the act of June 1, 1889 (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" continuing in effect the rate of tax of fourteen mills heretofore imposed upon the gross receipts of certain companies limited partnerships associations joint-stock associations copartnerships and persons and imposing the tax upon the gross receipts of gas companies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 661, entitled:

An Act amending the act of July 15, 1897 (P. L. 292) entitled "An act to provide revenue by taxation" increasing the rate of tax on shares of capital stock of banks and savings institutions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 662, entitled:

An Act amending the act of June 13, 1907 (P. L. 640) entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved April twenty-ninth one thousand eight hundred and seventy-four and the supplements thereto * * *" increasing the rate of tax on shares of capital stock of every title insurance or trust company bank and trust company or trust company.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 664, entitled:

An Act to provide revenue by imposing an excise tax on the underground storage of gas within the Commonwealth requiring permits fixing the rate of tax providing for the reporting of such storage the payment of the tax interest

and penalties conferring powers and imposing duties upon the Department of Revenue common carriers and county officials.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 768, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) excluding tobacco products from the imposition of tax.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 769, entitled:

An Act to provide revenue by imposing a state excise tax upon sales or gifts of tobacco products other than cigarettes requiring persons engaged in the sale of tobacco products to secure licenses prescribing the method and manner of collecting such tax making it unlawful to sell or possess tobacco products upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and other persons making an appropriation and imposing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1285, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) changing the definition of purchase price to include within such definition the value of personal property taken as a trade-in or exchange.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

CONCURRENT RESOLUTION

RECALLING HOUSE BILL No. 412, FROM THE GOVERNOR

Mr. DEVLIN offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, April 24, 1959.

Resolved (if the Senate concur), that House Bill No. 412, Printer's No. 125, entitled "An act authorizing courts to alter modify suspend reinstate terminate amend or rescind any order decree judgment or sentence for a period of thirty days from the date of entering of record the order decree judgment or sentence," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON SECOND READING

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 569, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions with respect to acquisition of real property and the disposal thereof.

The first section was read.
On the question,
Will the House agree to the section?
Mr. GAILEY offered the following amendments:

Amend Sec. 1 (Sec. 703), page 2, line 19, by inserting after "and" "except in school districts of the first class and first class A."
Amend Sec. 1 (Sec. 703), page 2, line 20, by inserting after "Instruction" "in any case in which reimbursement by the Commonwealth is involved".

They were agreed to.
The section was agreed to as amended.
The title was read and agreed to.
And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 578, entitled:

An Act amending the "Beauty Culture Law" approved May 3, 1933 (P. L. 242) changing eligibility requirements for examination.

The first section was read.
On the question,
Will the House agree to the section?

MOTION TO RECOMMIT

Mr. EILBERG. Mr. Speaker, I move that this bill be recommitted to the Committee on Professional Licensure.
On the question,
Will the House agree to the motion?
Mrs. KOOKER. Mr. Speaker, I ask for a roll call.

The SPEAKER. The Chair would say this: Sometimes Members rise without addressing the Chair. It is not enough simply to rise, for Members rise from their seats for various purposes. The Chair would request that those who rise and desire recognition would not simply stand in their place until recognized but would address the Chair, and if the Chair fails to hear, address him very emphatically.

Mr. McCANN. Mr. Speaker, a motion was made by the gentleman from Philadelphia pertaining to House bill No. 578, Printer's No. 182, amending the Beauty Culture Law.

There is a definite discrepancy of opinions regarding the increased amount of education required in this bill, the proposed legislation in this field. I am confident the Committee in the caucus today tried to work something out. I believe the section requires 10 years of education whereas all other requirements are 8 years at the present time, including the barbering field.

Since the Committee has seen fit to take this bill back into committee and try to work out the sections of the amendments to this bill, I ask that the Members of this House do concur, and vote favorably to recommit the bill to the Committee on Professional Licensure.

Mr. STEWART. Mr. Speaker, I desire to interrogate the Majority Leader, please.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. STEWART. Mr. Speaker, is not this the second time this bill has been reported out of Committee?

Mr. McCANN. That is correct, sir. This is the second time this bill has been reported from the Committee.

Mr. STEWART. Is there any assurance from the Majority party that the bill will be reported out again?

Mr. McCANN. Mr. Speaker, I certainly can assure you it is not the intent to recommit the bill for the sole purpose of burying the bill, If the Committee can agree upon a set of amendments to the bill, particularly to the sections I am talking about. The action of the Committee will speak for itself.

Mr. STEWART. Mr. Speaker, I would like to make a brief statement on this motion.

This bill has been before this Committee on two occasions. It has been thoroughly discussed and thrashed out in Committee. Both times the Committee voted this bill out on the floor of the House for a vote. If there is a difference of opinion on the educational requirements, I think it should be debated on the floor of the House, and therefore I ask the Members of the House to vote against this recommittal.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mrs. Kooker and Messrs. A. D. Williams and AGNEW, and were as follows:

YEAS—91

Anderson,	Frank,	Maxwell,	Reibman,
Arlene,	Frascella,	Meholchick,	Reidenbach,
Balthaser,	Gailey,	Mihm,	Renwick,
Bonner,	Gallagher,	Mills,	Riley,
Branca,	Gelfand,	Monroe,	Rovansek,
Breth,	Heavey,	Muldowney,	Scarcelli,
Burns,	Holt,	Mullen,	Schuster,
Capano,	Irvis,	Munley,	Schwartz,
Capitolo,	Jenkins,	Murphy, A.J., Jr.,	Sherman,
Cianfrani,	Jim,	Murray, J. J.,	Silverman,
Cioffi,	Kamyk,	Musto,	Stank,
Clarke,	Kovolenko,	Needham,	Stone,
Comer,	Lamb,	Nelson,	Sullivan,
Crossin,	Leonard,	O'Donnell, J. A.,	Taylor,
Curwood,	Limper,	O'Donnell, J. P.,	Varallo,
Devlin,	Lopresti,	O'Neil,	Verona,
Dougherty,	Luigard,	Parlante,	Walsh,
Eilberg,	Lutty,	Pashley,	Wargo,
Farabaugh,	McCann,	Perry, H. H.,	Wheeler,
Filo,	McCormack,	Perry, P. E.,	Yatron,
Fineman,	McDonald,	Polaski,	Yetter,
Flynn,	McLaughlin,	Polen,	Andrews,
Foerster,	Machmer,	Prendergast,	Speaker

NAYS—102

Agnew,	George,	Lee, K. B.,	Shupnik,
Ashton,	Gibb,	Light,	Snare,
Barton,	Gibson,	Lippincott,	Steckel,
Bell,	Goldstein,	McCandless,	Stevens,
Blair,	Goodrich,	McInroy,	Stewart,
Boles,	Gramlich,	Magee,	Stimmel,
Boris,	Guthrie,	Mahan,	Stoner,
Bower,	Hamilton,	Markley,	Strausser,
Bowman,	Heffner,	Merry,	Stroup,
Brenninger,	Henzel,	Miller, B. Z.,	Tompkins,
Brown,	Hocker,	Miller, H. G.,	Ujobai,
Buchanan,	Holliday,	Murphy, P. J.,	Varner,
Davis,	Horst,	Murray, H. P.,	Wall,
Dengler,	Isaacs,	Naugle,	Weidner,
Dennison,	Johnson, A. W.,	O'Dell,	Wescott,
Donahue,	Johnson, R.,	Odorisio,	Whittaker,
Donaldson,	Jones, T. H. W.,	Ogilvie,	Williams, A.D., Jr.,
Down,	Jump,	Petrosky,	Williams, E. S.,
Edwards,	Kee,	Price,	Willard,
Eshback,	Keiser,	Pursley,	Willaredt,
Eshleman,	Kernaghan,	Rigby,	Wilt,
Ewing,	Kessler,	Royer,	Wood,
Fetterolf,	Kooker,	Rudisill,	Worley,
Fox,	Korns,	Schaaf,	Wynd,
Fulmer,	Kubitsky,	Seltzer,	Zimmerman,
Garlock,	Lee, A. M.,		

NOT VOTING—16

Auker,	Haudenshield,	McKeever,	Snider,
Cooper,	Helm,	Moran,	Thompson,
Dennis,	Knecht,	Murray, P. G.,	Trusio,
Floyd,	Kornick,	Sakulsky,	Welsh,

So the question was determined in the negative and the motion was not agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 615, entitled:

An Act amending the "State Highway Law" approved June 1, 1945 (P. L. 1242) requiring that notice be given to property owners affected when plans are approved by the Governor and requiring that lists of such property owners be furnished to the recorder of deeds for indexing purposes.

The first section was read.

On the question,

Will the House agree to the section?

Mr. YATRON offered the following amendments:

Amend Sec. 1 (Sec. 206), page 2, line 12, by striking out "personal."

Amend Sec. 1 (Sec. 206), page 2, lines 12 and 13, by striking out "by registered mail."

Amend Sec. 1 (Sec. 206), page 2, line 13, by inserting after "owner," "or reputed owner of premises."

Amend Sec. 1 (Sec. 206), page 2, line 13, by inserting after "thereby," "by letter or posting."

Amend Sec. 1 (Sec. 206), page 3, line 2, by inserting after "owners," "or reputed property owners."

Amend Sec. 1 (Sec. 206), page 3, line 4, by inserting after "owner," "or reputed owner."

Amend Sec. 1 (Sec. 207), page 3, line 12, by inserting after "owners," "or reputed owners."

Amend Sec. 1 (Sec. 207), page 3, line 13, by inserting after "owners," "or reputed owners."

Amend Sec. 1 (Sec. 208), page 4, line 3, by inserting after "owners," "or reputed owners."

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. YATRON offered the following amendments:

Amend Sec. 2 (Sec. 210), page 6, line 1, by inserting after "owner," "or reputed owner."

Amend Sec. 2 (Sec. 210), page 6, line 4, by inserting after "owners," "or reputed owners."

Amend Sec. 2 (Sec. 210), page 6, line 18, by inserting after "owner," "or reputed owner."

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. YATRON offered the following amendments:

Amend Sec. 3 (Sec. 219), page 7, line 11, by inserting after "owners," "or reputed owners."

Amend Sec. 3 (Sec. 219), page 7, line 13, by inserting after "owners," "or reputed owners."

Amend Sec. 3 (Sec. 220), page 9, line 4, by inserting after "owners," "or reputed owners."

They were agreed to.

The section was agreed to as amended.

The fourth section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title:

Mr. YATRON offered the following amendments:

Amend Title, page 1, fifth line of Title, by inserting after "owners," "or reputed owners of premises."

Amend Title, page 1, next to last line of Title, by inserting after "owners," "or reputed owners."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 738, entitled:

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 739, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 900, entitled:

An Act amending the "County Institution District Law" approved June 24, 1937 (P. L. 2017) including neglected children within the powers and duties of the local authorities.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. SCHAAF. Mr. Speaker, I move that this bill be recommitted to the Committee on Welfare.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 946, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) further providing for the organization hours of service and compensation of firemen.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. ROVANSEK. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities—First Class.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 947, entitled:

An Act amending the act of September 7, 1955 (P. L. 579) entitled "An act requiring recorders of deeds in certain cases to report transfers of property to borough township school district town and second class A and third class city tax collectors" providing that all transfers of property in boroughs townships school districts towns and second class A and third class cities shall be reported to the tax collector thereof and providing that the fee shall be paid by the transferee of such property.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. FILO. Mr. Speaker, I move that this bill be recommitted to the Committee on Boroughs for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1030, entitled:

An Act amending "The Insurance Unfair Practices Act" approved June 5, 1947 (P. L. 445) prohibiting untrue receptive or misleading advertising of insurance business on television.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

INTERROGATION

Mr. A. W. JOHNSON asked and obtained unanimous consent to interrogate Mr. Polen.

Mr. Speaker, I believe there was a little disappointment that the hearings did not start this morning on the appropriations and the budget. Will the gentleman now tell the House when the hearings will start?

Mr. POLEN. Mr. Speaker, the hearings will start at 9:30 a. m. tomorrow, Tuesday, in Room 245.

Mr. A. W. JOHNSON Who will be called in front of your Committee?

Mr POLEN. The first will be the Department of Public Instruction.

Mr. A. W. JOHNSON. How many days does the gentleman expect to listen to that department?

Mr. POLEN. We have meetings scheduled Tuesday through Thursday on the Department of Public Instruction.

Mr. A. W. JOHNSON. During that time, in three days, you are going to try to find out the operations of the department in its many phases, is that correct?

Mr. POLEN. We are, Mr. Speaker.

Mr. A. W. JOHNSON. Are you going to call in any of the fourth class school districts to find whether the $58

million increase in the budget for the support of public schools will be adequate or not?

Mr. POLEN. Mr. Speaker, it was not our intention to call in any of the school districts because we do not believe they will be in possession of the factual information that would be necessary for us to arrive at a conclusion.

Mr. A. W. JOHNSON. But you will get a statement from a responsible person from the Department of Public Instruction as to how far that extra $58 million is supposed to go toward support of our schools, is that right?

Mr. POLEN. We will, Mr. Speaker. Of course it was based upon the present limitations that the Legislature has adopted, $5800 per unit.

Mr. A. W. JOHNSON. Now another question. What other hearings do you plan in subsequent weeks?

Mr. POLEN. Our present plans, Mr. Speaker, are for the week following to have the Department of Welfare and, if possible, the Department of Health.

Mr. A. W. JOHNSON. Mr. Speaker, when does the gentleman figure that he can adequately audit this budget, have the hearings, and finish the job?

Mr. POLEN. Mr. Speaker, I might say we have already done a lot of preliminary work. We have received a lot of information, we have analyzed it, and I believe we should finish the hearings during the month of May.

Mr. A. W. JOHNSON. The gentleman feels then that they will spend just about a month on the hearings?

Mr. POLEN. I believe we can cover the hearings within the month of May.

Mr. A. W. JOHNSON. I thank the gentleman.

Mr. Speaker, I think the time has come for another statement about the policy of the Members on this side of the House.

The reason I interrogated Mr. Polen was that we are vitally interested in these Appropriation Committee hearings. We checked back in the 1957 Session and found that when we were in power we started the hearings on the 18th of February by bringing in, I believe, the Department of Justice. Those hearings continued then up until the early part of May. That means the general appropriation bill did not hit the calendar until, I believe, the 19th of May in 1957. In other words, it took two and one-half months to, what we thought, adequately bring in everybody and find out what the needs or the requests were of the Commonwealth at that particular time. In other words, here we are, pretty near the first of May—I do not know who is to blame and I am not blaming the Chairman of the Appropriations Committee—and we have not had a single hearing about that huge budget. And in the short period of time between now and the end of May Mr. Polen hopes to find out everything there is to know about that huge appropriation request. We will not be here during the primary week, and unless he schedules hearings during that week, of course, there will be no hearings.

The reason I am pointing this out to the House, we have on our calendar quite a number of tax bills. First, bills to reenact existing taxes and then, of course, a series of bills imposing new taxes on the people. In other words we have a tax program in front of us. We have not even had a chance to find out the adequacy of that budget, or whether there can be anything cut out of that budget in order to reduce the $400 million.

Another thing, at this point we have no knowledge of what the existing taxes have brought in up to April 15, 1959, which is the day when the capital stock tax, the public utilities tax, the tax on bank shares, the corporate net income tax and the corporate income tax returns are due, and the checks should be over there now.

We should hear very, very soon about how much money existing taxes brought in. We have no knowledge of what the tax, then, would do with respect to decreasing the so-called deficit of $178 million. And we still do not know much about that so-called deficit.

The statement I received from the Budget Office was a statement of appropriations that they have been able to dole out to the various departments. In other words it is a statement of appropriations that they have been able to give a symbol for so that the money could be given to these different agencies and departments. The inference is, however, that accounts payable have been incurred which will mean that there is a deficit of $178 million. But at this point we do not know whether that is true or not.

Also, we think the time has come, as I said the other day, for a real good figure as to what House bill 665, the new Sales Tax Act will bring in. The amendment that was inserted changing the definition of service labor, making it taxable, whether this was applied to personal property or not, was a far-reaching amendment, and could well bring in upwards of $25 million. I know one filling station operator said," Why, where I used to take in a dollar's worth of sales tax, I am now taking in eight dollars and twelve dollars." It probably is a much bigger figure than any of us imagined, and certainly will go a long way toward reducing the so-called deficit that we are asked to meet.

Also, in the weekend papers there is a statement that the corporate profits for the year 1959 will be about the highest in history. Just travel along the highways and see all the trucks that are on the roads, all the vans bringing new cars to dealers' garages, and it just gives you an idea of the way business has picked up throughout Pennsylvania. Perhaps the 1959-1961 estimates on taxes in the budget are too low and should be increased in light of this increased business activity. In other words we want to know how much of this $400 million figure can be reduced by, as I say, cutting down on the budget, by increasing the estimates from the new sales tax, by getting a new estimate of what the current taxes have brought in or will bring in now before May 31. We think that is vital information because we are being asked to put onto the people $400 million in new taxes, which is the largest new single tax bite in the history of the Commonwealth.

Over the weekend I am sure all of you were met by your constituents. They want economy in government. They want efficiency. They want a short, business-like Session. They do not want any new taxes. They want us to hold the line on spending. And they want a procedure other than voting blindly for taxes without adequate information as to the reasonable needs of the Commonwealth.

I am making this statement because apparently the time has come when the Republican party on this side of the House is in business. We were saddened to hear, today, about the operation of Mr. Moran. That is, of course, pathetic, and as I stated earlier we wish him well. That

cuts you down to an even 106. You had four requests for leave of absence today, and I think you have eight or ten others who were absent who might have come in, but you certainly do not have a shadow of a constitutional majority this week, and I do not know when you will have another one.

Therefore it is time to enunciate some policy from this side of the House; first, with respect to the new tax bite, the $400 million. We want you to give that a good going-over. We want you to audit this budget carefully. We want a new, realistic figure of just how much the bare minimum needs are before we can promise you any votes for any type of new taxes, whether these on the calendar or others. We certainly want to know "Whither goest thou?" We want to know how much you do need; how much is reasonably needed. We are certainly not going to vote blindly for taxes when you have not yet audited your appropriation bills.

We want to get out of here by July 1, and I certainly want to stand here as a good Representative, as an exponent of good government, and prod you to get your job done, get down to work. Let us get rolling on this Session. Let us get some meat out on this calendar so that the Session can end. While maybe it is to our advantage on the Republican side to let you drag on and drag on into the fall—maybe it would rebound to your political advantage, I do not know—but certainly we are not going to let you do it. We stand for good, sound, efficient, responsible government, and that is what we want you people on the other side to stand for. So get under way, hold your hearings, and be here all week long if necessary. We will have Representatives at those hearings because we are just as interested in what is going on as you are. Therefore our caucus has decided today that as far as your new taxes are concerned we want to know more about these figures before you come to us for any votes on the program.

Now, with respect to old taxes, those that you are seeking to have re-enacted, we realize they expire on May 31, and should be on the books by that time. We know we are not going to be here the week of the Primary Election. Naturally it would only be good government that those taxes be put on the Governor's desk before we leave here for that vacation for the Primary Election, but I do not know that we need to supply votes this week for those bills. Let us see how you get along on your hearings, what progress you make, how much enthusiasm you display in the line of good government and good operation of this House, this General Asfsembly, so that we can rapidly get this Legislature out of town with a job well done. I think it is up to you people. We are not going to be obstructionists. We are going to lend our hand at the proper time, but you have got to show your good faith first.

Mr. McCANN. Mr. Speaker, I want to thank the Minority Leader for extending to us on this side of the House the first sign of meeting head-on the cooperation between two parties in solving the financial situation of this Commonwealth in the very near future.

There is no one on this side of the House that does not favor good government, that will not be standing in front of the Appropriations Committee to remove any item in that budget for which there is no need for the money, or the money itself cannot be used in this biennium. I can assure the gentleman that the Appropriations Chairman intends to do that very thing, point by point.

There is no question that the argument will go on for many years to come, as it has in the past, that you can argue one position of taxes first, or budget first, depending on where you are sitting at the time you are arguing the point.

For example, concerning the situation that has been discussed here today, there is no question in the minds of all the people of Pennsylvania that we are asking for additional money for their schools, for their hospitals, for their non-preferred appropriations, and so are the majority of Members on your side of the House.

We certainly intend to try to help to solve this situation. We realize that this is a request for $400 million worth of new taxes.

The gentleman stated that House Bill 665, the Sales and Use Tax Law, certainly could be revised upward. Would you care to quote the source of your revision? The Pennsylvania Economy League has restudied House Bill 665. When we passed it in this House a few weeks ago the estimates of revenue were $163 million, or $101 million less than the total package when we removed the two items of $264 million.

Now the Department of Revenue is required by law to estimate the revenue that this will produce. And let us see what these two people say. The Pennsylvania Economy League and the Department of Revenue estimate the maximum amount of House Bill 665 will not exceed $170 million. Perhaps you have other sources of information that can back this figure to a greater amount of estimated revenue.

We believe, and I believe that you also believe, that the estimated revenue on the other tax bills that are a part of the House calendar was based on the 1957 rate of business in Pennsylvania, not 1958. So we can assume, and we certainly want the Minority Leader to be right, that 1959 and 1960 will be two of the greatest years in the history of this Commonwealth, for they certainly have to be better than 1958 to equal the estimate that is in the books now.

We will accept the 1957 estimate of these tax figures and assume that business will hold at that high a level or higher before we can estimate additional revenue in this field.

There is no one who likes to stand here and plead for votes for taxes, new taxes, knowing that all of us must pay this tax load. But we realize that we must face the financial situation of placing this Commonwealth on a financial, sound level in the next biennium, not a deficit spending program but a program in which the taxes or the revenue that they provide will equal the appropriations that we say will be appropriated in the 1959-61 budget.

House Bill 1284 is on the calendar today on second reading. House Bill 1284 is a bill in which the sales and use tax applicable to alcohol and malt beverages at the retail level will be amended tomorrow by the Chairman of the Ways and Means Committee in which the tax will be placed at the source, meaning that the malt beverage and the alcohol tax will be placed in the store, namely, the liquor store and the beer distributor. This bill, along with other revenue raising measures, perhaps will be

amended, to be in position to be voted on Wednesday in this House.

I certainly want to thank the Republican Members of this House for offering to consider revenue measures and their support of revenue measure votes in this House on Wednesday.

Every one of our Members on this side of the House, including those who are ill today, except Mr. Moran, we are asking them to be here on Tuesday and Wednesday in session, in an attempt to try to find a solution to pass as many of these revenue raising measures as possible on Wednesday of this week.

We intend later in the Hall of this House to present to this House your requests and my requests as to the hospitals of Pennsylvania, the non-preferred appropriations, the amount that you receive in '57-59, the amount that has been proposed in '59-'61, and the amount that you and I have requested. We intend to bring this to this House—the amount of non-preferred appropriations dealing with our schools and our universities, the amount in '57-'59, the amount listed for '59-'61, and the amount that you and I have requested for each of these.

I do no think it will be difficult for me to say that there will be at least another $30 to $40 million of money that you and I have requested for our hospitals, our colleges, our universities, and our non-preferred appropriations which you and I well know that there is not the revenue or tax measure and that they must be eliminated and no appropriation, or else reduced to fit that particular figure.

We certainly want to thank all the people for their consideration in this tax battle that we have been in. Yes, the people of Pennsylvania are talking about taxes. Surprisingly enough, a lot of people are complaining about the high cost of Federal government, state government and local government. But at the same time, have you met with your school boards, have you met with your hospital boards, have you met with your boards at the universities? I am sure that they have asked you also for additional funds. And rightfully so, because they need this money to operate these institutions in each of our communities.

There is no question that we will do everything possible to meet as humanly as possible their requests within the scope of our revenue raising measures. But if we cannot pass $400 million worth of taxes, can we say that we will cut from the budget a certain figure, a reduction in the appropriations to meet this particular budget in 1959-1961, or are we in a position in which we must face reality and provide the tax votes to place this Commonwealth of ours in a financial situation that you and I believe it should have been in years ago and should continue to operate in in future years?

I seek and ask your support. I certainly have favored the appropriation hearings. I certainly have favored cutting out of the budget any single dollar of any appropriated amount of money which we cannot use it or can find a way to reduce the amount in this budget that we have in the Appropriations Committee at the present time.

There is no question that we agree on all those points. If we agree that we will try to do this, and will agree that we will attempt to do this very thing, can we not then also agree on the total amount of money that will be provided in new taxation, and both parties in Pennsylvania help provide the votes to pass such tax measures?

I am sure that you are well aware of the great difficulty that we have had on our side of the House in getting through the various tax measures that are on the calendar today and that particular bills that have passed up to this point.

You know we have amended and will continue to amend, seeking every effort to pass the tax revenue raising measures, and all we can do is thank you and ask you to join with us in finding the solution as soon as possible. There is no question that none of us on this side of the House, and I am sure there are no Members on the other side, who want to be here late in the fall.

We have other programs that we want to roll out here. There is no question that we have to have a highway program. There is no question that we have to have a highway safety program. Each of these has been waiting patiently in an effort to try to solve this tax revenue raising problem of the Commonwealth for the coming biennium.

Yes, the greatest need that you speak about, my friends, is on the calendar here today. And I ask you, and I ask you publicly for Republican votes and support to pass some or all of these tax measures.

Mr. A. W. JOHNSON. Mr. Speaker, I would just like to make a brief reply to the Majority Leader. Just to repeat what our caucus policy is at this point and until we have more information about the budget, existing taxes, revenue and where we go from here, there are no votes for the tax program.

If you are going to amend this bill, taxing whisky and beer at the source, we do not want to be criticized as we have been over the hasty passage of the sales tax bill. I realize that was fast in order to put $250,000 into the coffers of the State. I hear you are going to amend a major tax bill of tremendous importance to a huge industry of the state and you want it passed on Wednesday. I do not believe that anybody on this side can act that quickly on such an important measure. So I just want to reiterate to you the policy established by our caucus today.

Mr. McCANN. Mr. Speaker, will the gentleman tell us if House Bill No. 1284, now on the calendar, was not a part of the original package dealing with $367,000 per day?

Mr. A. W. JOHNSON. I would say that is correct.

Mr. McCANN. Would the gentleman not tell us if House Bill 1285, on the calendar and moved to second reading today, was not a part of the original $367,000 per day estimated revenue, that is, the trade-in feature?

Mr. A. W. JOHNSON. That is correct. That was in the original bill.

Mr. McCANN. Would the gentleman tell us if there is any difference in the word "haste" when we proposed and had to remove two items at that point to pass it with all Democratic votes than there is now at this point in taking each as a separate bill?

Mr. A. W. JOHNSON. The question is rather confusing. You are wondering whether there was haste then and not haste now, is that your question?

Mr. McCANN. I do not believe there was any haste either time, but is there any difference in haste at the

point when we passed the original 665 as amended, which took out these two items?

Mr. A. W. JOHNSON. Mr. Speaker, in answer to that particular question, I believe the state Senate felt that by passing 665 when it did—

The SPEAKER. I doubt that the position of the Senate is a matter of official recognition in this august Chamber.

Mr. A. W. JOHNSON. Mr. Speaker, I certainly will cross off my remarks. I am not here to glorify the other body, I tell you that.

In other words 665 was passed, as I said, in order to bring in $250,000 a day. It was passed hastily, as I say. The amendment that you inserted, changing the definition of tax on service labor when you took out the little word "if" and put in "whether or not," was a far-reaching amendment. In other words, the way you had the bill drafted first it was that only service labor would be taxed if only personal property applied to tangible personal property. When you changed that word the tax is on service labor whether or not you apply any personal property. That made an entirely different tax out of it, as I say. No one knows how far-reaching that was or how much that will bring in, I think the bill was rammed through with great haste and I believe very few people in Pennsylvania know the extent of the amendments that were in the bill.

Mr. McCANN. Mr. Speaker, would the gentleman tell us if the two bills of which I am speaking, 1284 and 1285, were not a part of the original sales tax bill which we had to amend?

Mr. A. W. JOHNSON. Mr. Speaker, that is correct, but I am now speaking about your amending the tax on whiskey and beer to make it an entirely new concept. I believe you stated that you hope to roll the bill on Wednesday after amending it on Tuesday. I doubt the bill will even be in print on the Members' desk on Wednesday.

Mr. McCANN. Mr. Speaker, I am sure that the gentleman can answer my question by stating that it is certainly a part of the original package, and we have amended these two items out into separate bills.

Now then, one of the bills we are going to amend again to reduce the revenue, we are telling you now that the amendments will do the following things to one bill, and we are asking you to consider that piece of legislation for Wednesday of this week, in an effort to try to help solve this financial situation—one step of it—this week.

Can the Minority Leader inform the House if they will consider that piece of legislation as amended on Wednesday, and I believe the Printer can deliver the copy here?

Mr. A. W. JOHNSON. I cannot give you an answer to that until it has been submitted to the House Republican caucus. Unless they change their position of today in the caucus, I would say that they would not consider the bill on Wednesday.

Mr. McCANN. Mr. Speaker, if the caucus is held tomorrow, when the bill is amended, even though it will not be in print until very, very late in the night, and we have clearly defined the amendments to the bill, will the Republican caucus consider that tax revenue measure?

Mr. A. W. JOHNSON. I think you are getting the answer from the hinterland here.

Mr. McCANN. I would like to have it for the record, sir.

Mr. A. W. JOHNSON. Your question is, will they consider the amendments tomorrow in caucus?

At your request, yes, they will consider the amendments. What their disposition will be as to the bill and amendments, I can not forecast here today. Unless the opinion changes in the caucus I think there will be a negative answer.

Mr. McCANN. Mr. Speaker, I thank the gentleman very kindly. All I asked was that he consider the amended bill in caucus.

There will be caucuses on the tax revenue measures tomorrow after we go in session. The decision that they may make they will be able to announce on the floor on Wednesday.

Mr. Speaker, I thank the gentleman very kindly.

QUESTION OF PERSONAL PRIVILEGE

Mr. SHERMAN. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER The gentleman will state his question of personal privilege.

Mr. SHERMAN. Mr. Speaker, on April 13, 1959, I filed my reasons for my vote on House Bill No. 665 which was the only bill under consideration at that time. It is incorrectly recorded in the Legislative Journal of April 13, 1959 as reasons for House Bill No. 666. I ask that the Legislative Journal be corrected so that my remarks can be referred to as House Bill No. 665.

The SPEAKER. The remarks of the gentleman will be spread on the Journal.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 272, entitled:

An Act requiring State licensing boards and agencies to give credit for training received in the armed services of the United States toward requirements for internship clerkship apprenticeship and other job training as a prerequisite to issuing a license.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Frascella,	McCann,	Rovansek,
Anderson,	Fulmer,	McCormack,	Royer,
Arlene,	Gailey,	McDonald,	Rudisill,
Ashton,	Gallagher,	McInroy,	Scarcelli,
Balthaser,	Garlock,	McLaughlin,	Schaaf,
Barton,	Gelfand,	Machmer,	Schuster,
Bell,	George,	Magee,	Schwartz,
Blair,	Gibb,	Mahan,	Seltzer,
Boles,	Gibson,	Markley,	Sherman,
Bonner,	Goldstein,	Maxwell,	Shupnik,
Boris,	Goodrich,	Meholchick,	Silverman,
Bower,	Gramlich,	Merry,	Snare,
Bowman,	Guthrie,	Mihm,	Stank,
Branca,	Hamilton,	Miller, B. Z.,	Steckel,
Brenninger,	Heavey,	Miller, H. G.,	Stevens,
Breth,	Heffner,	Mills,	Stewart,
Brown,	Henzel,	Monroe,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,

Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Ujobai,
Crossin,	Johnson, A. W.,	Naugle,	Varallo,
Curwood,	Johnson, R.,	Needham,	Varner,
Davis,	Jones, T. H. W.,	Nelson,	Verona,
Dengler,	Jump,	O'Dell,	Wall,
Dennison,	Kamyk,	O'Donnell, J. A.,	Walsh,
Devlin,	Kee,	O'Donnell, J. P.,	Wargo,
Donahue,	Keiser,	Odorisio,	Weidner,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,
Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Whittaker,
Edwards,	Korns,	Pashley,	Williams, A. D., Jr.,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kubitsky,	Perry, P. E.,	Willard,
Eshleman,	Lamb,	Petrosky,	Willaredt,
Ewing,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Zimmerman,
Foerster,	Luigard,	Renwick,	Andrews,
Fox,	Lutty,	Rigby,	Speaker
Frank,	McCandless,	Riley,	

NAYS—0

NOT VOTING—15

Auker,	Helm,	Moran,	Thompson,
Cooper,	Knecht,	Murray, P. G.,	Trusio,
Dennis,	Kornick,	Sakulsky,	Welsh,
Haudenshield,	McKeever,	Snider,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Fineman.

The House resumed the consideration on final passage of House Bill No. 141, entitled.

An Act imposing liability upon parents for the wilful or malicious acts of children over seven and under eighteen years of age setting limitations and providing procedure for recovery.

On the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. FINEMAN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. SHERMAN. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. FINEMAN asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, first line of Title, by striking out "or" and inserting, "and."

Amend Title, page 1, next to last line of Title,, by striking out "eighteen" and inserting, "seventeen."

Amend Sec. 1, page 2, line 2, by inserting after "parent," "or persons who stand in loco parentis with respect to any child."

Amend Sec. 2, page 2, line 4, by striking out "eighteen" and inserting, "seventeen."

Amend Sec. 3, page 2, line 14, by striking out "or" where it appears the first time and inserting, "and."

Amend Sec. 3, page 2, line 14, by striking out "or" where it appears the third time and inserting "and"

Amend Sec. 3, page 2, line 18, by striking out "or" where it appears the first time and inserting, "and."

Amend Sec. 3, page 2, line 18, by striking out "or" where it appears the third time and inserting, "and."

Amend Sec. 3, page 3, lines 1 to 6, by striking out "The court shall cause all ag-" in line 1, all of lines 2 to 5 and "and may appoint a master to accomplish this purpose" in line 6, and inserting, "(c) The procedure for determining liability of parents and the extent thereof shall be in accordance with laws and the Pennsylvania Rules of Civil Procedure relating to actions in trespass."

Amend Sec. 3, page 3, line 9, by striking out "(c)" and inserting, "(d)."

Amend Sec. 3, page 3, line 11, by striking out "or" and inserting, "and."

Amend Sec. 3, page 3, line 12, by striking out "or" where it appears the second time and inserting, "and."

Amend Sec. 3, page 3, line 12, by inserting after "acts" "The liability imposed upon a parent by this act when two or more children of different parents engage jointly in the commission of one wilful and malicious act or series of wilful and malicious acts shall be limited to three hundred dollars ($300) or an amount proportionate to the number of parents liable for the injuries to the person or theft, destruction or loss of property, if such amount is less than three hundred dollars ($300)."

Amend Sec. 4, page 3, lines 16 to 19, by striking out "No liability shall be imposed upon a parent by" in line 16, all of lines 17 and 18, and "the child or if the child is institutionalized or emancipated" in line 19.

Amend Sec. 4, page 4, line 1, by inserting after "child" "but any recovery under this act shall be in diminution of any recovery in any other action against either the parent or child."

Amend Sec. 4, page 4, line 2, by striking out "a double" and inserting, "more than one."

Amend Bill, page 4, by inserting after line 2:

"Section 5. No parent shall be liable under the provisions of this act if the child committed the act as the result of circumstances over which the parent had no control and unless he or she (1) had custody of the child when the act was committed; and either

(2) wilfully failed to perform his or her duties as parents in restraining and controlling such child and such neglect facilitated the commission of the wilful and malicious act; or

(3) he or she condoned or participated in the wilful and malicious act."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

TIME EXTENDED ON BILLS

Mr. McCORMACK asked and obtained unanimous consent to extend the time five days on House Bill No. 114, Printer's No. 230. on page 17 of today's calendar, bills on final passage postponed.

Mr. TAYLOR asked and obtained unanimous consent to extend the time five days on House Bill No. 438,

Printer's No. 255, on page 18 of today's calendar, bills on final passage postponed.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 300, entitled as follows:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) imposing the burden of proof on the Department of Revenue in certain cases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Fulmer,	McCormack,	Royer,
Anderson,	Gailey,	McDonald,	Rudisill,
Arlene,	Gallagher,	McInroy,	Scarcelli,
Ashton,	Garlock,	McLaughlin,	Schaaf,
Balthaser,	Gelfand,	Machmer,	Schuster,
Barton,	George,	Magee,	Schwartz,
Bell,	Gibb,	Mahan,	Seltzer,
Blair,	Gibson,	Markley,	Sherman,
Bonner,	Goldstein,	Maxwell,	Shupnik,
Boles,	Goodrich,	Meholchick,	Silverman,
Boris,	Gramlich,	Merry,	Snare,
Bower,	Guthrie,	Mihm,	Stank,
Bowman	Hamilton,	Miller, B. Z.,	Steckel,
Branca,	Heavey,	Miller, H. G.,	Stevens,
Brenninger,	Heffner,	Mills,	Stewart,
Breth	Henzel,	Monroe,	Stimmel,
Brown,	Hocker,	Muldowney,	Stone,
Buchanan,	Holliday,	Mullen,	Stoner,
Burns,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Ujobai,
Crossin,	Johnson, A. W.,	Naugle,	Varallo,
Curwood,	Johnson, R.,	Needham,	Varner,
Davis,	Jones, T. H. W.,	Nelson,	Verona,
Dengler,	Jump,	O'Dell,	Wall,
Dennison,	Kamyk,	O'Donnell, J. A.,	Walsh,
Devlin,	Kee,	O'Donnell, J. P.,	Wargo,
Donahue,	Keiser,	Odorisio,	Weidner,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,
Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Whittaker,
Edwards,	Korns,	Pashley,	Williams, A.D., Jr.,
Eilberg,	Leonard,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kovolenko,	Perry, P. E.,	Willard,
Eshleman,	Kubitsky,	Petrosky,	Willaredt,
Ewing,	Lamb,	Polaski,	Wilt,
Farabaugh,	Lee, A. M.,	Polen,	Wood,
Fetterolf,	Lee, K. B.,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Zimmerman,
Foerster,	Luigard,	Renwick,	Andrews,
Fox,	Lutty,	Rigby,	Speaker
Frank,	McCandless,	Riley,	
Frascella,	McCann,	Rovansek,	

NAYS—1

Capano,

NOT VOTING—15

Auker,	Helm,	Moran,	Thompson,
Cooper,	Knecht,	Murray, P. G.,	Trusio,
Dennis,	Kornick,	Sakulsky,	Welsh,
Haudenshield,	McKeever,	Snider,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 335, entitled as follows:

An Act regulating and prescribing the working hours of police officers employed by any county city except Philadelphia borough town or township having a regular police force of ten or more police officers.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. RENWICK. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

House Bill No. 405, Printer's No. 319 and

House Bill No. 584, Printer's No. 215

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 608, entitled as follows:

An Act to further the economic development of the Commonwealth providing for an economic message by the Governor creating a Governor's Council for Economic Development and an Interdepartmental Economic Advisory Committee and defining the powers and duties of these agencies.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. O'NEIL. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for the purpose of further study and amendment.

The motion was agreed to.

BILL PASSED OVER

There being no objection

House Bill No. 735, Printer's No. 265

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 791, entitled as follows:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" authorizing cities to contract with and make payments to transportation authorties for the furnishing of public transportation services.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—145

Anderson,	Gallagher,	McCandless,	Rigby,
Arlene,	Garlock,	McCann,	Riley,
Balthaser,	Gelfand,	McCormack,	Rovansek,
Bell,	George,	McDonald,	Rudisill,
Boles,	Gibson,	McLaughlin,	Scarcelli,
Bonner,	Goldstein,	Machmer,	Schaaf,
Boris,	Gramlich,	Magee,	Schuster,
Bowman,	Hamilton,	Mahan,	Schwartz,
Branca,	Heavey,	Maxwell,	Seltzer,
Brenninger,	Heffner,	Meholchick,	Sherman,
Breth,	Henzel,	Merry,	Shupnik,
Buchanan,	Holt,	Mihm,	Silverman,
Burns,	Irvis,	Miller, B. Z.,	Snare,
Capano,	Isaacs,	Mills,	Stank,
Cianfrani,	Jenkins,	Monroe,	Stewart,
Cioffi,	Jim,	Muldowney,	Stone,
Clarke,	Johnson, A. W.,	Mullen,	Strausser,
Comer,	Johnson, R.,	Murphy, A.J., Jr.,	Stroup,
Crossin,	Jones, T. H. W.,	Murphy, P. J.,	Sullivan,
Curwood,	Jump,	Murray, J. J.,	Taylor,
Davis,	Kamyk,	Musto,	Varallo,
Dengler,	Kee,	Nelson,	Varner,
Devlin,	Kernaghan,	O'Donnell, J. P.,	Weidner,
Donahue,	Kessler,	Odorisio,	Wescott,
Dougherty,	Kooker,	Ogilvie,	Wheeler,
Eilberg,	Korns,	O'Neil,	Williams, A.D., Jr.,
Farabaugh,	Kovolenko,	Parlante,	Williams, E. S.,
Fetterolf,	Kubitsky,	Pashley,	Willard,
Filo,	Lamb,	Perry, H. H.,	Willaredt,
Fineman,	Lee, A. M.,	Perry, P. E.,	Wilt,
Floyd,	Lee, K. B.,	Petrosky,	Worley,
Flynn,	Leonard,	Polaski,	Wynd,
Foerster,	Limper,	Polen,	Yatron,
Fox,	Lippincott,	Price,	Yetter,
Frank,	Lopresti,	Reidenbach,	Andrews,
Frascella,	Luigard,	Renwick,	Speaker
Gailey,	Lutty,		

NAYS—46

Agnew,	Ewing,	Markley,	Stevens,
Ashton,	Fulmer,	Miller, H. G.,	Stimmel,
Barton,	Gibb,	Munley,	Stoner,
Bower,	Goodrich,	Murray, H. P.	Tompkins,
Brown,	Guthrie,	Naugle,	Ujobai,
Dennison,	Hocker,	Needham,	Verona,
Donaldson,	Holliday,	O'Donnell, J. A.,	Wall,
Down,	Horst,	Prendergast,	Walsh,
Edwards,	Keiser,	Pursley,	Wargo,
Eshback,	Light,	Reibman,	Whittaker,
Eshleman,	McInroy,	Royer,	Wood,
		Steckel,	Zimmerman,

NOT VOTING—18

Auker,	Haudenshield,	Moran,	Snider,
Blair,	Helm,	Murray, P. G.,	Thompson,
Capitolo,	Knecht,	O'Dell,	Trusio,
Cooper,	Kornick,	Sakulsky,	Welsh,
Dennis,	McKeever,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER. The Chair desires to go to his office and refer the bills that have been introduced and asks the gentleman from Cambria, Mr. Lopresti, to preside.

MR. LOPRESTI IN THE CHAIR.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 829, entitled as follows:

An Act amending "The General County Assessment Law" approved May 22, 1933 (P. L. 853) removing the restrictions placed upon the expenditure of tax moneys paid under protest eliminating the payment of interest on refunds.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LIPPINCOTT. Mr. Speaker, I ask leave to interrogate one of the sponsors of this bill.

The SPEAKER pro tempore. Will the gentleman from Allegheny, Mr. Lamb, permit himself to be interrogated?

Mr. LAMB. I will, Mr. Speaker.

Mr. LIPPINCOTT. Mr. Speaker, will the gentleman please explain the purpose of this bill?

Mr. LAMB. Mr. Speaker, under the present law, when a person is taking an appeal from a tax assessment, it is necessary for the treasurer of the municipality involved to set aside 25 percent of the amount in dispute and this amount is not to be used until the appeal has been decided. It is the purpose of this law to give the treasurer the right to use this money.

Mr. LIPPINCOTT. Is the gentleman aware of the fact that originally the law required the full amount of the tax to be set aside and that later it was reduced so that only 25 percent is now required?

Mr. LAMB. Mr. Speaker, I am aware of that and I do know that it was subsequently reduced to provide that 25 percent would be set aside.

Mr. LIPPINCOTT. Now, Mr. Speaker, under the present law is it not true that if the taxing body, that is, the borough or school district or whatever it is, that is holding this 25 percent in this trust fund feels that the 25 percent is too high, is it not correct that the municipality can petition the court at the present time so that less than the 25 percent need be set aside?

Mr. LAMB. That is true, Mr. Speaker.

Mr. LIPPINCOTT. Now is it not true also, Mr. Speaker, that if the taxpayer or the taxing body uses this 25 percent or uses all the money paid under protest and if the taxpayer succeeds in his tax appeal and the court holds the assessment was too high, is it not true that he would be unable to get his money back even though he succeeds, if this money is not set aside?

Mr. LAMB. I do not think that necessarily follows, Mr. Speaker, because the bill expressly provides that the amount in dispute, if it is determined that the taxpayer is justified in taking the appeal, can be credited against any subsequent year's taxes. So I see no reason why there should be any question. I think the taxpayer is protected. The money in dispute will be applied to his tax bill.

Mr. LIPPINCOTT. But under the present law, Mr. Speaker, is it not true that if he succeeds in his appeal he can get the money paid back from this trust fund immediately without waiting until the next year's taxes?

Mr. LAMB. That may be so, Mr. Speaker.

Mr. LIPPINCOTT. Now, further, Mr. Speaker, is it not true that under this bill if the taxing body spends this money and does not budget for it in this year, the taxpayer can be put off for a further year before he gets his money back which is rightfully his?

Mr. LAMB. I think, Mr. Speaker, that inasmuch as the taxpayer must pay his taxes every year and will be assessed every year that he is not losing.

Mr. LIPPINCOTT. Well, is it not correct to say that the bill presently states that the court may determine over what period of time such refunds shall be made even though he is clearly entitled to it? May I call your attention to Page 5 of the bill, lines 3, 4, 5.

Mr. LAMB. Would the gentleman read them. I do not have them.

Mr. LIPPINCOTT. I said taking this as an example, if the taxpayer succeeds in his appeal and it is determined that this money belonged to him, and the taxing body does not pay back even in the first year thereafter or can not give him a credit, for example, if the amount to be refunded is more than the tax, is it not correct that this bill would then say that it could be extended over more than one year?

Mr. LAMB. It is my understanding that the court has the right to extend the credit over a period of years, Mr. Speaker.

Mr. LIPPINCOTT. Yes. Now further, Mr. Speaker, under the present law, if a taxpayer wins his tax appeal and it is determined that he should get some money back that he paid under protest, does he not get interest on that money at the present time?

Mr. LAMB. Under the present law he does, Mr. Speaker.

Mr. LIPPINCOTT. And what does this bill do?

Mr. LAMB. This bill provides that there will be no interest paid, Mr. Speaker.

Mr. LIPPINCOTT. I thank the gentleman.

Mr. Speaker I ask the Members of this House to oppose this bill. It seems to me that this is legislation which is very unfair to an average taxpayer. Today there are a great many of these tax appeals being taken. As our school districts and our local municipalities need more money they are raising assessments, sometimes unjustly.

It seems to me that it is a fair and sensible thing to provide that 25 percent, not the whole amount as originally, but only 25 percent of the money paid under protest should be held in a trust fund and if the taxpayer succeeds, he should then get his money back rather than waiting for one year or two years as this bill would provide.

It further seems fair to me that if he pays his money under protest and he is found to be right that he should get interest on that. I say that this bill is very unfair to the average taxpayer because, if the municipality today spends that money as it would be permitted to do under this bill, then there is nothing there with which to pay back this taxpayer and, if the 25 percent is considered to be too high, there is a procedure under the present law that permits the court to say that the full amount need not be held but a smaller amount can be. I say that this bill, while perhaps it may have some peculiar significance in Allegheny County with some local problem, it applies to the entire state and I say that it is unfair to the average taxpayer.

Mr. LAMB. Mr. Speaker, in some of the counties of this Commonwealth, some of the major taxpayers, the larger corporations, are able to hold up, in a sense, the treasurer from using hundred of thousands of dollars by taking appeals.

Now it is the purpose of this bill that the treasurer would have the right to use this money. I do know that the law as it now exists calls for 25 percent. I do not know why that amount was arrived at. I do believe that the individual taxpayer is well protected, because the bill distinctly provides that if his assessment has been unfair then the amount can be credited against any taxes that would arise in the future.

Now as to the matter of interest, I would just like to point out that ordinarily interest is usually paid under one of two conditions. Number one, it is paid under a matter of contract, or, number two, it is paid where money might be considered unjustly withheld. In this case and in the case of all tax assessments the law presumes that the assessment is fair.

The assessment is usually arrived at by the assessor taking into consideration the value of surrounding properties, by taking into consideration the current market value and, I think we have to agree, that in practically all the cases the assessment is made in good faith. So, as a result, if a person does make an appeal from an assessment, it is not because he feels that the assessor has arbitrarily over-assessed him.

I might point out that if we consider the amount that any individual taxpayer may receive in interest by reason of having the amount of his tax bill set aside or returned to him would be comparatively small as compared with the amount of interest that would be paid to the larger corporations and to the big taxpayers. I would just like to point out that it is the taxpayers who are paying the interest. We have to consider the taxpayers as a whole, as a complete body, and I do not think that the individual taxpayer is suffering.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—87

Anderson,	Frascella,	Mihm,	Renwick,
Arlene,	Gailey,	Monroe,	Riley,
Balthaser,	Gallagher,	Muldowney,	Rovansek,
Boles,	Garlock,	Mullen,	Rudisill,
Bonner,	Gelfand,	Munley,	Scarcelli,
Branca,	Hamilton,	Murphy, A.J., Jr.,	Schaaf,
Breth,	Heavey,	Murray, J. J.,	Schuster,
Burns,	Holt,	Musto,	Schwartz,
Capano,	Irvis,	Needham,	Sherman,
Capitolo,	Jenkins,	Nelson,	Shupnik,
Cianfrani,	Jim,	O'Donnell, J. A.,	Silverman,
Cioffi,	Kovolenko,	O'Donnell, J. P.,	Stank,
Crossin,	Leonard,	O'Neil,	Stone,
Curwood,	Limper,	Parlante,	Sullivan,
Devlin,	Lopresti,	Pashley,	Taylor,
Dougherty,	Luigard,	Perry, H. H.,	Varallo,
Eilberg,	Lutty,	Perry, P. E.,	Verona,
Farabaugh,	McCann,	Polaski,	Wargo,
Filo,	McDonald,	Polen,	Wheeler,
Floyd,	McLaughlin,	Prendergast,	Yatron,
Flynn,	Machmer,	Reibman,	Yetter,
Frank,	Meholchick,	Reidenbach,	

NAYS—98

Agnew,	George,	Kubitsky,	Snare,
Ashton,	Gibb,	Lamb,	Steckel,
Barton,	Gibson,	Lee, A. M.,	Stevens,
Bell,	Goldstein,	Lee, K. B.,	Stewart,
Boris,	Goodrich,	Light,	Stimmel,
Bower,	Gramlich,	Lippincott,	Stoner,
Bowman,	Guthrie,	McCandless,	Strausser,
Brenninger,	Heffner,	McInroy,	Stroup,
Brown,	Henzel,	Magee,	Tompkins,
Buchanan,	Hocker,	Mahan,	Ujobai,
Clarke,	Holliday,	Markley,	Varner,
Davis,	Horst,	McCormack,	Wall,
Dengler,	Isaacs,	Merry,	Walsh,
Dennison,	Johnson, A. W.,	Miller, B. Z.,	Weidner,
Donahue,	Johnson, R.,	Miller, H. G.,	Wescott,
Donaldson,	Jones, T. H. W.,	Murphy, P. J.,	Whittaker,
Down,	Jump,	Murray, H. P.	Williams, A.D., Jr.,
Edwards,	Kamyk,	Naugle,	Williams, E. S.,
Eshback,	Kee,	Odorisio,	Willard,
Eshleman,	Keiser,	Ogilvie,	Willaredt,
Ewing,	Kernaghan,	Price,	Wilt,
Fetterolf,	Kessler,	Pursley,	Wood,
Foerster,	Kooker,	Rigby,	Worley,
Fulmer,	Korns,	Royer,	Wynd,
		Seltzer,	Zimmerman,

NOT VOTING—24

Auker,	Fox,	Maxwell,	Sakulsky,
Blair,	Haudenshield,	Mills,	Snider,
Comer,	Helm,	Moran,	Thompson,
Cooper,	Knecht,	Murray, P. G.,	Trusio,
Dennis,	Kornick,	O'Dell,	Welsh,
Fineman,	McKeever,	Petrosky,	Andrews, Speaker

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 897, entitled as follows:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) specifying and clarifying the zone of jurisdiction of borough planning commissions.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. ROVANSEK. Mr. Speaker, I move that this bill be recommitted to the Committee on Boroughs for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 927, entitled as follows:

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" defining years of service to include time spent in the armed forces of the United States upon certain payments.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Frascella,	McCann,	Rovansek,
Anderson,	Fulmer,	McCormack,	Royer,
Arlene,	Gailey,	McDonald,	Rudisill,
Ashton,	Gallagher,	McInroy,	Scarcelli,
Balthaser,	Garlock,	McLaughlin,	Schaaf,
Barton,	Gelfand,	Machmer,	Schuster,
Bell,	George,	Magee,	Schwartz,
Blair,	Gibb,	Mahan,	Seltzer,
Boles,	Gibson,	Markley,	Sherman,
Bonner,	Goldstein,	Maxwell,	Shupnik,
Boris,	Goodrich,	Meholchick,	Silverman,
Bower,	Gramlich,	Merry,	Snare,
Bowman,	Guthrie,	Mihm,	Stank,
Branca,	Hamilton,	Miller, B. Z.,	Steckel,
Brenninger,	Heavey,	Miller, H. G.,	Stevens,
Breth,	Heffner,	Mills,	Stewart,
Brown,	Henzel,	Monroe,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Ujobai,
Crossin,	Johnson, A. W.,	Naugle,	Varallo,
Curwood,	Johnson, R.,	Needham,	Varner,
Davis,	Jones, T. H. W.,	Nelson,	Verona,
Dengler,	Jump,	O'Dell,	Wall,
Dennison,	Kamyk,	O'Donnell, J. A.,	Walsh,
Devlin,	Kee,	O'Donnell, J. P.,	Wargo,
Donahue,	Keiser,	Odorisio,	Weidner,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,
Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Williams, A.D., Jr.,
Edwards,	Korns,	Pashley,	Williams, E. S.,
Eilberg,	Kovolenko,	Perry, H. H.,	Willard,
Eshback,	Kubitsky,	Perry, P. E.,	Willaredt,
Eshleman,	Lamb,	Petrosky,	Wilt,
Ewing,	Lee, A. M.,	Polaski,	Whittaker,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Zimmerman,
Foerster,	Luigard,	Renwick,	Andrews, Speaker
Fox,	Lutty,	Rigby,	
Frank,	McCandless,	Riley,	

NAYS—0

NOT VOTING—15

Auker,	Helm,	Moran,	Thompson,
Cooper,	Knecht,	Murray, P. G.,	Trusio,
Dennis,	Kornick,	Sakulsky,	Welsh,
Haudenshield,	McKeever,	Snider,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1031, entitled as follows:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872) prohibiting the unlawful advertising of insurance business through television broadcasting and prescribing penalties.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Frascella,	McCann,	Rovansek,
Anderson,	Fulmer,	McCormack,	Royer,
Arlene,	Gailey,	McDonald,	Rudisill,
Ashton,	Gallagher,	McInroy,	Scarcelli,
Balthaser,	Garlock,	McLaughlin,	Schaaf,
Barton,	Gelfand,	Machmer,	Schuster,
Bell,	George,	Magee,	Schwartz,
Blair,	Gibb,	Mahan,	Seltzer,
Boles,	Gibson,	Markley,	Sherman,
Bonner,	Goldstein,	Maxwell,	Shupnik,
Boris,	Goodrich,	Meholchick,	Silverman,
Bower,	Gramlich,	Merry,	Snare,
Bowman,	Guthrie,	Mihm,	Stank,
Branca,	Hamilton,	Miller, B. Z.,	Steckel,
Brenninger,	Heavey,	Miller, H. G.,	Stevens,
Breth,	Heffner,	Mills,	Stewart,
Brown,	Henzel,	Monroe,	Stimmel,
Buchanan,	Hocker,	Muldowney,	Stone,
Burns,	Holliday,	Mullen,	Stoner,
Capano,	Holt,	Munley,	Strausser,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Irvis,	Murphy, P. J.,	Sullivan,
Cioffi,	Isaacs,	Murray, H. P.	Taylor,
Clarke,	Jenkins,	Murray, J. J.,	Tompkins,
Comer,	Jim,	Musto,	Ujobai,
Crossin,	Johnson, A. W.,	Naugle,	Varallo,
Curwood,	Johnson, R.,	Needham,	Varner,
Davis,	Jones, T. H. W.,	Nelson,	Verona,
Dengler,	Jump,	O'Dell,	Wall,
Dennison,	Kamyk,	O'Donnell, J. A.,	Walsh,
Devlin,	Kee,	O'Donnell, J. P.,	Wargo,
Donahue,	Keiser,	Odorisio,	Weidner,
Donaldson,	Kernaghan,	Ogilvie,	Wescott,

Dougherty,	Kessler,	O'Neil,	Wheeler,
Down,	Kooker,	Parlante,	Whittaker,
Edwards,	Korns,	Pashley,	Williams, A. D., Jr.,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, E. S.,
Eshback,	Kubitsky,	Perry, P. E.,	Willard,
Eshleman,	Lamb,	Petrosky,	Willaredt,
Ewing,	Lee, A. M.,	Polaski,	Wilt,
Farabaugh,	Lee, K. B.,	Polen,	Wood,
Fetterolf,	Leonard,	Prendergast,	Worley,
Filo,	Light,	Price,	Wynd,
Fineman,	Limper,	Pursley,	Yatron,
Floyd,	Lippincott,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Zimmerman,
Foerster,	Luigard,	Renwick,	Andrews,
Fox,	Lutty,	Rigby,	Speaker
Frank,	McCandless,	Riley,	

NAYS—0

NOT VOTING—15

Auker,	Helm,	Moran,	Thompson,
Cooper,	Knecht,	Murray, P. G.,	Trusio,
Dennis,	Kornick,	Sakulsky,	Welsh,
Haudenshield,	McKeever,	Snider,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1119, Printer's No. 292,

Senate Bill No. 250, Printer's No. 632 and

Senate Bill No. 309, Printer's No. 610

were passed over at the request of the SPEAKER pro tempore.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 27, 1959.

Resolved, (the House of Representatives concurring), that when the Senate adjourns this week, it reconvene on Monday, May 4, 1959, at two o'clock p.m., EST, and when the House of Representatives adjourns this week, it reconvene on Monday, May 4, 1959, at three-thirty o'clock p. m., EST.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION No. 60

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, April 20, 1959.

The Upper Allegheny River Valley, especially during recent years, has suffered increasingly severe flood damage—in March, 1956 the greatest flood since 1865 and this spring another of comparable destructive effect.

In contrast, Pittsburgh and the Lower Allegheny Valley have incurred relatively little damage. The reason for this disparity in damage clearly lies in the fact that the system of flood control dams for the lower river has long been completed. The lower river tributary flood-waters are habitually held back until flood conditions abate.

Although the flood control system for the Allegheny Valley was authorized more than twenty years ago by the seventy-fourth Congress of the United States, the central project, the great Kinzua Dam above Warren, remains stalled in the planning stage.

Continued inaction in getting on with building the Kinzua dam means a heavy handicap to northwestern Pennsylvania—an ominous, ever-to-be-reckoned-with threat to life and property, an active and deadening threat to the economic growth and recreational development of the region.

Like so many areas where the Congress has mounted vast public works to meet needs beyond local powers of enterprise, the Upper Allegheny Valley Watershed now feels a decisive need for positive and immediate Federal action; therefore be it.

Resolved (The Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to expedite to the utmost the appropriations and any additionally needed enabling legislation, including legislation to enunciate the will of Congress if this point continue unclear to the Federal courts, to bring into being without further delay the great Kinzua Dam; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 127.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto.

Whereupon,

The SPEAKER in the presence of the House, signed the same.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 44 and 434.

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 313.

An Act amending "The Dental Law" approved May 1, 1933 (P. L. 216) changing the definition of the "practice of dentistry" and changing penalties relating to dental technicians.

With the information that the Senate has passed the same without amendment.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 190, 202, 493, 718, 843, and 845

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg.
April 22, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 190, Printer's No. 75, entitled "An Act providing that the inauguration of the Governor-elect of the Commonwealth shall be held in the Farm Show Building, Harrisburg, Pennsylvania."

DAVID L. LAWRENCE.

April 22, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 202, Printer's No. 38, entitled "An Act amending the act of July 22, 1913 (P. L. 928) entitled 'An act relating to domestic animals defining domestic animals so as to include poultry providing methods of improving the quality thereof and of preventing controlling and eradicating diseases thereof imposing certain duties upon practitioners of veterinary medicine in Pennsylvania regulating the manufacture use and sale of tuberculin mallein and other biological products for use with domestic animals defining the powers and duties of the State Livestock Sanitary Board and the officers and employees thereof fixing the compensation of the Deputy State Veterinarian and providing penalties for the violation of this act' prohibiting the sale or use of virulent live virus except under certain circumstances."

DAVID L. LAWRENCE.

April 22, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 493, Printer's No. 111, entitled "An Act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" authorizing children fifteen and sixteen years of age or older to attend certain trade or business schools."

DAVID L. LAWRENCE.

April 22, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 718, Printer's No. 210, entitled "An Act amending the act of June 3, 1937 (P. L. 1333) entitled 'Pennsylvania Election Code' providing that persons appointed to fill a vacancy in the election board shall serve for the unexpired term of the person whose place he is appointed to fill and providing for the selection and the term of the members of new boards."

DAVID L. LAWRENCE.

April 22, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 843, Printer's No. 192, entitled "An Act making an appropriation to the Department of Public Instruction for making payments to county boards of school directors on account of transportation classes and schools for handicapped children."

DAVID L. LAWRENCE.

April 22, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 845, Printer's No. 194, entitled "An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled 'An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957' changing certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said changes."

DAVID L. LAWRENCE.

RESOLUTION

CONDOLENCE

Mrs. MUNLEY, Messrs. NEEDHAM, REIDENBACH and EDWARDS offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 27, 1959.

On Wednesday, April 21, Joseph G. Wargo, one of the esteemed members of the House from Lackawanna County lost his father to the great beyond and we want to take this opportunity to offer our sincere condolences.

Mr. Andrew P. Wargo died at his home in Olyphant after an illness. He was born in Austria but he resided in the Olyphant area for more than sixty years where he raised a family of three boys and two girls. At the time of his passing Mr. Wargo was retired from the hotel business having operated the Wargo Hotel for forty years. He was active in civic and Church affairs and one of the founders of the Eureka Hose company of Olyphant. In Church work he participated in the men's societies and was an active member of the Holy Ghost Church.

In addition to Joseph who is with us today, Andrew P. Wargo is survived by his wife, Anna and other children. His death has been a shock to all of them; therefore be it

Resolved, That the House of Representatives extend its deepest sympathy to the children and wife of Andrew P. Wargo upon the loss of their beloved father and husband; and be it further

Resolved, That a copy of this resolution be sent to Mrs. Anna Wargo at 106 Bosak Ct., Olyphant, Pennsylvania.

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair welcomes to the Hall of the House a former Member of this House and now Congressman from the Third District of Philadelphia, the Honorable James Byrnes.

SCHEDULE OF BUDGET HEARINGS WEEK OF APRIL 27, 1959—ROOM 245

(All Time is Daylight Saving Time)

DEPARTMENT OF PUBLIC INSTRUCTION, Tuesday, April 28, 1959, at 9:30 a.m.

DEPARTMENT OF PUBLIC INSTRUCTION, Tuesday, April 28, 1959, at 7:00 p.m.

STATE TEACHERS COLLEGES, Wednesday, April 29, 1959 at 2:00 p.m.

PENNSYLVANIA STATE UNIVERSITY, Thursday, April 30, 1959 at 9:30 a.m.

UNIVERSITY OF PENNSYLVANIA AND SCHOOL OF MEDICINE, Thursday, April 30, 1959 at 10:30 a.m.

UNIVERSITY OF PITTSBURGH AND SCHOOL OF MEDICINE, Thursday, April 30, 1959 at 10:30 a.m.

TEMPLE UNIVERSITY AND SCHOOL OF MEDICINE, Thursday, April 30, 1959 at 10:30 a.m.

JEFFERSON MEDICAL COLLEGE, Thursday, April 30, 1959 at 1:00 p.m.

HAHNEMANN MEDICAL COLLEGE, Thursday, April 30, 1959 at 1:00 p.m.

WOMAN'S MEDICAL COLLEGE, Thursday, April 30, 1959 at 1:00 p.m.

ALL HEARINGS WILL BE HELD IN ROOM 245 (House appropriations Committee Rom).

COMMITTEE MEETINGS

BOROUGHS, Mr. Filo, Chairman, Room 324, Tuesday, April 28 at 10:30 a.m.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, April 28 at 9:15 a.m.

ELECTIONS AND APPORTIONMENT, Mr. Stone, Chairman, Room 323, Tuesday, April 28 at 9:30 a.m.

FISHERIES, Mr. Curwood, Chairman, Room 323, Tuesday, April 28 at 11:00 a.m.

JUDICIARY, Mr. Rudisill, Chairman, Room 131-D, Tuesday, April 28 at 10:00 a.m.

LIQUOR CONTROL, Mr. Reidenbach, Chairman, Room 131-F, Tuesday, April 28 at 11:00 a.m.

MINES AND MINERAL INDUSTRIES, Mr. Rovansek, Chairman, Room 131-E, Tuesday, April 28 at 11:15 a.m.

MUNICIPAL CORPORATIONS, Mr. Polaski, Chairman, Room 331, Tuesday, April 28 at 11:30 a.m.

PROFESSIONAL LICENSURE, Mr. Boies, Chairman, Room 131-B, Tuesday, April 28 at 11:00 a.m.

PUBLIC HEALTH AND SANITATION, Mr. Maxwell, Chairman, Room 331, Tuesday, April 28 at 10:30 a.m.

WAYS AND MEANS, Mr. Wheeler, Chairman, Room 131-E, Tuesday, April 28 at 11:00 a.m.

WELFARE. Mr. Kamyk, Chairman, Room 331, Tuesday, April 28 at 10:00 a.m.

ALL TIMES ARE DAYLIGHT SAVING TIME.

ADJOURNMENT

Mr. MACHMER. Mr. Speaker, I move that this House do now adjourn until Tuesday, April 28, 1959 at 11:00 a.m. EST.

The motion was agreed to, and (at 6:13 p.m. EST) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, APRIL 28, 1959. No. 38.

SENATE

TUESDAY, APRIL 28, 1959.

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDING OFFICER (Robert D. Felming) in the Chair.

The PRESIDING OFFICER. The Chair wishes to state that he is presiding at the direction of the President pro tempore of the Senate.

PRAYER

The Chaplain, Rev. WILLIAM M. BAYLE, Rector of St. Paul's Episcopal Church, Kittanning, offered the following prayer:

Almighty God, the fountain of all wisdom and sustainer of all life, Whose statutes are good and Whose law is truth, we beseech Thee so to guide and bless the Senate of this Commonwealth here assembled, that it may ordain for our governance only such things as please Thee.

Grant each Member grace, strength and courage to choose correctly and wisdom to see Thy light, that our people may ever be under Thy beloved care.

We ask this in the Name of Christ Jesus, our Lord and Savior. Amen.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. WAGNER, further reading was dispensed with, and the Journal was approved.

COUNCIL MEMBERS OF BOROUGH OF BATH, NORTHAMPTON COUNTY, PRESENTED TO SENATE

Mr. ROONEY. Mr. President, I should like the Chair and the Members of the Senate of Pennsylvania to recognize a very distinguished group from my county. They are the members of the Council of the Borough of Bath, headed by their Burgess, Mr. Bowman.

The PRESIDING OFFICER. The Chair is very happy to welcome the distinguished visitors of Senator Rooney from the Borough of Bath, and sincerely hopes that your visit in the Senate will be most pleasant.

Will the gentlemen please rise?

STUDENTS FROM NORTH EAST JUNIOR HIGH SCHOOL, BETHLEHEM, PRESENTED TO SENATE

Mr. ROONEY. Mr. President, I would like the Chair and the Members of the Senate of Pennsylvania to further recognize another distinguished group. This group is from my home town, the city of Bethlehem. They are headed by their Guidance Councelor, Mr. John Bessemer. They are students from the North East Junior High School.

The PRESIDING OFFICER. The Chair is very happy to welcome the students and their Guidance Councelor from Senator Rooney's District. We certainly hope that your visit in the Senate of Pennsylvania will be both informative and pleasant to you.

Will you please rise in order to be recognized.

MEMBERS OF LEAGUE OF WOMEN VOTERS, RADNOR TOWNSHIP, DELAWARE COUNTY, PRESENTED TO SENATE

Mr. WATKINS. Mr. President, I have the great privilege and honor not to introduce as large a group, but I say five very distinguished ladies from Delaware County. They are from Radnor Township and are members of the League of Women Voters.

They are seated to the right of the Senate Chamber. It is my pleasure to introduce them and I ask them to rise in order to be seen.

The PRESIDING OFFICER. The Chair is very happy to welcome the visitors of Senator Watkins, the very lovely young ladies from the League of Women Voters from Delaware County. We trust your visit will be most pleasant here.

Will you please rise and be recognized?

NOMINATION BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE BOARD OF TRUSTEES OF SCOTLAND SCHOOL FOR VETERANS' CHILDREN

April 28, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Victor C. Wise, 600 Fairview Terrace, Williamsport, Ly-

coming County, for appointment as a member of the Board of Trustees of Scotland School for Veterans' Children, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Richard A. Seaman, Williamsport, deceased.

DAVID L. LAWRENCE.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 412

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives which was read as follows, considered and agreed to:

In the House of Representatives, April 24, 1959.

Resolved (if the Senate concur), That House Bill No. 412, Printer's No. 125, entitled:

"An Act authorizing courts to alter, modify, suspend, reinstate, terminate, amend, or recind any order, decree, judgment or sentence for a period of forty-five days from the date of entering of record the order, decree, judgment or sentence."

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, April 27, 1959.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene on Monday, May 4, 1959, at TWO o'clock P. M., E. S. T. and when the House of Representatives adjourns this week, it reconvene on Monday, May 4, 1959 at THREE-THIRTY o'clock P.M., E. S. T.

SENATE RESOLUTION, SERIAL No. 25, REPORTED FROM COMMITTEE

Mr. BERGER, from the Committee on Rules, to which was referred resolution offered by Mr. BERGER on April 27, 1959, reported the same without amendment as follows:

AMENDING SENATE RULES

In the Senate, April 27, 1959.

Resolved, That the Rules of the Senate be amended by adding a new rule to read:

50. (a) Any person accorded the privileges of a newspaper or television news photographer must be the photographer of a daily newspaper, or of a recognized press association, who is not engaged in any department of the State government, or in any other business, or must be the accredited photographer of a daily newspaper, television station or recognized press association.

(b) All applications for admission to the floor of the Senate must be made to the President pro tempore. Such application shall state the name of the newspaper, television station or press association represented by the photographer, its location, and be signed by the applicant.

(c) The President pro tempore shall verify the statements made in such application, and if the application is approved by him, he shall issue a photographer's card, signed by him and by the President of the Pennsylvania Capitol Newspaper Photographers' Association.

(d) The photographers shall not visit members in their seats during the sessions of the Senate, and shall abide by such rules and regulations as may be adopted by the Rules Committee of the Senate.

(e) The card issued by the President pro tempore must be presented when required by any Sergeant-at-Arms. It shall not be transferable. The transfer or loan of such card to any one shall be followed by its cancellation and the withdrawal of all its privileges from the photographer so offending.

The PRESIDING OFFICER. The resolution will be laid on the table.

REPORTS FROM COMMITTEES

Mr. WHALLEY, from the Committee on Highways reported as committed, Senate Bill No. 553, entitled:

An Act authorizing the Pennsylvania Turnpike Commission to construct tunnels on the Turnpike between the Irwin and Middlesex interchanges.

Mr. RUTH, from the Committee on Highways reported as committed, Senate Bill No. 25, entitled:

An Act creating the Pennsylvania Highways Commission; defining its powers and duties; abolishing the Department of Highways and office of Secretary of Highways; and making an appropriation.

Mr. HARNEY, from the Committee on Labor and Industry, reported as committed, Senate Bill No. 688, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," establishing the Migrant Farm Labor Commission as a departmental administrative commission in the Department of Agriculture, and prescribing its powers and duties regarding migrant farm laborers and children of such laborers.

BILLS INTRODUCED AND REFERRED

Messrs. MALLERY and CHAPMAN read in place and presented to the Chair Senate Bill No. 697, entitled:

An Act authorizing the board of directors of railroad companies to constitute an executive committee from among their number and conferring such authority upon the committee as the board shall provide.

Which was committed to the Committee on Corporations.

They also read in place and presented to the Chair Senate Bill No. 698, entitled:

An Act concerning the right of stockholders of record of railroad corporations to vote at meetings and elections thereof; providing for the voting in person or by proxy of shares of capital stock of railroad corporations held of record by fiduciaries or by two or more persons and for voting shares pledged by the holder thereof; and repealing certain acts and parts of acts relating to railroad corporations.

Which was committed to the Committee on Corporations.

SENATE RESOLUTION, SERIAL No. 25, TAKEN FROM TABLE

Mr. BERGER. Mr. President, I call from the table Senate Resolution, Serial No. 25, which was reported from committee today.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SENATE RESOLUTION, SERIAL No. 25, ADOPTED

Mr. BERGER asked and obtained unanimous consent for the immediate consideration of this resolution.

On the question,

Will the Senate adopt the resolution?

It was adopted.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House,

as follows:

House Bill No. 272, entitled:

An Act requiring State licensing boards and agencies to give credit for training received in the armed services of the United States toward requirements for internship, clerkship, apprenticeship and other job training as a prerequisite to issuing a license.

Which was committed to the Committee on Education.

House Bill No. 300, entitled:

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), imposing the burden of proof on the Department of Revenue in certain cases.

Which was committed to the Committee on Finance.

House Bill No. 791, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," authorizing cities to contract with and make payments to transportation authorities for the furnishing of public transportation services.

Which was committed to the Committee on Local Government.

House Bill No. 927, entitled:

An Act amending the act of May 23, 1945 (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," defining years of service to include time spent in the armed forces of the United States upon certain payments.

Which was committed to the Committee on Local Government.

House Bill No. 1031, entitled:

An Act amending "The Penal Code" approved June 24, 1939 (P. L. 872), prohibiting the unlawful advertising of insurance business through television broadcasting and prescribing penalties.

Which was committed to the Committee on Insurance.

CALENDAR

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 132, as follows:

An Act authorizing the Department of Public Welfare with the approval of the Board of Trustees of the Hollidaysburg State Hospital to contract with the Borough of Hollidaysburg and the Hollidaysburg Sewer Authority for improvements and extensions to the sewerage collection system and treatment plant and the use thereof by the Hollidaysburg State Hospital and the payment of part of the cost and maintenance thereafter and making an appropriation.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Walley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

THIRD READING CALENDAR BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 61, Printer's No. 61, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 111, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" making it unlawful to offer for recording or to record plans of land dedicated for road purposes prior to approval of such plans.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Walley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 116, Printer's No. 695;

Senate Bill No. 117, Printer's No. 696; and
Senate Bill No. 216, Printer's No. 230.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 221, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing school directors to charge tuition fees for adult extension education.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. BERGER. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 1806), page 2, lines 10 and 11 by striking out "and shall not exceed" and inserting: "with"; Amend Sec. 2 (Sec. 1843), page 3, line 5 by striking out "and shall not exceed" and inserting: "with"; Amend Sec. 3 (Sec. 1902), page 4, line 10 by striking out "and shall not exceed" and inserting: "with"; Amend Sec. 4 (Sec. 1921), page 5, line 17 by striking out "and shall not exceed" and inserting: "with"; Amend Sec. 5 (Sec. 1922), page 6, lines 13 and 14 by striking out "and shall not exceed" and inserting: "with".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous concent that Senate Bill No. 221, Printer's No. 628, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 223, entitled:

An Act amending the act of March 10 1949 (P L 30) entitled "Public School Code of 1949" providing for payment to joint boards under certain conditions by the Commonwealth for the acceptance of non-resident pupils and providing for installment payments.

And said bill having been read at length the third time.

On the question,

Will the Senate agree to the bill on third reading?

Mr. BERGER. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Title, page 1, last line of Title, by striking out all of said line.

Amend Sec. 1 (Sec. 2503), page 3, lines 7 to 13, by striking out "What-" in line 7, and all of lines 8 to 13.

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 223, Printer's No. 240, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 237, entitled:

An Act amending the act of December 22 1951 (P L 1715) entitled "An act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities and to provide for the assessment and retention of fines for absence of councilmen from meetings" providing for the payment of salaries of council members in semi-monthly installments.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 308, entitled:

An Act amending the act of May 4, 1927 (P L 519) entitled "The Borough Code" providing for the acquisition maintenance and enlargement by the borough of certain sewage collection or disposal systems.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 361, entitled:

An Act amending the act of May 4 1927 (P L 915) entitled "The Borough Code" changing provisions concerning protests to proposed changes in zoning.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 397, entitled:

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation, domestic or foreign, to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it, requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law . . ." extending the provisions thereof to corporations having no capital stock and authorizing corporations to indemnify directors officers and other persons against certain expenses.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 495, Printer's No. 671, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 610, Printer's No. 153; and

House Bill No. 611, Printer's No. 154.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 640, entitled:

An Aca amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" further regulating bonds to be given for protection of labor and materialmen.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,

Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 644, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" further regulating bonds to be given for protection of labor and materialmen.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 693, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 694, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" providing for payment to organizations of Gold Star Mothers.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 704, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" authorizing temporary investment and deposits of county funds.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner.

DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Oredered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 743, entitled:

An Act amending the act of June 27, 1939 (P. L. 1207) entitled "An act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except chiefs deputy chiefs and chief clerks) in bureaus of fire and fire alarm operators and fire box inspectors in bureaus of electricity in cities of the second class defining the powers and duties of Civil Service Commissions for such purpose in said cities and repealing inconsistent legislation" further regulating physical examinations required for applicants for original appointment.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Walley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Oredered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER TEMPORARILY

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 844, Printer's No. 193, on third reading, go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 882, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof . . ." further providing for pension payments to members of the pension fund becoming disabled.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Walley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Oredered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 883, entitled:

An Act amending the act of May 22, 1935 (P. L. 233) entitled "Policemen's Relief and Pension Fund Law" further providing for the payment of pensions upon disability.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Walley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Oredered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 945, entitled:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "Second Class City Law" further regulating contracts relating to city affairs.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 975, entitled:

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1169, entitled:

An Act making a deficiency appropriation from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

MEMBERS OF LEAGUE OF WOMEN VOTERS, PHILADELPHIA COUNTY, PRESENTED TO SENATE

Mr. WEINER. Mr. President, as a break in our arduous tasks here, I would like to introduce a group of women from the city of Philadelphia and surrounding environs. They are ladies from the League of Women Voters of the Philadelphia area. They are seated on the other side of the Senate.

Would the Chair please recognize them and have them stand in order for the Members of the Senate to have an opportunity to see some of the fair ladies from our city?

The PRESIDING OFFICER. The Chair, on behalf of the Members of the Senate, is very happy to welcome the visitors who are the guests of Senator Weiner, a group from the League of Women Voters from Philadelphia.

Will you please rise and be recognized by the Senate?

STUDENTS FROM WASHINGTON SCHOOL, EAST PENN UNION SCHOOL DISTRICT, EMMAUS, PRESENTED TO THE SENATE

Mr. VAN SANT. Mr. President, I have the distinct pleasure today to introduce a group of young citizens from Lehigh County who are visiting with us. They are fifty-eight in number and consist of the sixth grade pupils of the Washington School, East Penn Union School District, in Emmaus, Pennsylvania. They are accompanied by their teachers, Mr. A. Deischer and Mr. C. Treichler. I would like for the Chair to welcome this group to the Senate.

The PRESIDING OFFICER. The Chair, on behalf of the Members of the Senate, is very happy to welcome the sixth grade pupils of the Washington School, the

guests of Senator Van Sant, from his county of Lehigh. We hope that your visit here will be both informative and pleasant to you.

Will you please rise in order for the Members of the Senate to greet you?

On behalf of the Senate, may the Chair thank the students for the very gracious applause they gave to the Members of the Senate. That is very unusual and we certainly appreciate it.

Mr. VAN SANT. Mr. President, I might, at this time, point out that these children are from a borough where they are holding a centennial celebration later this year. You are all invited to come down to that centennial celebration. You can be assured, Mr. President, that I will not raise a beard this time.

The PRESIDING OFFICER. The Chair was just going to suggest to the Senator that if he would raise another beard, we would all come down.

BILL INTRODUCED AND REFERRED

Mr. STEVENSON. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. STEVENSON and MALLERY read in place and presented to the Chair Senate Bill No. 699, entitled:

An Act amending the act of June 4, 1943 (P. L. 886), entitled, as amended, "Municipal Employes' Retirement Law," defining certain words; establishing eligibility requirements for municipal membership in the retirement system; providing for payment of the expenses of administration and changing the retirement allowances payable to beneficiaries, and the administration of the funds and accounts of the system.

Which was committed to the Committee on Local Government.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, I guess I will be like Cato in the Roman Senate. He used to get up and time and again thundered that Carthage must be destroyed.

During the two Sessions of the Legislature, which preceded the current Session, Senator Lane and I sponsored a bill to regulate children's camps. In 1955, when disaster struck Pennsylvania, we did not even have a list of the camps and we did not know where to send help. I talked time and again to their leaders to set their houses in order, and they promised to do so. However, alas and alack, they failed in their duty.

Accordingly, Mr. President, to put more grist in the mills of Senator Blass and the Committee on Forests and Waters, Game and Fish, I am presenting this bill, on behalf of Senator Lane and myself.

BILL INTRODUCED AND REFERRED

Mr. STIEFEL. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection The Chair hears none.

Messrs. STIEFEL and LANE read in place and presented to the Chair Senate Bill No. 700, entitled:

An Act regulating children's camps; providing for the licensing of children's camps and for revocation and suspension thereof; defining powers and dtuies of the Department of Health and prescribing penalties.

Which was committed to the Committee on Forests and Waters, Game and Fish.

HOUSE BILL No. 844 CALLED UP

Mr. BERGER. Mr. President, I call up, from page 5 of today's Third Reading Calendar, House Bill No. 844, Printer's No. 193.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 844, entitled:

An Act making an appropriation to the Department of Public Welfare for administration of the Public Assistance Law and for making public assistance grants.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Hays,	Miller,	Stevenson,
Berger,	Kalman,	Mullin,	Stiefel,
Blass,	Keller,	Murray,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Propert,	Wade,
Confair,	Kromer,	Ripp,	Wagner,
DiSilvestro,	Lane,	Rooney,	Walker,
Donolow,	Madigan,	Ruth,	Watkins,
Ehrgood,	Mallery,	Sarraf,	Weiner,
Elliott,	McCreesh,	Scott,	Walley,
Flack,	McGinnis,	Seyler,	Wolfe,
Harney,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SENATE CONCURRENT RESOLUTION

URGING CONGRESS TO APPROPRIATE PLANNING AND CONSTRUCTION MONEY FOR THE SHENANGO RIVER RESERVOIR

Mr. SHAFER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. SHAFER, BERGER, WEINER, BARR and RUTH offered the following resolution (Serial No. 110), which was read as follows:

In the Senate, April 28, 1959.

Since the summer of 1958, the city of Sharon and surrounding municipalities have sustained damages from three serious floods. The flood of January 1959 alone caused damages of $6,000,000 along the Shenango River.

Losses of several million dollars were also incurred in the flood of July 1958.

Industry on the Shenango River also requires a controlled flow of water. Augmented flow of the river is a necessity during dry periods in order that factories may maintain an even production and employment rate.

The Shenango Reservoir, north of Sharpsville, Pennsylvania, was authorized by Congress in 1938. Plans are nearing completion.

When completed, the reservoir will provide much needed flood control for the Shenango River area and will provide a controlled flow of water in the river. It will also facilitate navigation on the Ohio River.

Construction money must now be allocated in order to prevent any gap between the completion of planning and the start of construction of this urgently needed project.

Recent floods have proven beyond a doubt that we cannot afford this project to lag. Hesitation only means further destruction of human life, property and industrial production; therefore be it

Resolved (the House of Representatives concurring), That the General Assembly of Pennsylvania strongly urge the Congress of the United States to appropriate during this session $176,000 in planning money and $500,000 in construction money for the Shenango River Reservoir.

Mr. SHAFER asked and obtained unanimous consent for the immediate consideration of this resolution.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 14, Printer's No. 14;
Senate Bill No. 58, Printer's No. 58;
Senate Bill No. 113, Printer's No. 122; and
House Bill No. 157, Printer's No. 74.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 163, Printer's No. 301, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 198, entitled:

An Act reenacting and amending the act of July 27, 1955 (P. L. 288) entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification and requiring such owners to insert in any agreement of sale of such property a statement concerning zoning classification and legality of the use of such property and providing penalties for violations" extending the provisions of the act to cities of the second class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 233, Printer's No. 733; and
House Bill No. 315, Printer's No. 326.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 356, Printer's No. 383;
Senate Bill No. 374, Printer's No. 401;
Senate Bill No. 380, Printer's No. 742;
Senate Bill No. 383, Printer's No. 415;
Senate Bill No. 392, Printer's No. 424;
Senate Bill No. 405, Printer's No. 670;
Senate Bill No. 420, Printer's No. 452;
Senate Bill No. 429, Printer's No. 744;
Senate Bill No. 435, Printer's No. 467; and
Senate Bill No. 444, Printer's No. 478.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 510, entitled:

An Act amending the act of June 7, 1901 (P. L. 493) entitled as amended "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeiture for violation thereof" permitting the use of rigid polyvinyl chloride pipe and providing for the joining of pipes.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. ROONEY offered the following amendment:

Amend Section 34, page 2, line 10, by inserting after the word "iron" the following: "galvanized wrought steel"

It was agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 510, Printer's No. 545, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 512, Printer's No. 547;
House Bill No. 583, Printer's No. 172;
Senate Bill No. 613, Printer's No. 660;
Senate Bill No. 614, Printer's No. 661;
Senate Bill No. 617, Printer's No. 664; and
House Bill No. 758, Printer's No. 410.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 863, entitled:

An Act amending the act of February 9, 1901 (P. L. 3) entitled "An act to provide for increasing the capital stock and indebtedness of corporations" deleting certain requirements of corporate officers.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 25, entitled:

An Act creating the Pennsylvania Highways Commission defining its powers and duties; abolishing the Department of Highways and office of Secretary of Highways; and making an appropriation.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 553, entitled:

An Act authorizing the Pennsylvania Turnpike Commission to construct tunnels on the Turnpike between the Irwin and Middlesex interchanges.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 688, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," establishing the Migrant Farm Labor Commission as a departmental administrative commission in the Department of Agriculture, and prescribing its powers and duties regarding migrant farm laborers and children of such laborers.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

BILLS INTRODUCED AND REFERRED

Mr. HAYS. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. HAYS and SEYLER read in place and presented to the Chair Senate Bill No. 701, entitled:

An Act amending the act of April 29, 1937 (P. L. 526), entitled, as amended, "An act providing for and regulating joint purchases by counties (other than counties of the first class), cities of the second and third class, boroughs, towns, townships, school districts, institution districts and poor districts," increasing the amount of expenditures without bids.

Which was committed to the Committee on Local Government.

They also read in place and presented to the Chair Senate Bill No. 702, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," removing the classification of school supplies for the purpose of purchasing without bids and increasing the amount of supplies that can be purchased.

Which was committed to the Committee on Education.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The PRESIDENT pro tempore (M. Harvey Taylor) in the presence of the Senate signed the following bills:

House Bill No. 313, Printer's No. 67; and
House Bill No. 1169, Printer's No. 305.

The PRESIDENT pro tempore. At this time, the Chair again invites the gentleman from Allegheny, Senator Fleming, to the rostrum to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

PERMISSION TO ADDRESS SENATE

Mr. KALMAN asked and obtained unanimous consent to address the Senate.

Mr. KALMAN. Mr. President, the General Assembly on May 24, 1945 passed the Urban Redevelopment Law. Many of the counties, and the communities in these counties, in the State of Pennsylvania have taken advantage of this law and, in cooperation with the Federal Government, have begun urban redevelopment projects.

Unfortunately, the Urban Redevelopment Law of 1945 was incomplete in that in these communities where they have urban renewal or urban redevelopment projects, the Urban Redevelopment Authorities in the counties, acting as the agents for these communities, have purchased properties or have taken properties under eminent domain proceedings and have razed the buildings on the properties and have readied the properties then for resale, either to the communities or agencies acting for the communities. However, where there has been an objection to the eminent domain proceedings, the urban redevelopment agency has not been able to pass title and these projects have been delayed and have bogged down, many of them now for a period of two, three and possibly four years.

The bill which I am about to introduce, on behalf of

myself and several Senators, makes an amendment to the law which would benefit these Redevelopment Authorities so that title would vest in a Redevelopment Authority upon the acceptance and approval by the Court of Common Pleas of the particular county of the bond of the Redevelopment Authority, and secure payments for damages sustained by the owners of the property by the selection and appropriation of the Redevelopment Authority. This would greatly expedite the acquisition and resale of the land in the urban renewal areas.

Under the present law, the Redevelopment Authority can obtain possession of the property upon the filing of its bond and approval by the court, but title is necessary in order to convey the property. In some cases, if title were not passed until the landowner has been compensated, the program may be delayed for considerable periods spent in litigation, growing out of condemnation proceedings.

BILL INTRODUCED AND REFERRED

Mr. KALMAN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. KALMAN, MURRAY, SCOTT and WALKER read in place and presented to the Chair Senate Bill No. 703, entitled:

An Act amending the act of May 24, 1945 (P. L. 991), entitled "Urban Redevelopment Law," providing that title to property taken by eminent domain may be vested in an Authority by order of court upon filing of a bond.

Which was committed to the Committee on Local Government.

RECONSIDERATION OF SENATE RESOLUTION, SERIAL No. 25

Mr. BERGER. Mr. President, I move that the Senate do now reconsider the vote by which Senate Resolution, Serial No. 25, was adopted at today's Session.

The PRESIDING OFFICER. How did the gentleman vote?

Mr. BERGER. Mr. President, I voted with the prevailing side.

Mr. PECHAN. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the gentleman vote?

Mr. PECHAN. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Will the Senate adopt the resolution?

Mr. BERGER. Mr. President, I offer the following amendment.

The amendment was read by the Clerk as follows:

"Similar privileges shall be accorded to the members of the Pennsylvania Legislative Correspondents Association on the basis of their present credentials."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate adopt the resolution as amended?

SENATE RESOLUTION, SERIAL No. 25, ADOPTED AS AMENDED

Mr. BERGER. Mr. President, I move the adoption of this resolution, as amended.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to and the resolution was adopted, as amended.

PETITIONS AND REMONSTRANCES

Mr. MULLIN. Mr. President, last week there were some observations on this floor concerning the enforcement of the Motor Vehicle Code. As a result of this, on subsequent days, there was some publicity given out to the effect that we in this Body are concerned about fixing laws. The editorials in The Evening News and The Patriot, I suppose, referred to " 'No Fix' and Outraged Politicians."

I noticed, consonant with this publicity, a statement given out by the head of the department which was involved, the Highway Safety Department, to the effect that we were looking for special treatment for certain types of people. If that is the impression he has, he is wrong. I never intended to give any impression that I want special treatment for anyone. My protest was in the operation of the law as it applied to everyone.

Duplicate persecution or duplicate punishment is obnoxious to everyone who believes in enforcement of laws and law enforcement by decree of the Legislature.

Today, we see the opposite happening. A person who violates a law is duly fined and prosecuted in the courts. On the other hand, we see another agency who takes this individual and punishes him again. For example, a person who commits a violation, for which he is punished in the court—maybe it is for driving while intoxicated—receives a $200 fine and a year's suspension. Along comes this man, using a certain dubious power, and he adds to that six months more suspension.

A person who drives a taxicab or who drives a truck, for instance, drives 50,000 miles a year or more. He is exposed to the road all of the time because his livelihood depends on it. If he makes one pass, passing a truck on a road as passing on a road, he is given a fifteen day or a thirty day suspension. In that case, his livelihood is taken away for a month and he is not only punished, but his wife and children are punished and they do without food and so on for a whole month. I do not consider this a special class.

I know people who never touch a drink while they work, but after work they will. If that person drives while he is socially active, he is persecuted. His livelihood is taken away from him under the present interpretation of the law. This deprives his family of the benefit of his income and salary during the time of his suspension. I think that the law should be changed. I think that this man's power should be curbed in these instances; not that anyone should be given any special attention.

I believe this Body passed a resolution in which it requested the Secretary of Revenue not to suspend licenses of people whose livelihood depends on driving. That is not asking for special treatment for anyone.

I think this Body should act in these cases of injustice. I also think that the man who issued this statement implying that this Body or any Member of this Body is

asking for special treatment, or is involved in fixing any laws for any particular people, should certainly be curtailed or reprimanded for such type of publicity.

Mr. WALKER. Mr. President, during the last two Sessions and I believe many Sessions before, we have had the recurring problem of what can be done about the State Board of Law Examiners. While I am fully appreciative of the fact that we have a division of power under our Constitution, yet I believe it is a matter of such concern and importance, not only to lawyers and prospective lawyers but to everyone in the Commonwealth, that we should give some serious thought to these problems. I appreciate that you cannot legislate into the realm of the Judiciary or Executive Branches, but these are matters which affect everyone in Pennsylvania.

One of the finest treatises on this is a very short one, and I would like to read it into the record. It is written by Ella Graubart, of the Allegheny County Bar. It reads as follows:

> "Each year in Pennsylvania we observe an incredible and disturbing phenomenon. Men who have completed a full course in an accredited School of Law with average and good grades and have received a Bachelor of Laws degree take the Pennsylvania Bar examinations and fail.
>
> "We have begun to accept this incongruous situation with equanimity. But should we?
>
> "We shall take one Pennsylvania law school as an example and show its experience with the Pennsylvania Bar examinations. This Law School requires every applicant to have a Bachelor's degree from an accredited college before entrance into the Law School. The curriculum provides for three years of study during the day. In 1958 the school graduated 50 students, of whom 48 took the Pennsylvania Bar examinations. Of these only 14 passed.
>
> "This means that 34, or 71% failed. Most law school graduates also take a cram course to prepare for the bar examinations. Many of the 34 who failed in the July, 1958, examinations took a cram course. They will now take a cram course again and make another try at the bar examinations.
>
> "All of this places a heavy financial burden on the men and their families, to say nothing of the psychological damage, the frustration and anxiety of the would be lawyers, their parents and friends.
>
> "It seems to some of us that many of the bar examination questions are intentionally complicated and confusing, as though the prime purpose was to emphasize trickery and sharp thinking. Many of the questions merely test the student's memory. A good memory is a great asset for a lawyer, but a far more effective weapon is persistent diligence in learning all there is to know about his case.
>
> "If candidates take cram courses twice and then pass the bar examinations at the second or third try, are they better able to practice at the bar?
>
> "A lawyer should be a man with a broad cultivated background, a good analytical mind and the willingness to work with persistence and good will to solve the problems which his clients bring to him.
>
> "A college degree and a degree from an accredited law school should give him the tools with which to start in his profession.
>
> "Old law is changing so rapidly and new law is being made so fast, that there is no reason for enthroning memory on so high a pedestal.
>
> "Curiosity, inquiry, integrity and industry are far more important.
>
> "Of all the candidates who took the Pennsylvania bar examinations in July, 1958, from all law schools, only about half passed, specifically Dickinson Law School 58%; Duquesne Law School 40%; Pennsylvania Law School 67.74%; Pittsburgh Law School 31.57%; Temple Law School 50.58%; Villanova Law School 64.28%. These figures include a total of 328 students from six Pennsylvania law schools who took the examinations in July, 1958. Of these 47 were 'repeaters.' In the January, 1958 exam, of 45 students who took the examinations the first time, 26 passed. In the July, 1957 examinations, of 269 who took the examinations for the first time, 160 passed.
>
> "The reason why half of the candidates failed are many—some did not have time to answer all the questions and left a number unanswered. Some were nervous and unable to express themselves with clearness and directness. Some were exhausted from studying day and night and taxing their memories with legal formulas and statutes. Some were trained in law schools outside of Pennsylvania and were not familiar with Pennsylvania statutes and procedures.
>
> "Whatever the reason, another cram course and another examination and the expenditure of another $1,000 and another few months will not better qualify these men for practice in the courts of Pennpylvania.
>
> "Do we need bar examinations? Why should not every person who graduates from an accredited law school and has a good character be permitted to practice law in this state?
>
> "In view of the disastrous results of each year's bar examinations with about half the applicants failing, should we not reconsider the problem? Cannot the State Board of Law Examiners and the faculties of the law schools and the Pennsylvania Bar Association get together and determine what a Pennsylvania lawyer should know and what he should be and correlate the curriculum and the bar examinations so that every man who gets a Bachelor of Laws degree from an accredited law school can anticipate passing the bar examinations—without a cram course! Perhaps he could be admitted to practice law in Pennsylvania without taking a bar examination.
>
> "There seems to be no reason why we must stand by year after year and see serious young men and women caught in a web of our own making.
>
> "I would like to suggest, therefore, that the Supreme Court of Pennsylvania appoint a committee made up of faculty members of the law schools in Pennsylvania, members of the Board of Law Examiners and members of the Pennsylvania Bar Association to study the curricula of the law schools, the work of the cram courses and the examinations of the Board, and to recommend a system which is more effective in admitting qualified lawyers to practice in Pennsylvania."

From my own experience, Mr. President, I took my bar examinations in 1924. I was one of the fortunate ones; I passed the examinations the first time I took them. I did not pass them because I was more brilliant. It may have been that they knew about the horseshoe or the clover-leaf in my pocket. Therefore, it is not a matter of sour grapes.

However, Mr. President, I have a great concern for the young men who seek a career in the legal profession. I have a great concern for fairness in all things. I am quite sure that the Members of this Senate share with me the concern that we should be fair with everyone. If nothing more is done than we awaken the conscience of the people of Pennsylvania and those in authority so that something can be done to relieve this unfair situation,

I think the time we spent this morning shall not have been spent in vain.

Mr. STIEFEL. Mr. President, I believe Senator Walker deserves our gratitude for bringing to the attention of this Body the situation pertaining to Bar examinations. I, somehow, will have to paraphrase the words of Jefferson to the effect that, "I abhor czars." Any czar is no good. This commission, which examines our law students, consists of czars. They are out of our control. It must be an anomaly that of all the boards, this is one board which is not appointed by the Governor and is not confirmed by the Senate. Once you set them up, all they know is to engage in carnage.

Mr. President, I believe this is a subject which should be examined by the Joint State Government Commission and corrected. I am not casting any aspersions upon His Honor, the Chief Justice of the Supreme Court of Pennsylvania however what we are doing now in the Joint State Government Commission is giving more and more power to the Supreme Court. This situation, which Senator Walker brought to your attention, should command immediate action. It is disgraceful to take young men, who just completed their studies in a law school, and produce so many failures. These are calculated failures, simply to keep a certain number of people from being admitted to the Bar. The sooner we pay some attention to this matter, the better it will be for Pennsylvania.

Mr. LANE. Mr. President, while we are in the process of soul-searching here today, I thought that I might mention something that has been on my mind for a long, long time, and that is the sloppy method in which the Members of the House and Senate pass legislation. Down through the years we, as Members of this Senate, have continued to delegate our Authority to the various bureaus and commissions which operate our State Government.

For example, we had a speech a little while ago by a distinguished Member from Philadelphia regarding highway safety. The reason we are confronted with these problems on highway safety today is because we, as Members of the House and Senate, have delegated these powers to the various bureaus and commissions, resulting in the fact that they, in turn, make a great number of the rules and regulations. For example, let us take the sales tax. What did we do? We passed legislation and then we said, we will give the power to the various departments and bureaus to make such rules and regulations which are consistent with the provisions of the Act. Therefore, we delegate to them that power. Ordinarily and generally speaking, after we review the rules and regulations, we cannot recognize the legislation which we have passed.

I know it is difficuut; it is very difficult to go into all of the ramifications of every piece of legislation that comes before us because we get tired, too, like anyone else. Howevver, I do believe that this Senate should be more deliberative in passing legislation. We should be very careful that we do not surrender our legislative prerogatives. We should be very careful that we do not place too much authority with bureaus and commissions because we, as Members of the Senate, are answerable to the people of Pennsylvania and the peoplpe of Pennsylvania have delegated upon us the responsibility to legislate intelligently and thoroughly.

Therefore, since I heard the distinguished gentleman from Cambria County speak about the problems of the law students, I might say that there is no wonder that a great number of the law students fail to pass their examinations, because I believe what we should do here in this Senate is start looking over these obsolete pieces of legislation which are now on onr statute books and which are not in effect. We should try to endeavor to bring about a general repealer of many of the statutes on our statute books which are not in full force and effect at the present time.

LOWER MERION-NARBERTH COUNCIL OF REPUBLICAN WOMEN PRESENTED TO SENATE

Mr. PROPERT. Mr. President, it has been our privilege today to have with us a number of groups. I understand we have about 900 children in the Capitol as visitors. I also realize that members of the League of Women Voters bave been introduced.

Now, Mr. President, I am very happy to present to you, and the Members of the Senate, some of the finest. I take great pleasure in introducing to you, at this time, the Lower Merion-Narberth Council of Republican Women.

The PRESIDING OFFICER. The Chair, on behalf of the Members of the Senate, is most happy to welcome the guests of Senator Propert, the Council of Republican Women from Lower Merion Township and the surrounding adjacent communities in Montgomery County. We certainly hope your visit here will be both interesting and informative to you.

Will the young ladies from that council please rise so that the Senate may recognize you?

BIRTHDAY FELICITATIONS EXTENDED TO SENATE PARLIAMENTARIAN

The PRESIDING OFFICER. The Chair, at this time, would like to correct a very grievous error that he made yesterday when presiding. Yesterday was the occasion of the birthday of one of the most efficient Members of the Senate staff; a man who, as you all know, has done invaluable work and has been of invaluable aid to the Senate of Pennsylvania. In my opinion, he is possibly the outstanding Parliamentarian in all of the forty-nine States.

I refer to none other than our own Mark Gruell, who yesterday celebrated his thirty-ninth birthday. Let us congratulate him.

Mr. McGINNIS. Mr. President, let us all join in singing, "Happy Birthday to You."

The PRESIDING OFFICER. All right, let us do that.

(The Members of the Senate then joined in the singing of "Happy Birthday to You.")

REMARKS BY SENATE PARLIAMENTARIAN

Mr. GRUELL. Mr. President, the only thing I can say is thank you very, very much. I have been here quite a long time, as many of you know, and this is the first time this has ever happened. I am very deeply grateful. Thank you.

STUDENTS FROM SPRINGETTSBURY TOWNSHIP, YORK COUNTY, PRESENTED TO SENATE

Mr. HAYS. Mr. President, in the absence of the Senator form York, Mr. Seyler, may I introduce a delegation

of school children from Springettsbury Township in York County? As a former York Countian, I take the liberty to present them to the Senate and ask that you greet them.

The PRESIDING OFFICER. The Chair is certainly happy to recognize the students from York County, the guests jointly of your present Senator, Mr. Seyler, and a former resident of York County, Senator Hays. We hope that your visit will be both informative and pleasant to you.

Will you please rise so the Senate can greet you?

Mr. HAYS. Mr. President, may I add that Senator Seyler is at an important committee meeting, so that his constituents may know?

The PRESIDING OFFICER. It is well that they know where he is, Senator.

STUDENTS WELCOMED TO SENATE

The PRESIDING OFFICER. I see another group of students sitting in the gallery. I do not know where they are from, but I want to assure these students that we are very happy to have you here, too.

Will you please rise so that we can recognize you?

STUDENTS FROM VILLANOVA UNIVERSITY WELCOMED TO SENATE

Mr. MULLIN. Mr. President, I had a group of students from Villanova University, headed by Dr. Nova and also by Mr. John Kelly, that I wanted to introduce. I sent them touring the Capitol, because I did not know that we were going to get so close to adjournment, but I do want to note that they were here for the record of the Journal.

The PRESIDING OFFICER. The Chair is sorry they are not here, Senator. We would have welcomed them as we did all the other groups of students, and we know that your remarks will be spread upon the Jorunal.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILL SIGNED

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the following bill:

House Bill No. 844, Printer's No. 193.

The PRESIDENT pro tempore. Will Senator Fleming please return to the rostrum to preside?

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Monday, May 4, 1959, at 2:00 o'clock, p.m., Eastern Standard Time.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:24 o'clock, a.m., Eastern Standard Time, until Monday, May 4, 1959, at 2:00 o'clock, p.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, April 28, 1959.

The House met at 11:00 a. m. EST.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Gracious God, Whose Infinite Love and tender mercy reaches the hearts and minds of men in the busy experiences of life. Prick our consciences that we may know and sense Thy divine presence in the life of each one of us. Purge our hearts of the self-sufficiency which Thou dost find abiding there. Instill therein the awareness of our dependence upon Thee and the strength and stay which Thou wilt be in life. Grant to each of us the humility as characterized by the Master of old, and the stamina with which to exert the faith as characterized by our forefathers of days gone by.

Quicken our steps that Thy Will and Thy Way may be accomplished in the day in which we live. And kindle within each one of us the challenges and goals which Thou wouldst have us attain and aid us in reaching their fulfilment: through the Blessed Trinity; Father, Son, and Holy Ghost. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, April 27, 1959 will be postponed until printed.

The Chair hears none.

STUDENTS OF NORTHEAST JUNIOR HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes 169 students of the North East Junior High School, of Bethlehem, Pennsylvania, who are here under the supervision of Mr. Handwerk and Mr. John Bessemer. They are the guests of the gentleman from Northampton County, Mr. James A. O'Donnell.

LOWER MERION-NARBERTH COUNCIL OF REPUBLICAN WOMEN WELCOMED

The SPEAKER. The Chair is informed that there is a delegation of 28 women from the Lower Merion-Narberth Council of Republican Women who are here with their President, Mrs. Thomas Jones. They are the guests of the gentleman from Montgomery, Mr. Willaredt.

LOWER MERION TOWNSHIP COUNCIL OF REPUBLICAN WOMEN WELCOMED

The SPEAKER. We have with us also a delegation representing the Lower Merion Township Council of Republican Women of Montgomery County. They are the guests of the gentleman from Montgomery County, Mr. Robert P. Johnson.

MEMBERS OF LANCASTER LEAGUE OF WOMEN VOTERS WELCOMED

The SPEAKER. The Chair is also informed that we have a delegation with us from the Lancaster League of Women Voters. They are the guests of the gentlemen from Lancaster, the Messrs. Merry, Eshleman, Royer and Wood.

The SPEAKER. The Chair would advise the Members that before sending notices to the desk of visitors that the visitors be actually in the Hall of the House and not simply a delegation that is expected. It places the Chair and the House in an embarrassing position when we proclaim the presence of delegations which are not actually with us.

STUDENTS OF NORTHERN BEDFORD COUNTY SCHOOL WELCOMED

The SPEAKER. The Chair understands that we have with us 80 students of the Northern Bedford County School who are here under the supervision of Messrs. Gates and Snavely. They are the guests of the gentleman from Bedford, Mr. Stroup.

MEMBERS OF LEAGUE OF WOMEN VOTERS WELCOMED

The SPEAKER. The Chair is informed that there are present with us representatives of the Ladies League of Women Voters of the Nether Providence Township of Delaware County. They are the guests of the legislators from Delaware County.

BILLS INTRODUCED AND REFERRED

By Mr. PURSLEY. HOUSE BILL No. 1420.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), exempting contract carriers from the tax.

Referred to the Committee on Ways and Means.

By Messrs. SCHWARTZ and FINEMAN. HOUSE BILL No. 1421.

An Act increasing the number of courts of common pleas in the county of Philadelphia, establishing therein three distinct and separate courts of common pleas designated court of common pleas number eight, nine and ten; and providing for the appointment and election of judges for such courts.

Referred to the Committee on Judiciary.

By Mr. POLEN. HOUSE BILL No. 1422.

An Act amending the act of July 19, 1957 (Appropriation Acts, page 60), entitled "An act to provide for the ordinary expense of the Executive, Legislative, and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," deleting certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said deletions.

Referred to the Committee on Appropriations.

By Mr. POLEN. HOUSE BILL No. 1423.

A Supplement to the act, approved the nineteenth day of July, one thousand nine hundred fifty-seven (Appropriation Act, page 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative, and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957, "by providing for deficiencies in appropriations made by the act for the fiscal biennium

ending May thirty-first, one thousand nine hundred fifty-nine.

Referred to the Committee on Appropriations.

By Messrs. FRANK, FILO, DOUGHERTY and CROSSIN. HOUSE BILL No. 1424.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), removing the restrictions relating to bowling alleys.

Referred to the Committee on Law and Order.

By Mr. CLARKE. HOUSE BILL No. 1425.

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), making it unlawful to purchase lotteries or numbers tickets, or to in any way patronize such activities.

Referred to the Committee on Rules.

By Mr. BONNER. HOUSE BILL No. 1426.

An Act providing for the establishment of a hospitalization insurance system for residents of Pennsylvania; providing for its administration by the Department of Public Welfare and the payment of premiums.

Referred to the Committee on Rules.

By Messrs. A. J. MURPHY, FILO, AGNEW and DONALDSON. HOUSE BILL No. 1427.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), permitting council to request that a certified check accompany bids for contracts.

Referred to the Committee on Boroughs.

By Messrs. MAXWELL, MILLS, Mrs. HENZEL and Mrs. KERNAGHAN. HOUSE BILL No. 1428.

An Act amending the "State Employes' Retirement Law," approved June 27, 1923 (P. L. 858), permitting contributors to change from the one-one-hundred-sixtieth (1-160) class to the one one-hundredth (1-100) class and defining the benefits to be obtained thereby.

Referred to the Committee on State Government.

By Messrs. REIDENBACH, NEEDHAM and EDWARDS. HOUSE BILL No. 1429.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30) permitting school directors to be appointed secretary to the board upon unanimous consent and upon his resignation as a director.

Referred to the Committee on Education.

By Messrs. WARGO and DENNISON. HOUSE BILL No. 1430.

An Act repealing section 1033, act of May 1, 1929 (P. L. 905), known as "The Vehicle Code," and its amendments, relating to carrying of other vehicles the weight of which is above the cab of the carrier vehicle or above the head of the operator of the carrier vehicle.

Referred to the Committee on Motor Vehicles.

By Messrs. CAPANO, CURWOOD, ISAACS and Mrs. KERNAGHAN. HOUSE BILL No. 1431.

An Act amending the "Public School Employes Retirement Law" approved July 16, 1917 (P. L. 1043), requiring reports to contributors of years of credited service.

Reported to the Committee on Education.

By Messrs. FINEMAN, SCHWARTZ and STEWART. HOUSE BILL No. 1432.

An Act amending the act of May 8, 1909 (P. L. 475), entitled "An act to provide that admission * * * to practice as an attorney-at-law in the Supreme Court of this Commonwealth shall * * operate as an admission of such attorney as an attorney-at-law in every other court of this Commonwealth * * *" further defining the right of attorneys-at-law admitted to practice in the Supreme Court to practice in the courts of the several counties.

Referred to the Committee on Judiciary.

By Messrs. FINEMAN, SHERMAN and RUDISILL. HOUSE BILL No. 1433.

An Act amending "The Realty Transfer Tax Act," approved December 27, 1951 (P. L. 1742), excluding from taxation, transfers of property by or to charitable organizations, volunteer firemen's organizations, nonprofit educational institutions and religious organizations.

Referred to the Committee on Ways and Means.

By Messrs. TOMPKINS, ZIMMERMAN, WHITTAKER and Mrs. B. Z. MILLER. HOUSE BILL No. 1434.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), providing that rules and regulations adopted by the Department of Revenue shall be effective as of the date filed in the Department of State, and shall have no retroactive effct.

Referred to the Committee on State Government.

By Mr. WORLEY (By Request). HOUSE BILL No. 1435.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), providing that the term "manufacture" shall include the processing or canning of fruits, vegetables and other agricultural products.

Referred to the Committee on Ways and Means.

By Mr. COMER. HOUSE BILL No. 1436.

An Act authorizing the compounding, compromising, and settlement by the Dept. of State, with the approval of the Dept. of the Auditor General and the Dept. of Justice, of prosecutions for the violation of the acts of Assembly relating to the licensing and registration of persons engaged in professions, trades and occupations in the Department of State.

Referred to the Committee on State Government.

By Messrs. DONALDSON, LAMB, LUTTY and GOLDSTEIN. HOUSE BILL No. 1437.

An Act amending the "Fictitious Name Act," approved May 24, 1945 (P. L. 967) defining the term "business," providing for the change of location from one county to another, and designating the persons to sign an application to amend the certificate.

Referred to the Committee on Judiciary.

By Messrs. LAMB, LUTTY, DONALDSON and GOLDSTEIN. HOUSE BILL No. 1438.

An Act amending the "Fictitious Corporate Name Act," approved July 11, 1957 (P. L. 783), repealing the requirement that certificates of registration be cancelled after five years.

Referred to the Committee on Judiciary.

By Messrs. STANK, MEHOLCHICK and McDONALD. HOUSE BILL No. 1439.

An Act providing for the licensing of operators and sellers of lottery tickets; imposing powers and duties on the Department of Revenue and making it legal to print, possess, distribute, sell and buy such tickets and making repeals.

Referred to the Committee on Rules.

By Messrs. STANK, MEHOLCHICK and McDONALD. HOUSE BILL No. 1440.

An Act providing for the licensing of, the possession and distribution of coin operated machines used for gambling and the licensing of establishments having on their premises such machines; imposing powers and duties on the Department of Revenue and making it legal to own, distribute, possess and operate such machines and making repeals.

Referred to the Committee on Rules.

By Mrs. REIBMAN, Messrs. NELSON, ESHLEMAN and STROUP. HOUSE BILL No. 1441.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing basis for reimbursement on account of rentals and sinking fund charges.

Referred to the Committee on Education.

By Messrs. HAMILTON, STONE, DONALDSON and GOLDSTEIN. HOUSE BILL No. 1442.

A Joint Resolution proposing an amendment to Article III, Section 18 of the Constitution of the Commonwealth of Pennsylvania providing for grants or loans to residents of the Commonwealth for higher educational purposes.

Referred to the Committee on Education.

By Messrs. CAPANO and STROUP, and Mrs. REIBMAN. HOUSE BILL No. 1443.

An Act amending the "Public School Code of 1949," approved March 10, 1946 (P. L. 30), eliminating requirement for the submission of revised plans when mergers are not assented to by electors.

Referred to the Committee on Education.

By Mrs. REIBMAN. HOUSE BILL No. 1444.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing provisions relating to payments on account of closed schools.

Referred to the Committee on Education.

By Messrs. AGNEW and MIHM. HOUSE BILL No. 1445.

An Act regulating the selection of president judges of the Court of Common Pleas of Allegheny County.

Referred to the Committee on Judiciary.

By Messrs. ZIMMERMAN, FOX and WESCOTT. HOUSE BILL No. 1446.

An Act amending the "Unfair Sales Act," approved August 11, 1941 (P. L. 900), providing that giving, offering to give, or advertisement to give away dairy products in conjunction with or the promotion of the sale of any other commodity is an unfair method of competition.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. POLEN and LIGHT. HOUSE BILL No. 1447.

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177), imposing additional powers and duties on the Department of Health and establishing a fee.

Referred to the Committee on Public Health and Sanitation.

By Messrs. MAXWELL and ROVANSEK, Mrs. ANDERSON and Mr. RIGBY. HOUSE BILL No. 1448.

An Act amending the "Disease Prevention and Control Law of 1955," approved April 23, 1956 (P. L. 1510) allowing court appointed physicians and physicians of penal institutions to make examinations for venereal disease.

Referred to the Committee on Public Health and Sanitation.

By Messrs. NEEDHAM, DAVIS, WHEELER and SHUPNIK. HOUSE BILL No. 1449.

An Act amending the act of June 14, 1952 (P. L. 2015), entitled "A supplement to the 'Public School Employes Retirement Law,' approved July 18, 1917 (P. L. 1043), * * *," extending the provisions of the act to employes reemployed by any school district or vocational school district after service with the American Red Cross and other service organizations.

Referred to the Committee on Education.

By Messrs. CAPANO, WARGO, P. J. MURPHY and KUBITSKY. HOUSE BILL No. 1450.

An Act relating to the control of occupational diseases and their prevention; * * * providing that the Department of Health shall administer the act and providing that reports made under this act shall be confidential, and providing for civil relief.

Referred to the Committee on Public Health and Sanitation.

By Messrs. TOMPKINS, STROUP and GIBSON. HOUSE BILL No. 1451.

An Act amending the act of May 1, 1929 (P. L. 1046) entitled "An act appropriating the moneys in the Motor License Fund," providing for the transfer of money from the Motor License Fund to the General Fund.

Referred to the Committee on Appropriations.

By Mr. VARNER. HOUSE BILL No. 1452.

An Act declaring and adopting the poem "Pennsylvania" by Gerall G. Dovenspike, a Pennsylvanian, as the official poem of the Commonwealth.

Referred to the Committee on Rules.

By Messrs. BOWMAN and OGILVIE. HOUSE BILL No. 1453.

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), regulating contract procedures and advertising for bids.

Referred to the Committee on Cities—Third Class.

By Messrs. MAXWELL, A. J. MURPHY, PRICE and STONER. HOUSE BILL No. 1454.

An Act amending the "Bituminous Coal Open Pit Mining Conservation Act," approved May 31, 1945 (P. L. 1198) further regulating time when operation shall be deemed completed.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. MAXWELL, A. J. MURPHY, ROVANSEK and JUMP. HOUSE BILL No. 1455.

An Act amending the "Bituminous Coal Open Pit Mining Conservation Act," approved May 31, 1945 (P. L. 1198), changing penalties in regards to certain actions relating to registration and furnishing of bonds.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. MAXWELL, A. J. MURPHY, DENNISON and GUTHRIE. HOUSE BILL No. 1456.

An Act amending the "Anthracite Strip Mining Law," approved June 27, 1947 (P. L. 1095), changing the provisions relating to backfill.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. MAXWELL, FLYNN, McDONALD and JUMP. HOUSE BILL No. 1457.

An Act amending the "Bituminous Coal Open Pit Mining Conservation Act," approved May 31, 1945 (P. L. 1198), increasing the amount of bond and clarifying a provision relating to overburden.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. ROVANSEK, DENNISON, GUTHRIE and FARABAUGH. HOUSE BILL No. 1458.

An Act amending the "Anthracite Strip Mining Law," approved June 27,, 1947 (P. L. 1095), adding a penalty.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. ROVANSEK, DENNISON, GUTHRIE and BONNER. HOUSE BILL No. 1459.

An Act amending the "Anthracite Strip Mining Law," approved June 27, 1947 (P. L. 1095), clarifying references to the Department of Mines and Mineral Industries and changing certain definitions and provisions relating to bonds, fees and renewal of registration.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. MAXWELL, A. J. MURPHY, DENNISON and GUTHRIE. HOUSE BILL No. 1460.

An Act amending the "Anthracite Strip Mining Law," approved June 27, 1947 (P. L. 1095), changing the provisions relating to drainage.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. ROVANSEK, DENNISON, GUTHRIE and FLYNN. HOUSE BILL No. 1461.

An Act amending the act of May 29, 1945 (P. L. 1132), entitled "An act providing for the health and safety of persons employed in and about coal mines in the Commonwealth of Pennsylvania; ***" authorizing the purchase of additional equipment.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. ROVANSEK, PRICE and McDONALD. HOUSE BILL No. 1462.

An Act amending the "Bituminous Coal Pit Mining Conservation Act," approved May 31, 1945 (P. L. 1198), allowing the secretary to spend certain moneys in the fund anywhere within the bituminous region.

Referred to the Committee on Mines and Mineral Industries.

By Messrs. WHEELER and A. W. JOHNSON. HOUSE BILL No. 1463.

An Act repealing sections 1261, 1262, and 1263 of "The County Code," approved August 9, 1955 (P. L. 323) relating to recognizance of sheriffs and coroners.

Referred to the Committee on Counties.

By Messrs. HAMILTON, CROSSIN, WILLAREDT and NAUGLE. HOUSE BILL No. 1464.

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921 (P. L. 682), prohibiting, in certain cases, domestic insurers from insuring the lives or persons of residents of, or property or operations located in, states in which such insurers are not authorized to do business.

Referred to the Committee on Insurance.

By Messrs. HAMILTON, CROSSIN, WILLAREDT and NAUGLE. HOUSE BILL No. 1465.

An Act providing for the regulation of credit life insurance and credit accident and health insurance; conferring powers and imposing duties on the Insurance Commissioner; and prescribing penalties.

Referred to the Committee on Insurance.

By Messrs. PRENDERGAST, HAMILTON, PURSLEY and STIMMEL. HOUSE BILL No. 1466.

An Act amending "The Insurance Company Law of 1921" approved May 17, 1921 (P. L. 682) subjecting domestic mutual fire insurance companies to the provisions thereof, requiring approval of policies, contracts or certificates of insurance by the Insurance Commissioner.

Referred to the Committee on Insurance.

By Messrs. HAMILTON, PRENDERGAST, PURSLEY and STIMMEL. HOUSE BILL No. 1467.

An Act reenacting and amending "The Fire Marine and Inland Marine Rate Regulatory Act" approved June 11, 1947 (P. L. 551), including domestic mutual fire insurance companies and domestic reciprocals or exchanges within the provisions of the act, and providing for a uniform classification of accounts and records.

Referred to the Committee on Insurance.

By Messrs. DAVIS and RENWICK. HOUSE BILL No. 1468.

An Act amending the act of April 27, 1925 (P. L. 324), entitled "An act for the distribution by the Commonwealth and counties to townships and school districts of moneys received from the United States from Forest Reserves within the Commonwealth," authorizing the electors of a township to adopt an alternative basis for distribution of moneys.

Referred to the Committee on State Government.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 44.

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code" exempting certain municipal authorities from motor vehicles registration and certificate of title fees

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 434.

An Act amending the act of June 21 1937 (P. L. 1982) entitled "An act authorizing the Supreme Court of Pennsylvania to prescribe rules of practice and procedure in civil actions at law in equity in certain courts of this Commonwealth to prescribe rules and regulations for the conduct of any general business either civil or criminal by judges of any court of record * * *" granting the power to prescribe rules of practice and procedure in civil matters in the courts of quarter sessions.

Referred to the Committee on Judiciary.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. McCANN and A. W. JOHNSON.

RESOLUTION No. 62.

In the House of Representatives, April 27, 1959.

Resolved, That the Rules of the House of Representatives be amended by adding a new rule to read:

87. The privileges of a Newspaper or Television News Photographer may be accorded by the Speaker to a photographer of a daily newspaper, television station or recognized press association or to an official photographer for a Harrisburg daily newspaper, who is not engaged in any department of the State Government or in any other business.

Applications for addmission to the floor of the House shall be made by the Speaker. The application shall state the name of the newspaper, television station or press association represented by the photographer, its location and be signed by the applicant.

The Speaker shall verify the statements made in the application. If the application is approved by him, he shall issue a photographer's card, signed by him and the President of the Pennsylvania Capitol Newspaper Photographers' Association.

The photographers shall not interview members at their desks during the session of the House, and shall abide by the rules and regulations adopted by the House.

The House, by majority vote, may suspend or revoke the privileges of any photographer upon the recommendation of the Committee on Rules.

The card issued by the Speaker shall be presented when required by any Sergeant-at-Arms. It shall not be transferable. Any card transferred or loaned to any one shall be cancelled and all privileges withdrawn from the offending photographers.

Referred to the Committee on Rules.

By Mr. WORLEY.

(Concurrent) RESOLUTION No. 63.

In the House of Representatives, April 27, 1959.

It has been alleged that election frauds are regularly perpetrated with impunity: that in many areas of the Commonwealth free elections and the free exercise of suffrage are denied to great numbers of people.

It is claimed that in large cities abuses of the privilege of assistance in voting are permitted to occur at every election, and that the residence and registration requirements are regularly violated,

If these charges are true, then our elections have not reflected the actual will of our electorate and it is possible that persons are presently holding public office who are not entitled thereto.

It is imperative that the General Assembly have knowledge of the facts in order that appropriate action may be taken; therefore be it

Resolved (the Senate concurring), That the Speaker of the House of Representatives appoint five members of the Senate who together shall constitute a joint committee to investigate into the practices and procedures employed in the holding of elections throughout the Commonwealth giving particular attention to election practices in large cities and be it further

Resolved, That the committee may hold hearings, take testimony and make its investigations at such places as it shall deem necessary within this Commonwealth. It may issue subpoenas under the hand and seal of its chairman, commanding any person to appear before it and to answer questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee deems necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of the Commonwealth. Any person who wilfully neglects or refuses to testify before the committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before the committee; and be it further

Resolved. That the committee so appointed shall report its finings and recommendations to this General Assembly as soon as possible.

Referred to the Committee on Rules.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 844.

An Act making an appropriation to the Department of Public Welfare for administration of the Public Assistance Law and for making public assistance grants

HOUSE BILL No. 1169.

An Act making a deficiency appropriation from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being cborrect, the titles were publicly read as follows:

HOUSE BILL No. 313.

An Act amending "The Dental Law" approved May 1, 1933 (P. L. 216) changing the definition of the "practice of dentristy" and changing penalties relating to dental technicians

HOUSE BILL No. 844.

An Act making an appropriation to the Department of Public Welfare for administration of the Public Assistance Law and for making public assistance grants

HOUSE BILL No. 1169.

An Act making a deficiency appropriation from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, April 27, 1958.

Resolved (if the Senate concur), that House Bill No. 412, Printer's No. 125, entitled "An act authorizing courts to alter modify suspend reinstate terminate amend or rescind any order decree judgment or sentence for a period of THIRTY days from the date of entering of record the order decree judgment or sentence," be recalled from the Governor for the purpose of amendment.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Gibson for Mr. KNECHT for the week.

REPORTS FROM COMMITTEE

Mr. FARABAUGH from the Committee on Boroughs, reported as amended, House Bill No. 359, entitled:

An Act amending the "Urban Redevelopment Law," approved May 24, 1945 (P. L. 991), extending the provisions of the act to include boroughs except in counties of the second class.

Mr. P. J. MURPHY from the Committee on Liquor Control, reported as committed, House Bill No. 420, entitled:

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90) imposing duties on enforcement officers and investigators.

Mr. McCANDLESS from the Committee on Professional Licensure, reported as committed, House Bill No. 515, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) establishing the State Auctioneers' Commission as a departmental administrative commission in the Department of Public Instruction.

Mr. AGNEW from the Committee on Boroughs, reported as committed, House Bill No. 598, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), excluding certain contracts or purchases for operation of public works from requirement of advertising and bidding.

Mr. JIM from the Committee on Fisheries, reported as committed, House Bill No. 609, entitled:

An Act amending the act of May 29, 1917 (P. L. 332), entitled "An act to give protection, and to regulate the catching or taking or having in possession, within this Commonwealth, of any bullfrogs, tadpoles, and terrapin; * * *," making this act apply to turtles, frogs and tadpoles; changing creel limits and revising methods of taking.

Mr. MAXWELL from the Committee on Liquor Control, reported as committed, House Bill No. 635, entitled:

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), changing the time within which notice of a hearing is issued, and requiring notice of violations as a prerequisite to imposition of a penalty, suspension or revocation.

Mr. ESHLEMAN from the Committee on Education, reported as committed, House Bill No. 752, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) authorizing the inclusion of costs of treasurers' bonds and auditing of treasurers accounts in estimates of costs of educating handicapped children and providing for reimbursements.

Mr. FRANK from the Committee on Fisheries, reported as committed, House Bill No. 761, entitled:

An Act repealing the act of March 9, 1771 (I Sm. L. 313), entitled "An ACT to prevent the destruction of rockfish and oysters."

Mr. GUTHRIE from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 762, entitled:

An Act amending the act of June 25, 1913 (P. L. 555), entitled "An act providing for the regulation of dams, or other structures * * * projecting into all streams and bodies of water wholly or partly within, or forming part of the boundary of, this Commonwealth; * * *," authorizing the construction and repair of certain bridges in townships of the second class without the consent of the Water and Power Resources Board.

Mr. PETROSKY from the Committee on Liquor Control, reported as committed, House Bill No. 796, entitled:

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90), further defining the powers of courts on appeals.

Mr. TAYLOR from the Committee on Liquor Control, reported as committed, House Bill No. 797, entitled:

An Act amending the "Liquor Code,,, approved April 12, 1951 (P. L. 90) further defining the powers of courts on appeals.

Mr. GARLOCK from the Committee on Elections and Apportionment, reported as committed, House Bill No. 851, entitled:

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333), authorizing veterans to gain residences as electors at homes for disabled and indigent soldiers and sailors.

Mr. TAYLOR from the Committee on Liquor Control, reported as committed, House Bill No. 1111, entitled:

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), limiting the transfer of distributor's and importing distributor's licenses.

Mr. NEEDHAM from the Committee on Welfare, reported as committed, House Bill No. 1129, entitled:

An Act amending the act of June 12, 1931 (P. L. 510), entitled "An act providing for the licensure and regulation of certain private nursing homes, private convalescent homes and private hospitals; * * *," providing for a provisional license.

Mr. LAMB from the Committee on Judiciary, reported as committed, House Bill No. 1143, entitled:

An Act amending the "Business Corporation Law" approved May 5, 1933 (P. L. 364) providing for the corporate name, the contents of the articles of incorporation and articles of merger; prescribing the method of cancelling treasury shares and the manner of giving notice of the winding up proceedings.

Mr. TOMPKINS from the Committee on Judiciary, reported as committed, House Bill No. 1144, entitled:

An Act amending the "Nonprofit Corporation Law," of May 5, 1933 (P. L. 289), providing for the expiration of registered names if the corporation is not formed within one year from the date of registration and deleting the proof of advertisement as a requirement for the granting of a certificate of authority to a foreign nonprofit corporation.

Mr. GELFAND from the Committee on Judiciary, reported as committed, House Bill No. 1145, entitled:

An Act amending the act of June 8, 1911 (P. L. 710), entitled "An act to regulate the doing of bsuiness in this Commonwealth by foreign corporations; * * * " providing for the withdrawal from business and the surrender of the certificate of authority.

Mrs. DONAHUE from the Committee on Welfare, reported as committed, House Bill No. 1213, entitled:

An Act amending "The Mental Health Act of 1951," approved June 12, 1951 (P. L. 533), further regulating the payment of costs for the care of patients, and limiting liability for such payment.

Mr. GAILEY from the Committee on Judiciary, reported as committed, House Bill No. 1215, entitled:

An Act relating to the satisfaction of mortgages in counties of the second, third, fourth, fifth, sixth, seventh and eighth classes by the recording of a satisfaction piece, prescribing forms therefor, and fixing fees for the recording thereof.

Mr. BRENNINGER from the Committee on Liquor Control, reported as committed, House Bill No. 1231, entitled:

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), excepting certain restaurants at airports from the quota limitations.

Mr. FULMER from the Committee on Boroughs, reported as committed, House Bill No. 1271, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) authorizing the Shade Tree Commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy plants, shrubs, and shade trees, and to levy and collect the cost thereof from the owners of the property by action in assumpsit or by the filing of a municipal claim therefor.

Mr. J. P. O'DONNELL from the Committee on Public Health and Sanitation, reported as amended, House Bill No. 1058, entitled:

An Act relating to plumbing, providing for the regulation of persons engaged in plumbing, prescribing the powers and duties of the Department of Health and those of local governments with respect thereto.

Mr. SILVERMAN from the Committee on Professional Licensure, reported as amended, House Bill No. 1059, entitled:

An Act relating to licensing of persons engaged in plumbing; creating a State Plumbing Board in the Department of Public Instruction; prescribing its powers and duties and those of local governments with respect thereto.

Mr. DEVLIN from the Committee on Elections and Apportionment, reported as committed, House Bill No. 1062, entitled:

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333), increasing the terms of office of judges and inspectors of elections.

Mr. SCHUSTER from the Committee on Liquor Control, reported as committed, House Bill No. 1065, entitled:

An Act amending the "Liquor Code," approved April 12, 1951 (P. L. 90), further reguating the issuance of club liquor licenses and catering licenses.

Mr. A. J. MURPHY from the Committee on Boroughs, reported as committed, House Bill No. 1072, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) prohibiting the lease or sale of borough owned electric light plants without a majority vote of the electorate.

Mrs. KERNAGHAN from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1075, entitled:

An Act relating to sewage and water facilities in realty subdivisions; imposing duties on recorders of deeds; granting powers to and imposing duties upon the Department of Health and its designate representatives, and prescribing penalties.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1085, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation of members of the State Board of Examiners of Public Accounts.

Mr. PARLANTE from the Committee on Professional Licensure, reported as committed, House Bill No. 1086, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Chiropractic Examiners.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1087, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation of members of State Board of Nurse Examiners.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1088, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation of members of the State Board of Optometrical Examiners.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1089, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the com-

pensation and clarifying the duties of the State Board of Chiropody Examiners.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1090, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Board of Barber Examiners.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1091, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation and clarifying the duties of the State Registration Board for Professional Engineers.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1092, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), increasing the compensation of members of the State Dental Council and Examining Board

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1093, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Pharmacy.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1094, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and changing the membership of the State Board of Medical Education and Licensure.

Mr. PARLANTE from the Committee on Professional Licensure, reported as committed, House Bill No. 1095, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Real Estate Commission.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1096, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Board of Cosmetology.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1097, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Osteopathic Examiners.

Mr. PARLANTE from the Committee on Professional Licensure, reported as amended, House Bill No. 1098, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Veterinary Medical Examiners.

Mr. PARLANTE from the Committee on Professional Licensure, reported as committed, House Bill No. 1099, entitled:

An Act amending "The Professional Nursing Law," approved May 22, 1951 (P. L. 317) providing for biennial registration.

Mr. ROVANSEK from the Committee on Education, reported as committed, House Bill No. 1331, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for the election of directors where a union or merged district is formed from an existing union or merged district and one or more other districts.

Mrs. B. Z. MILLER from the Committee on Professional Licensure, reported as committed, House Bill No. 1346, entitled:

An Act amending the "Optometrists' Licensure Law," approved March 30, 1917 (P. L. 21), further regulating the refusal, cancellation, revocation and suspension of licenses; providing for rules and regulations.

Mr. GAILEY from the Committee on Judiciary, reported as committed, House Bill No. 1361, entitled:

An Act amending the act of May 24, 1917 (P. L. 268), entitled "An act to increase the powers of courts in proceedings for desertion and non-support of wives, children or aged parents; * * *," further regulating the giving of security in certain cases.

Mr. BONNER from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 1369, entitled:

An Act amending the act of June 2, 1891 (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," requiring maps or plans of workings or excavations to be made.

Mr. A. J. MURPHY from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 1370, entitled:

An Act amending the "Anthracite Strip Mining Laws," approved June 27, 1947 (P. L. 1095), regulating the distance of mining from highways.

Mr. A. J. MURPHY from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 1371, entitled:

An Act amending the "Anthracite Coal Mining Law," approved June 2, 1891 (P. L. 176), further regulating the erection of props, timber or temporary roof jacks.

Mr. SCHWARTZ from the Committee on Judiciary, reported as committed, House Bill No. 1378, entitled:

An Act amending the act of February 9, 1901 (P. L. 3), entitled "An act to provide for increasing the capital stock and indebtedness of corporations," permitting corporations to mortgage or encumber all or any portion of its property without authorization of the stockholders.

as committed, House Bill No. 1332, entitled:

Mr. IRVIS from the Committee on Judiciary, reported

An Act amending the "Business Corporation Law," ap-

proved May 5, 1933 (P. L. 364), changing the law as to the merger or consolidation of parent and wholly-owned subsidiary corporations.

Mr. DENNISON from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 1366, entitled:

An Act amending the "Anthracite Coal Mining Law," approved June 2, 1891 (P. L. 176), requiring the examination of collieries every two months.

Mr. VERONA from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 1367, entitled:

An Act amending the act of June 2, 1891 (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania * * *," requiring all mine foremen and assistants to have a certificate of qualification or service.

Mr. PRENDERGAST from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 1368, entitled:

An Act amending the "Anthracite Coal Mining Law," approved June 2, 1891 (P. L. 176), regulating the use of electrically operated automotive mining, loading or conveying machinery.

Mr. SILVERMAN from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1381, entitled:

An Act providing for the certification by the Secretary of Health of operators in responsible charge of water supply systems and water treatment plants; specifying the classifications of water supply systems and water treatment plants and the grades of certificates for operators thereof; requiring that only certified operators may operate certain plants and systems; providing for revocation and suspension of certificates; and providing for penalties and civil relief.

Mr. SILVERMAN from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1382, entitled:

An Act providing for the certification by the Sanitary Water Board of operators in responsible charge of sewage treatment plants; specifying the classifications of sewage treatment plants and the grades of certificates for operators thereof; requiring that only certified operators may operate certain plants; providing for revocation and suspension of certificates; and providing for penalties and civil relief.

Mrs. KOOKER from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 1384, entitled:

An Act amending "The Mental Health Act of 1951 (P. L. 533), regulating voluntary admission of minors to institutions, and further regulating emergency commitments.

Mr. WARGO from the Committee on Ways and Means, reported as committed, House Bill No. 1406, entitled:

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), providing that the tax upon intrastate telephone and telegraph service shall be computed on the basis of the total amount billed to customers periodically.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. POLEN asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

WASHINGTON SCHOOL STUDENTS WELCOMED

The SPEAKER. The lady from Lehigh, Mrs. Markley, has as her guests fifty-eight 6th grade students of the Washington School, East Penn Union School District of Emmaus, under the supervision of Mr. Treichler and Mr. Deischer.

REPORTS FROM COMMITTEE

Mr. WHEELER from the Committee on Appropriations, re-reported as amended, House Bill No. 260, entitled:

An Act creating and establishing the Legislative Budget and Finance Committee providing for its membership prescribing its powers functions and duties * * *

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 1422, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative, and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," deleting certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said deletions.

Mr. POLEN from the Committee on Appropriations, reported as committed, House Bill No. 1423, entitled:

A Supplement to the act approved the nineteenth day of July one thousand nine hundred fifty-seven (Appropriation Acts, page 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative, and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-nine.

BILLS ON FIRST READING

Mr. POLEN asked and obtained unanimous consent for the following bill to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1422, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative, and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," deleting certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said deletions.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Mr. POLEN asked and obtained unanimous consent for the following bill to be read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1423, entitled:

A Supplement to the act approved the nineteenth day of July one thousand nine hundred fifty-seven (Appro-

priation Acts, page 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative, and Judicial Department of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-nine.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 237.

An Act amending the act of December 22, 1951 (P. L. 1715) entitled "An act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities * * *" providing for the payment of salaries of council members in semi-monthly installments.

HOUSE BILL No. 308.

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) providing for the acquisition maintenance or enlargement by the borough of certain sewage collection or disposal systems.

HOUSE BILL No. 361.

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) changing provisions concerning protests to proposed change in zoning.

HOUSE BILL No. 640.

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) further regulating bonds to be given for protection of labor and materialmen.

HOUSE BILL No. 644.

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) further regulating bonds to be given for protection of labor and materialmen.

HOUSE BILL No. 693.

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) providing for payment to organizations of American Gold Star Mothers.

HOUSE BILL No. 694.

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) providing for payment to organizations of Gold Star Mothers.

HOUSE BILL No. 704.

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) authorizing temporary investment and deposits of county funds.

HOUSE BILL No. 743.

An Act amending the act of June 27, 1939 (P. L. 1207) entitled "An act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except chiefs deputy chiefs and chief clerks) in bureaus of fire and fire alarm operators and fire box inspectors in bureaus of electricty in cities of the second class * * * " further regulating physical examinations required for applicants for original appointment.

HOUSE BILL No. 882.

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class * * *" further providing for pension payments to members of the pension fund becoming disabled.

HOUSE BILL No. 883.

An Act amending the "Policemen's Relief and Pension Fund Law" approved May 22, 1935 (P. L. 233) further providing for the payment of pensions upon disability.

HOUSE BILL No. 945.

An Act amending the act of March 7, 1901 (P. L. 20) entitled "An act for the government of cities of the second class" further regulating contracts relating to city affairs.

HOUSE BILL No. 975.

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

With the information that the Senate has passed the same wihout amendment.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 111, 132 and 397.

SENATE MESSAGE

MEMORIALIZING CONGRESS

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 28, 1959.

Since the Summer of 1958 the City of Sharon and surrounding municipalities have sustained damages from three serious floods. The flood of January 1959 alone caused damages of $6,000,000 along the Shenango River. Losses of several million dollars were also incurred in the flood of July 1958.

Industry on the Shenango River also requires a controlled flow of water. Augmented flow of the river is a necessity during dry periods in order that factories may maintain an even production and employment rate.

The Shenango Reservoir, north of Sharpsville, Pennsylvania, was authorized by Congress in 1938. Plans are nearing completion.

When completed, the reservoir will provide much needed flood control for the Shenango River area and will provide a controlled flow of water in the river. It will also facilitate navigation on the Ohio River.

Construction money must now be allocated in order to prevent any gap between the completion of planning and the start of construction of this urgently needed project.

Recent floods have proven beyond a doubt that we can not afford this project to lag. Hesitation only means further destruction of human life, property, and industrial production; therefore be it

Resolved (The House of Representatives concurring), That the Senate of Pennsylvania strongly urge the Congress of the United States to appropriate during this session $176,000 in planning money and $500,000 in construction money for the Shenango River Reservoir.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. McCANN. Mr. Speaker, this is the Senate resolution dealing with the Shenango River planning funds, and I am asking that the House do concur in this resolution immediately for the hearings regarding this and the Kinzua dam are scheduled on April 30th in Washington D.C.

So, therefore, Mr. Speaker, I ask that the House do concur in the Senate Resolution.

On the question recurring,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

DEMOCRATIC CAUCUS

Mr. McCANN. Mr. Speaker, I ask that all the Democratic Members of the House be sure to take their House calendars with them. I am going to ask for a recess of this House from 12:05 EST time to 2:15 EST time and there will be a Democratic Caucus in 30 minutes following the recess of this House. I ask that every Member on the Democratic side of the House come to the caucus with his calendar at the scheduled time. The first 30 minutes is for lunch.

Mr. Speaker, I now ask for a recess of two hours and fifteen minutes.

REPUBLICAN CAUCUS

Mr. A. W. JOHNSON. Mr. Speaker, we will likewise have a caucus and we will reserve the first half hour for Members to have their lunch. That will mean 1:35 DST to arrive at the caucus room, if you please.

RECESS

The SPEAKER. Without objection, the Speaker will declare a recess of two and one-half hours.

The Chair hears none.

AFTER RECESS

The time of recess having expired, the House was called to order.

THE SPEAKER (Hiram G. Andrews) IN THE CHAIR

BILLS INTRODUCED AND REFERRED

By Mr. J. P. O'DONNELL HOUSE BILL No. 1469.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), exempting food and beverage from tax when the purchase price therefor is fifty cents or less.

Referred to the Committee on Ways and Means.

By Mr. STANK HOUSE BILL No. 1470.

An Act relating to trading stamps; providing for the escheat to the Commonwealth of Pennsylvania of unredeemed stamps and the value thereof issued in this Commonwealth and providing the procedure in connection therewith fixing limitations upon such redemption; regulating issuers and redeemers of trading stamps imposing powers and duties on the Auditor General and the Attorney General, and fixing penalties.

Referred to the Committee on Ways and Means.

By Messrs. BRENNINGER and WILLAREDT HOUSE BILL No. 1471.

An Act amending the "Municipality Authorities Act of 1945," approved May 2, 1945 (P. L. 382) providing for the selection of the board of any municipal Authority hereafter created by the qualified electorate.

Reffered to the Committee on State Government.

By Messrs. EILBERG, McKEEVER, Mrs. PASHLEY and Mr. KEE HOUSE BILL No. 1472.

An Act authorizing the Department of Property and Supplies, with approval of the Governor, to grant an easement over certain land situate in the City of Philadelphia, County of Philadelphia.

Referred to the Committee on State Government.

By Messrs. FRASCELLA and GEORGE HOUSE BILL No. 1473.

An Act amending the act of June 28, 1947 (P. L. 1110), entitled "An act defining and regulating certain installment sales of motor vehicles;" etc., permitting payment of time balances in amounts varying with the expected income of the buyer.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. MIHM and BOWER HOUSE BILL No. 1474.

An Act amending the act of April 25, 1929 (P. L. 723), entitled "An act regulating the investment of fund by administrative departments, boards, commissions, and officers of the State Government further expanding the investment powers of State administrative departments, boards, commissions and officers to purchase preferred and common stock.

Referred to the Committee on State Government.

By Messrs. MIHM and BOWER HOUSE BILL No. 1475.

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; * * *" transferring existing funds in the State Annuity Reserve Account No. 2 to the Contingent Reserve Account; eliminating State Annuity Reserve Account No. 2 and providing for procedures for the collection of employer contributions.

Referred to the Committee on State Government.

By Messrs. MIHM and BOWER HOUSE BILL No. 1476.

An Act amending the act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; * * *" providing for credits as an "original member"; further permitting transfer from the 1-160th class to the 1-100th class; deleting the provisions prescribing a limitation upon the total State annuity.

Referred to the Committee on State Government.

By Messrs. MIHM and BOWER HOUSE BILL No. 1477.

An Act amending the act of June 29, 1937 (P. L. 2423), entitled, as amended, "An act establishing a Pennsylvania State Police Retirement System; * * *" changing the provisions relating to the effective date of superannuation retirement and deleting the limitation on State annuity from superannuation retirement allowance.

Referred to the Committee on State Government.

By Messrs. MIHM and BOWER

HOUSE BILL No. 1478.

An Act amending the act of June 29, 1937 (P. L. 2423), entitled, as amended, "An act establishing a Pennsylvania State Police Retirement System; * * *" to limit the aplication of the act to employes of the Pennsylvania State Police having police powers.

Referred to the Committee on State Government.

By Messrs. MIHM and BOWER

HOUSE BILL No. 1479.

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; * * *" providing for the payment of expenses related to investment from interest earnings on the fund.

Referred to the Committee on State Government.

By Messrs. MIHM and BOWER

HOUSE BILL No. 1480.

An Act amending the act of June 27, 1923 (P. L. 858), entitled, "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; * * *" further providing a definition of State employe with regard to employes of the Pennsylvania State Police not having police powers.

Referred to the Committee on State Government.

By Messrs. MIHM and BOWER

HOUSE BILL No. 1481.

An Act amending the act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; * * *" providing for the payment of expenses related to investments from interest earnings on the fund; deleting from the withdrawal provisions the deferred annuity payment providing for payment of the actuarial equivalent of accumulated deductions at superannuation retirement age; * * * and changing the provisions relating to the effective date of superannuation retirement.

Referred to the Committee on State Government.

By Messrs. MIHM and BOWER

HOUSE BILL No. 1482.

An Act amending the act of July 3, 1941 (P. L. 244), entitled "A supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), as amended entitled, 'An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; * * *" providing for an extension of time during which contributors may apply and receive credit for active military service.

Referred to the Committee on State Government.

GIRL SCOUTS, TROOP #42, STATE COLLEGE WELCOMED

The SPEAKER. The Chair has been informed that there is present in the Hall of the House members of the sixth grade Girl Scouts, Troop #42 of State College, accompanied by Mrs. Howard Dunn, troop leader, and Mrs. Glenn Musser, chaperone. They are the guests of the gentleman from Centre County, Mr. Fulmer.

POLITICAL SCIENCE STUDENTS, STATE GOVERNMENT CLASS, VILLANOVA UNIVERSITY, WELCOMED

The SPEAKER. The Chair has also been informed that there is present in the Hall of the House a group composed of Political Science students of the State Government Class of Villanova University, who are accompanied by their professor Dr. Fritz Nova. They are the guests of the Representatives from Philadelphia.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 111.

An Act amending the act of May 1 1933 (P. L. 103) entitled "The Second Class Township Code" making it unlawful to offer for recording or to record plans of land dedicated for road purposes prior to approval of such plans.

Referred to the Committee on Townships.

SENATE BILL No. 132.

An Act authorizing the Department of Public Welfare with the approval of the Board of Trustees of the Hollidaysburg State Hospital to contract with the Borough of Hollidaysburg and the Hollidaysburg Sewer Authority for improvements and extensions to the sewerage collection system and treatment plant and the use thereof by the Hollidaysburg State Hospital and the payment of part of the cost and maintenance thereafter and making an appropriation.

Referred to the Committee on Welfare.

SENATE BILL No. 397.

An Act amending the act of April 18 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law . . ." extending the provisions thereof to corporations having no capital stock and authorizing corporations to indemnify directors officers and other persons against certain expenses.

Referred to the Committee on Judiciary.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 237.

An Act amending the act of December 22 1951 (P. L. 1715) entitled "An act authorizing council of cities of the second class to fix the salaries of the mayor and the council members of such cities * * *" providing for the payment of salaries of council members in semi-monthly installments.

HOUSE BILL No. 308.

An Act amending "The Borough Code" approved May 4 1927 (P L 519) providing for the acquisition maintenance or enlargement by the borough of certain sewage collection or disposal systems.

HOUSE BILL No. 361.

An Act amending "The Borough Code" approved May 4 1927 (P L 519) changing provisions concerning protests to proposed change in zoning.

HOUSE BILL No. 640.

An Act amending "The Borough Code" approved May 4 1927 (P L 519) further regulating bonds to be given for protection of labor and materialmen.

HOUSE BILL No. 644.

An Act amending "The Third Class City Code" approved June 23 1931 (P L 932) further regulating bonds to be given for protection of labor and materialmen.

HOUSE BILL No. 693.

An Act amending "The Borough Code" approved May 4 1927 (P L 519) providing for payment to organizations of American Gold Star Mothers.

HOUSE BILL No. 694.

An Act amending "The Third Class City Code" approved June 23 1931 (P L 932) providing for payment to organizations of Gold Star Mothers.

HOUSE BILL No. 704.

An Act amending "The County Code" approved August 9 1955 (P L 323) authorizing temporary investment and deposits of county funds.

HOUSE BILL No. 743.

An Act amending the act of June 27 1939 (P L 1207) entitled "An act regulating the appointment promotion suspension reduction removal and reinstatement of employes (except chiefs deputy chiefs and chief clerks) in bureaus of fire and fire alarm operators and fire box inspectors in bureaus of electricity in cities of the second class * * *" further regulating physical examinations required for applicants for original appointment.

HOUSE BILL No. 882.

An Act amending the act of May 25 1933 (P L 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class * * *" further providing for pension payments to members of the pension fund becoming disabled.

HOUSE BILL No. 883.

An Act amending the "Policemen's Relief and Pension Fund Law" approved May 22 1935 (P L 233) further providing for the payment of pensions upon disability.

HOUSE BILL No. 945.

An Act amending the act of March 7 1901 (P L 20) entitled "An act for the government of cities of the second class" further regulating contracts relating to city affairs.

HOUSE BILL No. 975.

An Act providing for the recording of deeds and liens of property in one county which because of the relocating of boundary lines is determined to be in an adjoining county.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

ANNOUNCEMENT

The SPEAKER. The Chair has been requested to have the Clerk read the following interesting announcement.

The announcement was read by the Clerk as follows:

There are just a few tickets left for the Pennsylvania Legislative Correspondents Gridiron Show Wednesday night, May 6. The Correspondents plan a Western Show to end all Western Shows. It's called "Guns-broke."

If you want to get in on this smeller-drammer of the year, you should get your tickets as soon as possible. You have just about a week left to pick up the tickets in the Capitol Newsroom on E floor in the center of the building. Just ask for Morris Swartz. He has your tickets waiting for you.

BILL RE-REFERRED

Mr. POLEN from the Committee on Appropriations, returned with the recommendation that it be re-referred to the Committee on Highways, House Bill No. 60, entitled:

An Act amending the act of May 29, 1945 (P. L. 1108), entitled "An act authorizing the establishment construction and maintenance of limited access highways and local service highways * * *" requiring that areas under elevated portions of limited access highways in urban areas be lighted and regulating parking under elevated portions of limited access State highways.

The SPEAKER. The bill is re-referred to the Committee on Highways.

REVENUE BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 655, entitled:

An Act reenacting and amending "The Realty Transfer Tax Act" approved December 27, 1951 (P. L. 1742) imposing the tax permanently.

And said bill having been read at length the second time and agreed to

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 656, entitled:

An Act reenacting and amending the "State Personal Property Tax Act" approved June 22, 1935 (P. L. 414) by reenacting and clarifying the State personal property tax increasing the rate thereof and of the corporate loans tax, granting certain additional exemptions and credits and providing for the valuation of stock in certain investment companies.

The first section was read.

On the question,

Will the House agree to the section?

Mr. CAPANO offered the following amendments:

Amend Sec. 1 (Sec. 3), page 5, line 3, by inserting after "tax" nor to any personal property held in any trust forming a part of a welfare or supplemental unemployment benefit plan which has been established by an employer for the exclusive benefit of his employes or their beneficiaries;

Amend Sec. 1 (Sec. 17), page 32, line 19, by inserting after "tax" nor to any personal property held in any trust forming a part of a welfare or supplemental unemployment benefit plan which has been established by an employer for the exclusive benefit of his employes or their beneficiaries.

They were agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 657, entitled:

An Act amending the "Corporation Income Tax Law" approved Aug. 24, 1951 (P. L. 1417) increasing the rate of tax.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 658, entitled:

An Act amending the "Corporate Net Income Tax Act" approved May 16, 1935 (P. L. 208) increasing the rate of tax.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 659, entitled:

An Act to provide revenue by imposing an excise tax payable by those herein defined as manufacturers and bottlers of bottled soft drinks and syrups as herein defined prepared used sold transported or delivered within the Commonwealth and by others * * * conferring powers and imposing duties on the Department of Revenue and those manufacturing bottling distributing selling and transporting syrup or bottled soft drinks and providing penalties.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 660, entitled:

An Act amending the act of June 1, 1889 (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" continuing in effect the rate of tax of fourteen mills heretofore imposed upon the gross receipts companies limited partnerships associations joint-stock associations copartnerships and persons and imposing the tax upon the gross receipts of gas companies.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 661, entitled:

An Act amending the act of July 15, 1897 (P. L. 292) entitled "An act to provide revenue by taxation" increasing the rate of tax on shares of capital stock of banks and savings institutions.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 662, entitled:

An Act amending the act of June 13, 1907 (P. L. 640) entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved April twenty-ninth one thousand eight hundred and seventy-four and the supplements thereto * * * increasing the rate of tax on shares of capital stock of every title insurance or trust insurance or trust company bank and trust company or trust company.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 664, entitled:

An Act to provide revenue by imposing an excise tax on the underground storage of gas within the Commonwealth requiring permits fixing the rate of tax providing for the reporting of such storage, the payment of the tax interest and penalities conferring powers and imposing duties upon the Department of Revenue, common carriers and county officials.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 768, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) excluding tobacco products from the imposition of tax.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 769, entitled:

An Act to provide revenue by imposing a state excise tax upon sales or gifts of tobacco products other than cigarettes requiring persons engaged in the sale tobacco products to secure licenses prescribing the method and manner of collecting such tax making it unlawful to sell or possess tobacco products upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and other persons making an appropriation and imposing penalties.

The first and second articles were separately read and agreed to.

The third article was read.

On the question,

Will the House agree to the article?

Mr. WHEELER offered the following amendments:

Amend Section 303, page 10, line 8, by striking out "And Other Persons"

Amend Section 303, page 10, line 10, by striking out "and any other person"

Amend Section 304, page 12, by inserting between lines 5 and 6

(e) No sale of unstamped packages of tobacco products may be made by any tobacco products stamp affixing agency

They were agreed to.

The article was agreed to as amended.

The fourth article was read.

On the question,

Will the House agree to the article?

Mr. WHEELER offered the following amendment:

Amend Section 407, page 16, line 16, by inserting after "application" where it appears the first time At the time of making any application for a duplicate license, the applicant shall pay to the department a fee of one dollar ($1.00)

It was agreed to.

The article was agreed to as amended.

The fifth article was read and agreed to.

The sixth article was read.

On the question,

Will the House agree to the article?

Mr. WHEELER offered the following amendments:

Amend Section 601, page 19, line 19, by inserting after "keep" and maintain.

Amend Section 605, page 21, line 18, by inserting after "products" sold and delivered to points outside the Commonwealth.

They were agreed to.

The article was agreed to as amended.

The seventh article was read.

On the question,

Will the House agree to the article?

Mr. WHEELER offered the following amendments:

Amend Section 703, page 25, line 7, by inserting after "shall" in addition to any other penalties imposed by this act.

Amend Section 704, page 25, line 19 by inserting after "shall" where it appears the first time in addition to any other penalties imposed by this act.

Amend Section 704, page 26, line 1, by inserting after "of" not more than.

Amend the bill. page 28, by inserting between lines 9 and 10 Section 708. Fines And Penalties Payable to Commonwealth.—All fines and penalties imposed and collected under the provisions of this act shall be payable to the Commonwealth and are hereby appropriated to the department to be used in enforcing this act.

Amend Section 710, page 30, line 16, by striking out "and" and inserting an.

Amend Section 710, page 30, by inserting after line 20 The notice shall be signed by the petitioner or his attorney, or the district attorney or Attorney General.

They were agreed to.

The article was agreed to as amended.

The eighth Article and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1284, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) abolishing exemption of certain food and beverages from tax and imposing tax upon the sale or use of malt and brewed beverages and spirituous and vinous liquors including mixed drinks.

The first section was read.

On the question,

Will the House agree to the section?

Mr. WHEELER offered the following amendments:

Amend Sec. 1, page 2, line 1 by striking out "Paragraph (17) of clause (1)" and inserting: Clauses (e) and (h).

Amend Sec. 1, page 2, line 3 by striking out "April 5, 1957 (P. L. 34) is" and inserting: April 15, 1959 (Act No. 14) are.

Amend Bill, page 2, by inserting between lines 7 and 8:

(e) "Purchase at retail." (1) The acquisition for a consideration of the ownership, custody or possession of tangible personal property other than for resale when such acquisition is made for the purpose of consumption or use whether such acqusition shall be absolute or conditional and by whatever means the same shall have been effected. (2) The acquisition of a license to use or consume and the rental or lease of tangible personal property other than for resale regardless of the period of time the lessee has possession or custody of the property. (3) The obtaining for a consideration of those services described in subclauses (2), (3) and (4) of clause (j) of this section other than for resale. (4) A retention after March 7, 1956 of possession, custody or a license to use or consume pursuant to a rental contract or other lease arrangement (other than as security) other than for resale.

The term "Purchase at retail" with respect to "liquor" and "malt or brewed beverages" shall include the purchase of "liquor" from any "Pennsylvania Liquor Store" by any person for any purpose, and the purchase of "malt or brewed beverages" from a "manufacturer of malt or brewed beverages," "Distributor" or "Importing distributor" by any person for any purpose except purchases from a "manufacturer of malt or brewed beverages" by a "Distributor" or "Importing distributor" or purchases from an "Importing distributor" by a "Distributor" within the meaning of the "Liquor Code." The term "Purchase at retail" shall not include any purchase of "malt or brewed beverages" from a "retail dispenser" or any purchase of "liquor" or "malt or brewed beverages" from a person holding a "retail liquor license" within the meaning of and pursuant to the provisions of the "Liquor Code" but shall include any purchase or acquisition of "liquor" or "malt or brewed beverages" other than pursuant to the provisions of the "Liquor Code."

(h) "Resale."

(1) Any transfer of ownership, custody or possession of tangible personal proprety for a consideration including the grant of a license to use or consume and transactions where the possession of such property is transferred but where the transferor retains title only as security for payment of the selling price whether such transaction be designated as bailment lease, conditional sale or otherwise.

(2) The physical incorporation of personal property as an ingredient or constituent into other personal property which is to be sold in the regular course of business or the performance of those services described in subclause (2) (3) and (4) of clause (j) of this section upon personal property which is to be sold in the regular course of business or which the person incorporation such property has undertaken at the time of purchase to cause to be transported in interstate commerce to a destination outside this Commonwealth.

The term "Resale" shall not include any sale of "malt or brewed beverages" by a "retail dispenser" or any sale of "liquor" or "malt or brewed beverages" by a person holding a "retail liquor license" within the meaning of the "Liquor Code."

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. WHEELER offered the following amendments:

Section 2. Clause (j) of section 2 of this act, amended April 5, 1959 (Act No. 14) is amended by adding at the end thereof a new paragraph to read:

Section 2. Definitions—The following words, terms and phrases when used in this act shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

* * *

(j) "Sale at Retail." * * *

"The term "Sale at Retail" with respect to "liquor" and "malt and brewed beverages" shall include the sale of "liquor" by any "Pennsylvania Liquor Store" to any person for any purpose and the sale of "malt or brewed beverages" by a "manufacturer of malt or brewed beverages." "Distributor," or "Importing distributor" to any person for any purpose, except sales by a "manufacturer of malt or brewed beverages" to a "Distributor" or "Importing distributor" or sales by an "Importing distributor" to a "Distributor" within the meaning of the "Liquor Code." The term "Sale at Retail" shall not include any sale of "malt or brewed beverages" by a "retail dispenser" or any sale of "liquor" or "malt or brewed beverages" by a person holding a "retail liquor license" within the meaning of and pursuant to the provisions of the "Liquor Code" but shall include any sale of "liquor" or "malt or brewed beverages" other than pursuant to the provisions of the "Liquor Code."

Section 3. Paragraph (17) of clause (1) of section 2 of the act, amended April 15, 1959 (Act No. 14) is amended to read:

Section 2. Definitions.—The following words, terms and phrases when used in this act shall have the meaning ascribed to them in this section except where the context clearly indicates a different meaning:

* * *

Amend Sec. 1 (Sec. 2) page 2, lines 12 and 13 by striking out "[when the purchase price of the total transaction is more than fifty cents (50c)]."

Amend Sec. 2, page 3, line 8 by striking out "2" and inserting: 4.

Amend Sec. 2 (Sec. 2) page 3, line 15 by striking out all of said line.

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. WHEELER offered the following amendments:

Amend Sec. 3, page 3, line 17 by striking out "3" and inserting: 5.

Amend Sec. 3, page 3, line 18 by striking out "5, 1957" and inserting; 15, 1959 (Act No. 14).

They were agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. WHEELER offered the following amendment:

Amend Sec. 4, page 4, line 9 by striking out "4" and inserting: 6.

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. WHEELER offered the following amendments:

Amend Title, page 1, second line of Title, by striking out "Commonwealth."

Amend Title, page 1, second line of Title, by inserting after "purposes" of public education.

Amend Title, page 1, fourth line of Title, by striking out "tangible."

Amend Title, page 1, fourth line of Title, by striking out "utility" and inserting: certain.

Amend Title, page 1, fourth and fifth lines of Title, by striking out "herein defined as tangible personal property."

Amend Title, page 2, third line of Title, by striking out "the sale" and inserting: certain sales.

Amend Title, page 2, last line of Title by striking out "including mixed drinks."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1285, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) changing the definition of purchase price to include within such definition the value of personal property taken as a trade-in or exchange.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 12, entitled:

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333) requiring the Flag of the United States be displayed at all polling places.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BELL. Mr. Speaker, I move that this bill be recommitted to the Committee on Military Affairs for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 50, entitled:

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225) entending provisions for special permits to certain disabled persons.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 113, entitled:

An Act amending "The Administration Code of 1929" approved April 9, 1929 (P. L. 177) providing sick leaves for employes and changing the provisions relating to other leaves of absence.

The first section was read.
On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.
The motion was agreed to.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 256, entitled:

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225) designating magistrates aldermen or justices of the peace before whom informations charging summary offenses may be brought.

The first section was read.
On the question,
Will the House agree to the section?
Mr. RENWICK offered the following amendment:

Amend Sec. 1 (Sec. 1202), page 3, line 4, by striking out "of" and inserting: or

It was agreed to.
The section was agreed to as amended.
The title was read and agreed to.
And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 647, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) changing the provisions relating to sick leaves for certain State employes.

The first section was read.
On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.
The motion was agreed to.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 682, entitled:

An Act amending the act of June 8, 1911 (P. L. 710) entitled "An act to regulate the doing of business in this Commonwealth by foreign corporations * * *" prohibiting certain foreign corporations from engaging in certain financial transactions.

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 690, entitled:

An Act amending the act of June 29, 1937 (P. L. 2423) entitled as amended "An act establishing a Pennsylvania State Police Retirement System * * *" defining the words "Final Salary."

The first section was read.
On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.
The motion was agreed to.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 695, entitled:

An Act amending the "Second Class County Code" approved July 28, 1953 (P. L. 723) providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the second time and agreed to.
Ordered, to be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 756, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) providing for annual vacations and special leaves from employment for State employes.

The first section was read.
On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.
The motion was agreed to.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 869, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for Commonwealth reimbursement for certain costs incurred by school districts in connection with the education of partially sighted children.

The first section was read.
On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.
The motion was agreed to.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 878, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) providing for the payment of service increments to firemen in addition to their pensions.

The first section was read.
On the question,
Will the House agree to the section?
Mr. FRANK offered the following amendment:

Amend Section 1 (Section 4322), page 5, line 2, by striking out "shall" where it appears the second time and inserting may.

Amend Section 1 (Section 4322), page 5, lines 3 and 4, by striking out "in accordance" in line 3, all of line 4, and inserting as hereinafter provided.

Amend Section 1 (Section 4322), page 5, lines 5 to 18, and page 6, lines 1 to 17, by striking out all of said lines and inserting

A "service increment" may be provided by the cities to be maintained in part by a monthly charge against each member. The monthly charge against each member shall be determined in accordance with and following an actuarial investigation into the mortality and service experience of the members and on the basis of such investigation and evaluation the cities may certify the rates of deduction from salary necessary to pay the "service increments" authorized under the provisions of this act

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 888, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) authorizing expenditures for aviation training.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 889, entitled:

An Act amending "The Aeronautical Code" approved May 25, 1933 (P. L. 1001) amending and adding definitions revising text to conform and authorizing expenditures for aviation training.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 923, entitled:

An Act amending the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities * * *" providing a method of paying service increments from the pension fund to employes of the city after retirement.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 986, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the maximum number of officers and men in the aggregate in the Pennsylvania State Police and making editorial changes.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 997, entitled:

An Act designating the whitetail deer as the official State animal.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1056, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Secretary of Public Welfare and the Governor to assign to the use of the Pennsylvania Game Commission 533.8 acres of land in Union and Hunlock Townships Luzerne County.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1066, entitled:

An Act authorizing an interstate compact concerning detainers and for related purposes.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1074, entitled:

An Act amending the "Funeral Director Law" approved January 14, 1952 (P. L. 1898) providing for a State Board of Funeral Directors in the Department of Public Instruction.

The first section was read and agreed to.

Mr. MAXWELL offered the following amendment:

Amend the mill, page 4, by inserting after line 4: "Section 2. All moneys appropriated to the Department of Health for the operation of the State Board of Funeral Directors for the 1959-1961 biennium are hereby transferred to the Department of Public Instruction for the operation of the State Board of Funeral Directors."

It was agreed to.

The section was agreed.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1077, entitled:

An Act empowering the Department of Heatlh to regulate the burial of radio-active material and to issue permits therefor and prescribing penalties.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. MAXWELL. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1078, entitled:

An Act amending "The Dental Law" approved May 1, 1933 (P. L. 216) providing for biennial registration.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1079, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Board of Examiners of Architects.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1080, entitled:

An Act amending the "Professional Engineers Registration Law" approved May 23, 1945 (P. L. 913) providing for biennium registration.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1081, entitled:

An Act amending the "Architects Registration Law" approved July 12, 1919 (P. L. 933) providing for biennial renewal of certificates and changing fees in accordance therewith.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1082, entitled:

An Act amending the "Chiropody Act of 1956" (P. L. 1206) providing for biennial renewal of registration and changing fees in accordance therewith.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1083, entitled:

An Act amending the "Osteopathic Practice Law" approved March 19, 1909 (P. L. 46) providing for biennial registration.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1084, entitled:

An Act amending the "Optometrists' Licensure Law" approved March 30, 1917 (P. L. 21) providing for biennial registration and changing fees in accordance therewith.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1112, entitled:

An Act amending the act of June 18, 1836 (P. L. 715) entitled "An act relating to Reference and Arbitration" authorizing arbitration before the County Court of Allegheny County.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1114, entitled:

An Act amending the "Second Class City Law" approved March 7, 1901 (P. L. 20) dispensing with advertising when certain contracts are made.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1115, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 1.49 acres more or less of land situate in Abington Township Lackawanna County.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1116, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 19.15 acres more or less of land situate in Mahoning Township and the Borough of Danville Montour County.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. WARGO. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1117, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 10.0478 acres more or less of land situte in East Allen Township Northampton County Pennsylvania with the approval of the Governor.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1123, entitled:

An Act authorizing the Department of Military Affairs to expend State funds for services provided by the Pennsylvania Wing Civil Air Patrol and making an appropriation.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1146, entitled:

An Act amending the "Domestic Corporations etc. Excise Tax Act" approved July 25, 1953 (P. L. 564) changing the due date so that the tax may be paid at any time prior to the actual issuance of the capital stock.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1149, entitled:

An Act amending the act of April 29, 1874 (P. L. 73) entitled "An act to provide for the incorporation and regulation of certain corporations" further regulating the filling of vacancies in corporate offices.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1170, entitled:

An Act repealing the act of January 24, 1956 (P. L. 946) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey real property situate in the Township of West Goshen Chester County."

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1173, entitled:

An Act providing for the continuity of the General Assembly in the event of an attack by an enemy of the United States.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1174, entitled:

An Act to authorize political subdivisions of this Commonwealth to establish an emergency temporary location or locations for their seats of government and to exercise governmental powers and functions thereat.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1175, entitled:

An Act providing in the event of an attack upon the United States for the continuity of the executive and judicial functions of the government of the Commonwealth and the governments of political subdivisions of the Commonwealth by providing for an additional officer to act as Governor providing for emergency interim succession to other executive offices of the Commonwealth and its political subdivisions providing for special emergency judges and authorizing political subdivisions to enact legislation and ordinances relating to the subject.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1176, entitled:

An Act to authorize the establishment of an emergency seat of government for the Commonwealth and to authorize the exercise of governmental powers and functions thereat during periods of emergency.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1179, entitled:

An Act amending "The Military Code of 1949" approved May 27, 1949 (P. L. 1903) providing for powers responsibilities duties and limitations of the Governor * * * includig the Pennsylvania Air National Guard within the provisions of this act.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1198, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) further prescribing the powers and duties of the Department of Mines and Mineral Industries in relation to abandoned coal mines.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1211, entitled:

A Supplement to the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" providing a period during which certain persons may join the pension fund created under the act.

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. LAMB offered the following amendment:

Amend Sec. 2, page 2, line 14, by striking out "June 1, 1959" and inserting: "immediately."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To b transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1214, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 72.088 acres more or less of land situate in Aleppo and Kilbuck Townships Allegheny County.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1223, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey a certain lot or tract of ground with improvements thereon in Blairsville Indiana County.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1224, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 23 acres more or less of land situate in Collier Township Allegheny County.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1225, entitled:

An Act amending the act of May 20, 1937 (P. L. 728) entitled "An act providing for the creation of a Board of Arbitration of Claims arising from contracts with the Commonwealth providing for and regulating the procedure in prosecuting claims before such boards * * * and authorizing an appropriation" changing provisions relating to the compensation of members and employes of the board authorizing additional employes changing provisions relating to the assessment and payment of filing fees and costs creating the Arbitration of Claims Fund and making an appropriation.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1226, entitled:

An Act amending the act of May 25 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class * * *" providing payments to the widow and children of members who are killed while on duty.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1227, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law" approved May 22, 1935 (P. L. 233) providing payments to the widow and children of members who are killed while on duty.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1232, entitled:

An Act amending the act of June 27 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof * * *" adding certain additional require-

ments for loans for which members' rights may be assigned as security * * * requiring the retirement board to pay to credit unions the amount of money which such credit union has loaned * * *".

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1238, entitled:

An Act amending the act of July 18, 1935 (P. L. 1314) entitled as amended "An act authorizing the utilization of the Pennsylvania State Police Training School for training persons to act as policemen * * *" changing the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1239, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) changing the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 35, entitled:

An Act amending the act of June 23 1931 (P. L. 932) entitled "The Third Class City Code" authorizing temporary investment of city funds.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 266, Printer's No. 290

was passed over at the request of the SPEAKER.

BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 141, Printer's No. 411

was passed over at the request of the SPEAKER.

The SPEAKER. The Chair craves permission to rest his throat a bit and requests the gentleman from Armstrong to preside.

Mr. HELM IN THE CHAIR.

BILLS ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. SHERMAN.

The House resumed the consideration on final passage of House Bill No. 135, entitled:

An Act providing that in actions of trespass founded upon negligence the contributory negligence of a plaintiff shall not bar recovery unless such contributory negligence is a proximate cause of his injury.

On the question recurring,

Shall the bill pass finally?

Mr. SHERMAN. Mr. Speaker, on March 3rd, 1959, this bill was thoroughly debated and discussed by me, along with various men in this House.

This bill, which ordinarily seeks to deny a recovery to the plaintiff just because he was the slightest bit at fault, then goes further and states that the contributory negligence of the plaintiff shall not bar recovery unless such contributory negligence is a proximate cause of the injury.

Rather than debate it by me any further, I wish to submit my reasons at this time in support of this bill.

I think there are others, and I submit a list of others who seek to debate this bill, and I ask that the list be recognized.

Mr. STEWART. Mr. Speaker, I will make a very brief statement on behalf of this bill.

The Pennsylvania Bar Association has unanimously endorsed this bill. The Philadelphia Bar Association has taken the same action. It was the law of this Commonwealth for almost fifty years until recently changed by the Supreme Court. This bill will reenact the old law which is a sound law.

Mr. AGNEW. Briefly, Mr. Speaker, this is the type of bill that is called a lawyers' bill. I suppose it is true that generally speaking most lawyers favor this bill. I think it should be explained as briefly as possible to the membership why lawyers favor this kind of legislation.

The present law on this subject is a harsh doctrine. It works an unfair legal advantage against an injured victim of the negligence of some other person, and the present law which we are seeking to amend, in a not very drastic manner by this bill, gives an unfair advantage to the person whose negligence has caused the injury to another person and to that insurance company which represents him.

Now there are, without going into detail, many accidents in this state where both parties suffer serious injuries, where both parties have adequate liability insurance, where there is no insurance payment made to either party because of the doctrine of contributory negligence.

As representatives of the people I think we are too often persuaded by the effective lobby which is admittedly a selfish interest and we are not enough persuaded to cast our vote in the best interests of the general welfare of the people we represent. I think this bill is for the people who are unfortunate enough to be injured and to suffer personal bodily injury as the result of the negligence of some other person, in this day and age, usually in an automobile accident.

I know many of you feel you are committed to vote against the bill because you have been advised by the insurance lobby that the cost of insurance will increase. This is not a fact. If there is any such increase, it would be negligible and would not be enough to justify the insurance commissioner to raise the insurance rates. There is only one thing that will increase the cost of insurance and that is a substantial increase in the number of accidents.

I say a vote against this bill is a vote for the insurance lobby and a vote for this bill is for those people who are unfortunate enough to be injured and to suffer bodily injury by the negligence of some other person.

Mr. SAKULSKY. Mr. Speaker, I rise to ask recognition for the purpose of speaking against this bill.

House Bill No. 135 was defeated in this House on March 3rd, 1959. The sponsors are Sherman, Goldstein, Gelfand and Stewart, who are members of the Bar of Pennsylvania. The bill provides that in actions of trespass founded upon negligence, the contributory negligence of a plaintiff shall not bar recovery unless such contributory negligence is a proximate cause of his injury.

No one can actually define proximate cause. No two judges or attorneys can define proximate cause. Their opinions differ and vary as to the meaning of proximate cause. This bill represents a controversial piece of legislation and undoubtedly under this bill both parties involved in an accident will be paid off if this bill is allowed to pass and is enacted into law.

This certainly is breeding more calelessness on the highways. As you know, we have enough irresponsible people in the streets now without being responsible for them in event of an accident.

The present system of judges and juries have administered the law of contributory negligence very satisfactorily for many years, and certainly do not feel that it should be possible for irresponsible and careless people to collect.

Verdicts will undoubtedly rise so as to pay off these careless and irresponsible people and increase the burden of the other people in the state to pay increased insurance permiums for such payment.

Because of the large verdicts handed down today by the courts the cost of insurance has risen 300 percent in cases of bodily injury, liability and property damage.

There is no question that sizable additional rates will be necessary and instead of one lawsuit there undoubtedly will be two lawsuits, and again I see a large increase in rates. The rates for automobile insurance have increased considerably in the past few years and just recently the National Bureau of Surety and Casualty Underwriters have petitioned for a 17.4 percent increase in passenger insurance rates. The Bureau whose members do 31 percent of the auto insurance in this Commonwealth filed their proposals last month with the State Insurance Department. The Bureau contends that the increase is necessary because its members suffered a $7 million loss during 1956 and 1957 in Pennsylvania, and the still incomplete 1958 figures made these higher.

One of the reasons they have petitioned for an increase in rates is because of the increasing number of accident claims. In 1958 the Bureau stated that there was a 21 percent increase in bodily injury cost.

If this bill is allowed to become a law, it will be difficult for the automobile owners in Pennsylvania to obtain insurance. There are many Members in this House who have sons under 25 years of age who operate motor vehicles. Many of these under-age operators are capable drivers. However, the parents must pay 100 percent or more increase in automobile insurance rates because of the under-age 25-year category.

It is difficult today to obtain insurance where there are drivers in any family who are under 25 years of age, and the insurance companies are reluctant to issue you insurance for this reason.

The proponents of contributory negligence, quite unwillingly, are telling the operators of motor vehicles in this Commonwealth, Drive as recklessly as you please. No matter how negligent you are, if you are injured and your car is wrecked, you can be certain of recoverable damages, just so long as the other fellow is a tiny bit negligent.

I ask the Members of this House to vote against this bill and I request, Mr. Speaker, that only those Members answering to their names be recorded.

Mr. EILBERG. Mr. Speaker, the previous speaker has indicated that the courts do not know the meaning of proximate cause. As long as we have been having accidents in Pennsylvania, and as long as the courts have been considering accident cases, they have been considering and defining the subject of proximate cause. I think certainly legal authorities will agree that proximate cause is well defined.

I just want to present to the House, very briefly, the thinking of the Pennsylvania Bar Association in presenting this bill which we have presented in the House. We know, all of us, that there is such a thing as the common law and statutory law. Under the common law if the plaintiff is negligent in any degree, even though unrelated to the accident, he is barred from recovery. But the courts have decided that where negligence is prescribed by a statute that if a plaintiff commits negligence that is in violation of a statute, that does not bar his recovery unless it is a proximate cause of the accident. So we have the peculiar situation of a double standard in Pennsylvania. If the plaintiff is guilty of common law negligence in any degree he is forbidden from recovering, but if he has violated a statute and is negligent in that respect, he is barred only if that negligence is a proximate cause of the accident.

Now, all we want to do is make one standard in Pennsylvania so that the plaintiff is barred, whether statutory or common law negligence, only if his negligence is a proximate cause of the accident. So we ask you to support this bill.

Mr. STIMMEL. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Sherman.

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. Sherman, permit himself to be interrogated?

Mr. SHERMAN. I will, Mr. Speaker.

Mr. STIMMEL. Mr. Speaker, has this bill been amended in any way to make it a better bill than when last considered on March 3?

Mr. SHERMAN. No. The Judiciary Committee approved it 100 percent, the Pennsylvania Bar approved it, and we believe it is a very good bill.

Mr. STIMMEL. But since last considered, this bill has been amended in no way?

Mr. SHERMAN. That is true.

Mr. STIMMEL. I thank the gentleman.

Mr. SCHAAF. Mr. Speaker, I did not intend to debate this bill. I came into, and I quote, "this august Chamber" and I find that the legal profession is somehow a much maligned segment of this House of Representatives. That is regrettable. I do not think that it is meant in all sincerity. I think perhaps the non-lawyers in this House sometimes grasp bills such as this and seem to stick the needle into the lawyers with them.

The gentleman from Westmoreland called attention to the House that no judge nor lawyer can define proximate cause. Well, first of all I think that he is in error. I think I could venture a definition of proximate cause, but that is beside the point.

My point is this, that the law does not intend to be or purport to be an exact science. The law's concern is to dispense justice, and I think it has been indicated by previous speakers on behalf of this bill that the purpose of this bill is to secure justice for all parties and not just one side of the court room.

I would ask the gentlemen here in the House how many people who opposed this bill when it first went through the House, and who are prepared to oppose it today, have spoken to judges in their own counties concerning this particular bill? I have. I would venture to say that had they, the majority of judges throughout this Commonwealth would favor this legislation, because it does clear the air, it does restore equity and justice to the courts.

Let us be practical politicians, momentarily. What one of us here would not be proud to be on the same platform as a judge and have a judge commend us? I do not think it unfair for me to say that in Erie County we have judges who are so confused by the state of the law on this particular subject that they qualify what we call their charge to the courts, in the fear of being in error, so that the charge now reads in effect what they believe the law should be, and which this bill, House bill 135, would make it again.

One last point. Much has been made of increased insurance rates. The insurance industry is a large one. They have actuaries and statisticians who can come up with all kinds of figures at most any time, but yet I have not seen nor have I heard one opponent to this bill, either today or previously, who can give us any idea as to what the approximate increase due to the passage of this bill will be. To me that is entirely speculative, and I think the nail was hit right on the head a few minutes ago when the gentleman remarked, Mr. Agnew I believe, from Allegheny County, that any increase in rates is going to be attributable to increased accidents and increased travel on our highways and not enactment of House Bill 135.

Mr. SCHWARTZ. Mr. Speaker, I spoke in favor of this bill on March 3, and I have not changed my opinion. The gentleman from Westmoreland, if anything, made me more convinced that this is good legislation. He used the figure 300 percent as the increase in insurance rates. Well, it cannot be exactly 300 percent; may be 295 percent, but I doubt that it is 300 even. However, everything has increased in price by 300 percent if you go back to 1910 or 1915 or some date like that.

Also, the gentleman from Westmoreland forgot to tell you that these drivers today who are guilty of contributory negligence are still paid by the insurance companies today. They collect. They collect under their collision coverage, they collect under the medical payment provision of their policy, so that some of the statements that he gave us in opposition to this bill I do not think hold water at all.

I think this is good legislation. It makes a very slight change in the existing law. I think the Members of this House should vote in favor of progressive legislation such as this.

Mr. SAKULSKY. Mr. Speaker, I have talked to many attorneys, many attorneys who are learned and well learned in their profession, and I spoke to them in reference to this bill. They are opposed to this bill. I am also informed by not only learned attorneys-at-law, but by judges also that there are no two attorneys or judges who can define proximate cause. Neither one, neither attorney nor judge, will have the same definition.

There is no question as to why the insurance rates are increased. If the gentlemen who have spoken in favor of this bill will check the records they will find that the reason insurance rates have increased over the period of the last ten years is because of the frequent number of accidents and the high verdicts that have been given by juries in the automobile accident field. Therefore I ask that all the Members here vote against this bill.

Mr. LOPRESTI. Mr. Speaker, maybe I should not talk, but I heard a statement made here that lawyers are opposed to this bill. We have a good many lawyers in this House, and those who have spoken have spoken in favor. We have some insurance men in the House, and all those who have spoken have spoken against. Take it from there.

Mr. BOWMAN. Unfortunately the remarks of the gentleman require me to arise. I am a lawyer, and I am opposed to this legislation. I am perfectly willing to debate with any lawyer on the floor of this House the very intricate and very complicated and complex problems which this bill creates. I do not think it would be particularly interesting or enlightening to the lay Members of this House. I did not speak on this bill the last time it was debated. I have no intention to today. I merely say that I am opposed to this legislation.

The entire law of negligence has risen through the decisional law, through the common law, not by statute with respect to this particular field. I think the courts in their improvement of the justice and the improvement of law will take care of this problem without this Legislature interfering or entering into the field of common law negligence. I propose to vote against the bill.

Mr. STROUP. Mr. Speaker, I will take just a moment to say that I am also an attorney and I am opposed to this bill. I gave this bill very thorough consideration. I presented it to my bar association and I also represent their attitude when I vote against the bill.

Mr. SCHWARTZ. Mr. Speaker, I think the Members of the House ought to know that there are two kinds of lawyers, those that represent plaintiffs and those who represent defendants.

Mr. STROUP. Mr. Speaker, my primary business as a lawyer is representing plaintiffs.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—84

Agnew,	Foerster,	Lutty,	Reidenbach,
Anderson,	Fox,	McCann,	Riley,
Arlene,	Frascella,	McCormack,	Rovansek,
Auker,	Fulmer,	McDonald,	Rudisill,
Balthaser,	Gailey,	McLaughlin,	Scarcelli,
Boies,	Gallagher,	Meholchick,	Schaaf,
Bonner,	Gelfand,	Mihm,	Schuster,
Branca,	Goldstein,	Monroe,	Schwartz,
Breth,	Heffner,	Muldowney,	Sherman,
Burns,	Holt,	Mullen,	Shupnik,
Capitolo,	Irvis,	Murphy, A.J., Jr.,	Silverman,
Cianfrani,	Jenkins,	Murray, J. J.,	Stevens,
Clarke,	Jones, T. H. W.,	Musto,	Stewart,
Comer,	Jump,	Nelson,	Stone,
Devlin,	Kamyk,	O'Donnell, J. P.,	Sullivan,
Donaldson,	Kovolenko,	Parlante,	Taylor,
Dougherty,	Lamb,	Pashley,	Varallo,
Ellberg,	Leonard,	Perry, P. E.,	Verona,
Farabaugh,	Limper,	Polaski,	Welsh,
Filo,	Lopresti,	Prendergast,	Williams, A.D., Jr.,
Floyd,	Luigard,	Reibman,	Williams, E. S.,

NAYS—112

Ashton,	Gibb,	McInroy,	Seltzer,
Barton,	Gibson,	McKeever,	Snare,
Bell,	Goodrich,	Machmer,	Stank,
Blair,	Gramlich,	Magee,	Steckel,
Boris,	Guthrie,	Mahan,	Stimmel,
Bower,	Hamilton,	Markley,	Stoner,
Bowman,	Helm,	Maxwell,	Strausser,
Brenninger,	Henzel,	Merry,	Stroup,
Brown,	Hocker,	Miller, B. Z.,	Tompkins,
Buchanan,	Holliday,	Miller, H. G.,	Ujobai,
Capano,	Horst,	Munley,	Varner,
Cioffi,	Isaacs,	Murphy, P. J.,	Wall,
Crossin,	Jim,	Murray, H. P.	Walsh,
Curwood,	Johnson, A. W.,	Murray, P. G.,	Wargo,
Davis,	Johnson, R.,	Naugle,	Weidner,
Dengler,	Kee,	Needham,	Wescott,
Dennison,	Keiser,	O'Dell,	Wheeler,
Donahue,	Kernaghan,	O'Donnell, J. A.,	Whittaker,
Down,	Kessler,	Ogilvie,	Willard,
Edwards,	Kooker,	O'Neil,	Willaredt,
Eshback,	Kornick,	Perry, H. H.,	Wilt,
Eshleman,	Korns,	Petrosky,	Wood,
Ewing,	Kubitsky,	Polen,	Worley,
Fetterolf,	Lee, A. M.,	Price,	Wynd,
Flynn,	Lee, K. B.,	Pursley,	Yatron,
Frank,	Light,	Renwick,	Yetter,
Garlock,	Lippincott,	Rigby,	Zimmerman,
George,	McCandless,	Sakulsky,	Andrews, Speaker

NOT VOTING—13

Cooper,	Haudenshield,	Mills,	Royer,
Dennis,	Heavey,	Moran,	Snider,
Fineman,	Knecht,	Odorisio,	Thompson,
			Trusio,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

REASONS FOR VOTE

Mr. SHERMAN filed the following reasons for his vote on HB No. 135.

Provides that in any action of trespass founded upon negligence, contributory negligence of the plaintiff shall not bar recovery on his part unless such contributory negligence is a proximate cause of his injury.

In January 1957 the Pennsylvania Bar Association, after spirited discussion and argument, the proposal to make the doctrine of comparative negligence the law was defeated.

At the conclusion of the meeting, Judge Leo H. McKay of Mercer County offered a resolution which was referred to the Appropriate Committee to study the subject. By a vote of 8 to 5 the Committees approved the resolution which was incorporated in HB 135. The Pennsylvania Bar Association at its meeting held in January 1959 passed the resolution by a vote of 76 to 46.

The law at present is that a defendant is liable for a negligent act on his part if it is the proximate cause of plaintiff's injury, but a plaintiff is barred from recovery if his negligent act contributed in the slightest degree to the injury.

Two of the latest cases on this subject are Crane Vs. Neal, 389 Paa 329 and Middletown vs. Glenn 393 Pa. 360 both of which hold that "there is not the slightest doubt that a plaintiff is guilty of contributory negligence and can't recover if his negligence contributed in any degree, however slight, to the injury.

The great majority of the States of this Country now have the rule embodied in Bill 135. The present law has been repudiated in England where it arose, and in many states which formerly adhered to it. It has not been included by the American Law Institute in the Restatement of the Law of Torts—it applies different standards to the respective parties to the litigation—and where applied in practice it operates unjustly by denying to plaintiffs with meritorius cases to plaintiffs who have become maimed, crippled and disabled for life—the case of the uncompensated victim against the case of the careless and negligent defendant who is permitted to go scott free regardless of his blame.

It encourages juries to disregard the law and render compromise verdicts in order to avoid injustices.

It is essentially in accord with the Restatement of Torts on the subject.

The Bar Association's study of comparative negligence has focused the attention of its members upon the essential inequity of the "slightest degree rule."

The present proposal presents a middle course. It eliminates the distinction of the rights of the parties without imposing the objectionable features of comparative negligence rule. The present law denies recovery in meritorious cases or brings about explosive verdicts who are reluctant to apply it, and if it be pointed out that juries frequently disregard the law, certainly that fact is entitled to little weight as an argument on its merits.

The present proposal places plaintiff and defendant on the same footing. It is just and equitable e.g. plaintiff can recover if defendants' fault is a proximate i.e. direct cause of plaintiffs' injury.

Note in present law—two inconsistent rules affecting a plaintiff's right to recover.

In statutory violation cases e.g. motor vehicles, plaintiff is barred from recovery because of contributory negligence only by the proximate cause of his injury—and in non-statutory cases plaintiff is barred only if his negligence contributes in the slightest degree to his injury.

The present proposal would simpify the law by removing the distinction between the rules of degree between statutory and non-statutory cases.

In 65 C.J.S. at page 742, 11 Federal court decisions and decisions from 40 States in support of the rule in Bill 135.

All we are doing is asking for an Act which will make the Law correspond with existing practices as it is employed in the negligence field today. It is more honest to have a law which corresponds with the practice. For that reason among others the bill is a good one and should be adopted.

I request your support of this bill.

TIME EXTENDED ON BILL

Mr. KEE asked and obtained unanimous consent to extend the time five days on House Bill No. 336, Printer's No. 246, on page 16 of today's calendar, bills on final passage postponed.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 405, entitled as follows:

An Act amending the "Anthracite Strip Mining Law" approved June 27, 1947 (P. L. 1095) authorizing cities boroughs and townships to regulate and supervise the use of explosives for blasting.

On the question,

Will the House agree to the bill on third reading?

Mr. WARGO asked unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Section I (Section 20), page 2, line 9, by inserting after "done," "where such regulations are in effect. In the absence of such regulations such blasting shall be done in accordance with regulations prescribed by and under the supervision of the Department of Mines and Mineral Industries."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 569, entitled as follows:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing provisions with respect to acquisition of real property and the disposal thereof.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mrs. REIBMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Education.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 578, entitled as follows:

An Act amending the "Beauty Culture Law" approved May 3, 1933 (P. L. 242) changing eligibility requirements for examination.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. EILBERG. Mr. Speaker, I would like to interrogate any of the proponents of this bill.

The SPEAKER pro tempore. Will the lady from Bucks, Mrs. Kooker, permit herself to be interrogated?

Mrs. KOOKER. Mr. Speaker, I shall.

Mr. EILBERG. Mr. Speaker, I want to know what the purpose of the bill is.

Mrs. KOOKER. The purpose of the bill is that it provides for the establishment of an educational requirement to take the examination for a beautician's license and further requires that such an examinee be of good moral character.

Mr. EILBERG. Mr. Speaker, does the lady know of any persons who have been admitted to the examination who were not of good moral character—that is, by the State Board of Cosmetology?

Mrs. KOOKER. Mr. Speaker, I do not, but I may say in this respect that the Certified Accountants, the Architects, the Chiropodists, the Engineers, the Nurses, the Optometrists, the Osteopaths, the Pharmacists, the Physicians and surgeons, the Real Estate Brokers, the Real Estate Salesmen, the Veterinarians, the Chiropractors, and Practical Nurses all have this very same phrase written into their boards of examination.

Mr. EILBERG. I thank the lady for this complete list.

Now, Mr. Speaker, I would like to know, is it not a fact that the Board of Cosmetology now passes upon the qualifications of all applicants for this examination?

Mrs. KOOKER. Did I understand the question? Will you ask that again?

Mr. EILBERG. Does the Board of Cosmetology have the power to pass upon the qualifications of applicants?

Mrs. KOOKER. They prepare the test under this bill in order to have the applicants apply for the examination.

Mr. EILBERG. The question is, do they pass upon the qualifications of every applicant, Mr. Speaker?

Mrs. KOOKER. I presume so.

Mr. EILBERG. As a matter of fact, the Beauty Culture Act so provides. Now, the Beauty Culture Act also provides, does it not, that the Board of Cosmetology has the power to refuse to permit anyone to take the examination?

Mrs. KOOKER. They could, if they would not come up to the proper qualifications.

Mr. EILBERG. Mr. Speaker, is the lady saying that the Board of Cosmetology, in view of her support of this bill, is not properly qualified to pass upon the qualifications, including moral qualifications, of any applicant who wants to become a beauty culture operator?

Mrs. KOOKER. May I answer the gentleman by saying this, there are only seven states in our whole country that do not set forth educational requirements to take the beauticians' license examination.

Mr. EILBERG. The lady is not answering my question.

Mrs. KOOKER. I am sorry, Mr. Eilberg, probably I did not hear your question properly.

Mr. EILBERG. I asked if the Board of Cosmetology is not qualified to pass upon the qualifications of applicants?

Mrs. KOOKER. Well, they would be qualified under this law should it be enacted.

Mr. EILBERG. Then you are saying the present board is not qualified?

Mrs. KOOKER. I can not answer that. I imagine so, but I really would not know.

Mr. EILBERG. You imagine that they are qualified, yet you would add this question of moral character and other qualifications to the bill?

Mrs. KOOKER. Well, it still simply provides for the establishment of an educational requirement to take the examination under this board.

Mr. EILBERG. Now, Mr. Speaker, I would like to know is there anything new in the section of the bill pertaining to the requirement of 1,000 hours of training?

Mrs. KOOKER. In the bill, "They shall have completed a tenth grade education or the equivalent thereof and they shall have either completed 1,000 hours as a student in a duly registered school of beauty culture as hereinafter provided in this act, or they shall have been registered and served as an apprentice at least two years in a licensed beauty shop as hereinafter provided in this act established to the satisfaction of the Board that he or she has been an operator in the active practice of beauty culture for at least 24 months prior to the date of filing application for admission to the examination."

Mr. EILBERG. Mr. Speaker, I would just like to know if all these requirements are not already required, that the lady has read, by the regulation of the Board of Cosmetology?

Mrs. KOOKER. This is new material written into the bill. It is so underlined on the pink sheet.

Mr. EILBERG. Mr. Speaker, I would advise the lady that the regulations of the Board of Cosmetology already provide for the 1,000 hours and all the sections to which she has referred other than the section pertaining to education.

Now, does the lady know the average number of years of schooling that the average Pennsylvania attends or has attended?

Mrs. KOOKER. Under this bill they are supposed to have gone to the tenth grade. Under our laws of today most girls and boys graduate from the twelfth grade at the age of between sixteen and seventeen years of age. Therefore, I do not think the tenth-grade requirement imposes an undue imposition upon any of us who take up the beauty culture profession.

They wish it to be known as a profession.

Mr. EILBERG. Mr. Speaker, I ask the lady if she knows what the amount of schooling is that the 10 millions of people we have in Pennsylvania have achieved?

Mrs. KOOKER. Well, I would not have any way of knowing that.

Mr. EILBERG. Now, does the lady know the percentage of unemployment in Pennsylvania among the employable population?

Mrs. KOOKER. Not more than I heard you say when we got this bill out of Committee.

Mr. EILBERG. I thank the lady, Mr. Speaker.

According to information that I have, approximately 34 states in the United States require an eighth grade schooling or less for admission to the beauty culture trade. The reason is apparent. Beauty culture is a manual occupation as distinguished from one which requires a high degree of education. At the present time there is a shortage of beauty operators and I feel that the passage of this kind of bill would not in any way help that shortage.

I would also call to the lady's attention that according to figures which appeared in our newspapers last week, presented by the National Educational Association, believe it or not, the average Pennsylvania has completed only the ninth grade.

Among our population we have almost ten percent that have completed only the fifth grade. I ask the Members of this House if they want to impose a regulation at this time that would require a minimum of a tenth grade?

I would say, also, Mr. Speaker, according to statistics all of us have been receiving the past few weeks, approximately 11 percent of our employable population is unemployed. If this bill were to become law, there is no doubt that many people who are now unemployed would not have an apportunity to go to school and become a beauty school operator. I tell you also, Mr. Speaker, that there are many people in our districts—I do not know how many of you have been approached by housewives and others—who do not have the minimum education required by this bill, whose husbands are not working and who wish to supplement the income of their husbands. These women are sometimes willing ot take the few months' training now required to qualify themselves to earn a few additional dollars for the family. I say these women—you know many of them, many of you know them—I say these women should not be deprived of the opportunity to learn a trade.

And so, Mr. Speaker, I say that while we all should be perhaps generally in favor of the state raising the educational requirements of any licensee, still at the same time we must consider the situation as it is today. So I ask you to vote down the bill.

Mr. CIOFFI. Mr. Speaker, I would like to interrogate one of the sponsors of the bill.

The SPEAKER. Will the lady from Bucks, Mrs. Kooker, permit herself to be interrogated?

Mrs. KOOKER. I will be further interrogated.

Mr. CIOFFI. Mr. Speaker, this is for my own information. I was just wondering if any provisions had been made in this bill for a person who is in business today and who has been in business for quite some time, as many of them are. I have had a case in my city where a lady who had only gone to the eighth grade, who through illness, I think, lost her license for about three years but was able to take an examination and start in business again. Now what would this bill do if it became law? For example, a person who has only gone to the eighth grade and lost her license, would she be able to get it back again?

Mrs. KOOKER. Those that are already practicing in this field are already licensed. Under this bill it is my understanding that she can go back and take this examination again if she had the proper hours completed as a student or had worked as a registered apprentice in a regularly recognized beauty school. It is my understanding that she could go back and be relicensed.

Mr. CIOFFI. Mr. Speaker, as I undestand the bill, the person would have to have ten years.

Mrs. KOOKER. Oh, no. It says, ". . . shall have completed a tenth grade education or the equivalent thereof

and shall have either completed one thousand hours as a student in a duly registered school of beauty culture as hereinafter provided in this act or shall have been registered and served as an apprentice at least two years in a licensed beauty shop as hereinafter provided in this act established to the satisfaction of the board."

Mr. CIOFFI. What I would like to know, what does the bill mean by the equivalent of the tenth grade?

Mrs. KOOKER. I can probably answer that better by saying that it means if she, or he, has been a operator in the active practice of beauty culture for at least twenty-four months prior to the date of filing an application for admission to an examination.

If she has been in business for two years, she is entitled to get a license.

Mr. GELFAND. May I just ask the lady from Bucks, Mrs. Kooker, one question?

The SPEAKER. Will the lady from Bucks, Mrs. Kooker, permit herself to be interrogated?

Mrs. KOOKER. I shall.

Mr. GELFAND. Mr. Speaker, would the lady read the section of the bill she just quoted pertaining to the tenth grade education? The section of the bill you just quoted?

Mrs. KOOKER. I don't have it right here before me now. I have it in this bill probably. ". . . shall have established to the satisfaction of the board that he or she has been an operator in the active practice of beauty culture for at least twenty-four months prior to the date of filing application for admission to an examination."

Mr. GELFAND. Mr. Speaker, I am asking for the portion of the bill just preceding that, beginning with section 2, I believe.

rMs. KOOKER. ". . . shall have completed a tenth grade education or the equivalent thereof." Shall have either completed.

Is that all you care to have?

Mr. GELFAND. That answers that portion of the question.

Mr. Speaker, I would point out that the bill provides "shall have completed a tenth grade education or the equivalent thereof and shall have either completed one thousand hours as a student in a duly registered school of beauty culture."

I am just pointing this out to indicate that in addition to the tenth grade education, she must also have completed one thousand hours as a student of a school of beauty culture, which I think should modify our thinking.

Mrs. B. Z. MILLER. I was just going to make a statement, Mr. Speaker. Before I agreed to go on this bill, I interviewed quite a number of hairdressers in Philadelphia and they all said to me they were in favor of it. They are in favor of better help. The girls come to them from very short terms in beauty schools and are not capable. The patrons will not accept them to work on their hair and they said, Go ahead with it. We would rather have qualified people to work for us. So I am giving you the viewpoint of the employer.

Mr. FILO. Mr. Speaker, I would like to ask either one of the sponsors whether they would tell me whether they are making it easier or harder for women to get work as a beauty culturist?

The SPEAKER pro tempore. Would the lady from Bucks, Mrs. Kooker, answer the interrogation?

Mrs. KOOKER. I would be happy to answer that question by saying that I do not think it will bring an undue hardship upon any beauty operator under this law, and I feel it will be a great protection to the people who go there. I also feel that it will bring some prestige to the profession of the beauty culture hairdresser who is in this profession. I feel that she wants to have some prestige and be in some recognized professional category and I do not feel that this imposes hardship upon her.

Mr. FILO. Mr. Speaker, I would just like to have the woman answer me in a lawyer's way, yes or no. Does it make it harder or easier? I am not a lawyer but I would like to have the answer.

Mrs. KOOKER. Mr. Filo, I am not an attorney but I will say a very definite "no," it will not, in my estimation.

Mr. FILO. I thank the lady.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—120

Agnew,	George,	Light,	Schuster,
Ashton,	Gibb,	Lippincott,	Seltzer,
Barton,	Gibson,	McCandless,	Shupnik,
Bell,	Goldstein,	McInroy,	Snare,
Blair,	Goodrich,	Magee,	Steckel,
Boles,	Gramlich,	Mahan,	Stevens,
Bower,	Hamilton,	Markley,	Stewart,
Bowman,	Helm,	Maxwell,	Stimmel,
Branca,	Henzel,	Meholchick,	Stone,
Brenninger,	Hocker,	Merry,	Stoner,
Brown,	Holliday,	Mihm,	Strausser,
Buchanan,	Horst,	Miller, B. Z.,	Stroup,
Comer,	Irvis,	Murphy, P. J.,	Tompkins,
Crossin,	Isaacs,	Murray, H. P.	Ujobai,
Curwood,	Jenkins,	Murray, J. J.,	Varner,
Davis,	Jim,	Murray, P. G.,	Verona,
Dengler,	Johnson, A. W.,	Musto,	Wall,
Dennison,	Johnson, R.,	Naugle,	Weidner,
Devlin,	Jones, T. H. W.,	O'Dell,	Wescott,
Donahue,	Jump,	O'Donnell, J. A.,	Wheeler,
Donaldson,	Kamyk,	Ogilvie,	Whittaker,
Dougherty,	Kee,	Petrosky,	Williams, A. D., Jr.,
Down,	Keiser,	Prendergast,	Williams, E. S.,
Eshback,	Kernaghan,	Price,	Willard,
Eshleman,	Kessler,	Pursley,	Willaredt,
Foerster,	Kooker,	Reibman,	Wilt,
Fox,	Korns,	Reidenbach,	Wood,
Frank,	Kovolenko,	Rigby,	Wynd,
Fulmer,	Lee, A. M.,	Rudisill,	Yatron,
Garlock,	Lee, K. B.,	Sakulsky,	Zimmerman,

NAYS—75

Anderson,	Floyd,	McDonald,	Renwick,
Arlene,	Flynn,	McKeever,	Riley,
Auker,	Frascella,	McLaughlin,	Rovansek,
Balthaser,	Gailey,	Machmer,	Scarcelli,
Bonner,	Gallagher,	Miller, H. G.,	Schaaf,
Boris,	Gelfand,	Monroe,	Schwartz,
Breth,	Guthrie,	Muldowney,	Sherman,
Burns,	Heffner,	Mullen,	Silverman,
Capano,	Holt,	Munley,	Stank,
Capitolo,	Kornick,	Murphy, A. J., Jr.,	Sullivan,
Cianfrani,	Kubitsky,	Needham,	Taylor,
Cioffi,	Lamb,	Nelson,	Varallo,
Clarke,	Leonard,	O'Donnell, J. P.,	Walsh,
Edwards,	Limper,	O'Neil,	Wargo,
Eilberg,	Lopresti,	Parlante,	Welsh,
Ewing,	Luigard,	Pashley,	Worley,
Farabaugh,	Lutty,	Perry, H. H.,	Yetter,
Fetterolf,	McCann,	Perry, P. E.,	Andrews,
Filo,	McCormack,	Polaski,	Speaker

NOT VOTING—14

Cooper,	Haudenshield,	Mills,	Royer,
Dennis,	Heavey,	Moran,	Snider,
Fineman,	Knecht,	Odorisio,	Thompson,
		Polen,	Trusio,

The majority required by the Constitution having

voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 584, Printer's No. 215 and

House Bill No. 615, Printer's No. 413

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 735, entitled as follows:

An Act relating to the public lands of the Commonwealth defining such land providing for the sale of vacant and unimproved public lands and the price to be paid therefor providing for the conveyance of title to vacant and unappropriated public land to the Department of Forests and Waters for forest culture forest reservation or State park purposes * * *

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Frascella,	McCandless,	Riley,
Anderson,	Fulmer,	McCann,	Rovansek,
Arlene,	Gailey,	McCormack,	Rudisill,
Ashton,	Gallagher,	McDonald,	Sakulsky,
Auker,	Garlock,	McInroy,	Scarcelli,
Balthaser,	Gelfand,	McKeever,	Schaaf,
Barton,	George,	McLaughlin,	Schuster,
Bell,	Gibb,	Machmer,	Schwartz,
Blair,	Gibson,	Magee,	Seltzer,
Boies,	Goldstein,	Mahan,	Sherman,
Bonner,	Goodrich,	Markley,	Shupnik,
Boris,	Gramlich,	Maxwell,	Silverman,
Bower,	Guthrie,	Meholchick,	Snare,
Bowman,	Hamilton,	Merry,	Stank,
Branca,	Heffner,	Mihm,	Steckel,
Brenninger,	Helm,	Miller, B. Z.,	Stevens,
Breth,	Henzel,	Miller, H. G.,	Stewart,
Brown,	Hocker,	Monroe,	Stimmel,
Buchanan,	Holliday,	Muldowney,	Stone,
Burns,	Holt,	Mullen,	Stoner,
Capano,	Horst,	Munley,	Strausser,
Capitolo,	Irvis,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Isaacs,	Murphy, P. J.,	Sullivan,
Cioffi,	Jenkins,	Murray, H. P.	Taylor,
Clarke,	Jim,	Murray, J. J.,	Tompkins,
Comer,	Johnson, A. W.,	Murray, P. G.,	Ujobai,
Crossin,	Johnson, R.,	Musto,	Varallo,
Curwood,	Jones, T. H. W.,	Naugle,	Varner,
Davis,	Jump,	Needham,	Verona,
Dengler,	Kamyk,	Nelson,	Wall,
Dennison,	Kee,	O'Dell,	Walsh,
Devlin,	Keiser,	O'Donnell, J. A.,	Wargo,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Kornick,	Parlante,	Wheeler,
Edwards,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Wynd,
Floyd,	Limper,	Pursley,	Yatron,
Flynn,	Lippincott,	Reibman,	Yetter,
Foerster,	Lopresti,	Reidenbach,	Zimmerman,
Fox,	Luigard,	Renwick,	Andrews,
Frank,	Lutty,	Rigby,	Speaker

NAYS—1

Worley,

NOT VOTING—13

Cooper,	Haudenshield,	Mills,	Royer,
Dennis,	Heavey,	Moran,	Snider,
Fineman,	Knecht,	Odorisio,	Thompson,
			Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 738, entitled as folows:

An Act amending the act of May 23, 1945 (P. L. 903), entitled "An act authorizing cities of the third class to estabilsh an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Frascella,	McCandless,	Riley,
Anderson,	Fulmer,	McCann,	Rovansek,
Arlene,	Gailey,	McCormack,	Rudisill,
Ashton,	Gallagher,	McDonald,	Sakulsky,
Auker,	Garlock,	McInroy,	Scarcelli,
Balthaser,	Gelfand,	McKeever,	Schaaf,
Barton,	George,	McLaughlin,	Schuster,
Bell,	Gibb,	Machmer,	Schwartz,
Blair,	Gibson,	Magee,	Seltzer,
Boies,	Goldstein,	Mahan,	Sherman,
Bonner,	Goodrich,	Markley,	Shupnik,
Boris,	Gramlich,	Maxwell,	Silverman,
Bower,	Guthrie,	Meholchick,	Snare,
Bowman,	Hamilton,	Merry,	Stank,
Branca,	Heffner,	Mihm,	Steckel,
Brenninger,	Helm,	Miller, B. Z.,	Stevens,
Breth,	Henzel,	Miller, H. G.,	Stewart,
Brown,	Hocker,	Monroe,	Stimmel,
Buchanan,	Holliday,	Muldowney,	Stone,
Burns,	Holt,	Mullen,	Stoner,
Capano,	Horst,	Munley,	Stroup,
Capitolo,	Irvis,	Murphy, A.J., Jr.,	Strausser,
Cianfrani,	Isaacs,	Murphy, P. J.,	Sullivan,
Cioffi,	Jenkins,	Murray, H. P.	Taylor,
Clarke,	Jim,	Murray, J. J.,	Tompkins,
Comer,	Johnson, A. W.,	Murray, P. G.,	Ujobai,
Crossin,	Johnson, R.,	Musto,	Varallo,
Curwood,	Jones, T. H. W.,	Naugle,	Varner,
Davis,	Jump,	Needham,	Verona,
Dengler,	Kamyk,	Nelson,	Wall,
Dennison,	Kee,	O'Dell,	Walsh,
Devlin,	Keiser,	O'Donnell, J. A.,	Wargo,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Kornick,	Parlante,	Wheeler,
Edwards,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Floyd,	Limper,	Pursley,	Wynd,
Flynn,	Lippincott,	Reibman,	Yatron,
Foerster,	Lopresti,	Reidenbach,	Yetter,
Fox,	Luigard,	Renwick,	Zimmerman,
Frank,	Lutty,	Rigby,	Andrews,
			Speaker

NAYS—0

NOT VOTING—13

Cooper,	Haudenshield,	Mills,	Royer,
Dennis,	Heavey,	Moran,	Snider,
Fineman,	Knecht,	Odorisio,	Thompson,
			Trusio.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 739, entitled as follows:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Frascella,	McCandless,	Riley,
Anderson,	Fulmer,	McCann,	Rovansek,
Arlene,	Gailey,	McCormack,	Rudisill,
Ashton,	Gallagher,	McDonald,	Sakulsky,
Auker,	Garlock,	McInroy,	Scarcelli,
Balthaser,	Gelfand,	McKeever,	Schaaf,
Barton,	George,	McLaughlin,	Schuster,
Bell,	Gibb,	Machmer,	Schwartz,
Blair,	Gibson,	Magee,	Seltzer,
Boies,	Goldstein,	Mahan,	Sherman,
Bonner,	Goodrich,	Markley,	Shupnik,
Boris,	Gramlich,	Maxwell,	Silverman,
Bower,	Guthrie,	Meholchick,	Snare,
Bowman,	Hamilton,	Merry,	Stank,
Branca,	Heffner,	Mihm,	Steckel,
Brenninger,	Helm,	Miller, B. Z.,	Stevens,
Breth,	Henzel,	Miller, H. G.,	Stewart,
Brown,	Hocker,	Monroe,	Stimmel,
Buchanan,	Holliday,	Muldowney,	Stone,
Burns,	Holt,	Mullen,	Stoner,
Capano,	Horst,	Munley,	Strausser,
Capitolo,	Irvis,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Isaacs,	Murphy, P. J.,	Sullivan,
Cioffi,	Jenkins,	Murray, H. P.	Taylor,
Clarke,	Jim,	Murray, J. J.,	Tompkins,
Comer,	Johnson, A. W.,	Murray, P. G.,	Ujobai,
Crossin,	Johnson, R.,	Musto,	Varallo,
Curwood,	Jones, T. H. W.,	Naugle,	Varner,
Davis,	Jump,	Needham,	Verona,
Dengler,	Kamyk,	Nelson,	Wall,
Dennison,	Kee,	O'Dell,	Walsh,
Devlin,	Keiser,	O'Donnell, J. A.,	Wargo,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Knecht,	Parlante,	Wheeler,
Edwards,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Floyd,	Limper,	Pursley,	Wynd,
Flynn,	Lippincott,	Reibman,	Yatron,
Foerster,	Lopresti,	Reidenbach,	Zimmerman,
Fox,	Luigard,	Renwick,	Yetter,
Frank,	Lutty,	Rigby,	Andrews, Speaker

NAYS—0

NOT VOTING—13

Cooper,	Haudenshield,	Mills,	Royer,
Dennis,	Heavey,	Moran,	Snider,
Fineman,	Kornick,	Odorisio,	Thompson,
			Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1030, entitled as follows:

An Act amending "The Insurance Unfair Practices Act" approved June 5, 1947 (P. L. 445) prohibiting untrue deceptive or misleading advertising of insurance business on television.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Frascella,	McCandless,	Riley,
Anderson,	Fulmer,	McCann,	Rovansek,
Arlene,	Gailey,	McCormack,	Rudisill,
Ashton,	Gallagher,	McDonald,	Sakulsky,
Auker,	Garlock,	McInroy,	Scarcelli,
Balthaser,	Gelfand,	McKeever,	Schaaf,
Barton,	George,	McLaughlin,	Schuster,
Bell,	Gibb,	Machmer,	Schwartz,
Blair,	Gibson,	Magee,	Seltzer,
Boies,	Goldstein,	Mahan,	Sherman,
Bonner,	Goodrich,	Markley,	Shupnik,
Boris,	Gramlich,	Maxwell,	Silverman,
Bower,	Guthrie,	Meholchick,	Snare,
Bowman,	Hamilton,	Merry,	Stank,
Branca,	Heffner,	Mihm,	Steckel,
Brenninger,	Helm,	Miller, B. Z.,	Stevens,
Breth,	Henzel,	Miller, H. G.,	Stewart,
Brown,	Hocker,	Monroe,	Stimmel,
Buchanan,	Holliday,	Muldowney,	Stone,
Burns,	Holt,	Mullen,	Stoner,
Capano,	Horst,	Munley,	Strausser,
Capitolo,	Irvis,	Murphy, A.J., Jr.,	Stroup,
Cianfrani,	Isaacs,	Murphy, P. J.,	Sullivan,
Cioffi,	Jenkins,	Murray, H. P.	Taylor,
Clarke,	Jim,	Murray, J. J.,	Tompkins,
Comer,	Johnson, A. W.,	Murray, P. G.,	Ujobai,
Crossin,	Johnson, R.,	Musto,	Varallo,
Curwood,	Jones, T. H. W.,	Naugle,	Varner,
Davis,	Jump,	Needham,	Verona,
Dengler,	Kamyk,	Nelson,	Wall,
Dennison,	Kee,	O'Dell,	Walsh,
Devlin,	Keiser,	O'Donnell, J. A.,	Wargo,
Donahue,	Kernaghan,	O'Donnell, J. P.,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Kornick,	Parlante,	Wheeler,
Edwards,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Floyd,	Limper,	Pursley,	Wynd,
Flynn,	Lippincott,	Reibman,	Yatron,
Foerster,	Lopresti,	Reidenbach,	Yetter,
Fox,	Luigard,	Renwick,	Zimmerman,
Frank,	Lutty,	Rigby,	Andrews, Speaker

NAYS—0

NOT VOTING—13

Cooper,	Haudenshield,	Mills,	Royer,
Dennis,	Heavey,	Moran,	Snider,
Fineman,	Knecht,	Odorisio,	Thompson,
			Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1119, Printer's No. 292

Senate Bill No. 250, Printer's No. 632 and

Senate Bill No. 309, Printer's No. 610

were passed over at the request of the SPEAKER pro tempore.

CONCURRENT HOUSE RESOLUTION No. 44

The SPEAKER pro tempore laid before the House House Resolution No. 44.

The resolution was read, considered and adopted as follows:

In the House of Representatives, March 17, 1959.

The Government of the United States acting in cooperation with the Government of Canada will soon complete the St Lawrence Seaway a project intended to provide a water route for ocean-going vessels from the Great Lakes to the Atlantic Ocean

The State of Pennsylvania necessarily has a great interest in the St Lawrence Seaway A very large portion of the funds used in its construction was raised through Federal taxation in Pennsylvania The Port of Erie Pennsylvania's only Great Lakes' port is our only direct connection with the seaway If the taxpayers of Pennsylvania are to receive the greatest benefit from their tax dollars already expended by the Federal Government the Port of Erie must be turned into a seaport capable of accommodating ocean-going traffic In addition it must be an effective transfer point possessing land and air transportation facilities adequate to make a routing through Erie logical and desirable

If the Port of Erie becomes such a seaport then the benefits to the economy of not only northwestern Pennsylvania but to the entire Commonwealth and to states bordering Pennsylvania on the south will be tremendous

In recognition of this the Federal Government has already appropriated the money necessary to dredge the Erie harbor to the depth essential for the accommodation of ocean-going vessels

In addition to sums previously expended the Commonwealth of Pennsylvania proposes to expend further sums in the development of the Port of Erie The present budget contains recommendations for the expenditure of approximately six hundred thousand dollars for that purpose during the 1959-1960 biennium

The Commonwealth has also constructed new highways and proposes to construct even more highways leading to Erie for the purpose of facilitating transportation to and from Erie

Now the success of the entire program is in jeopardy By a vote of 238 to 142 the House of Representatives of the Congress of the United States voted to permit the City of Chicago to divert great quantities of water from Lake Michigan If that diversion is permitted to occur the result will be to so lower the level of Lake Erie that proper development of the Port of Erie will be seriously affected and the economy of our State seriously injured therefore be it

Resolved (the Senate concurring) That the Senate of the United States be memorialized to defeat this high-handed attempt to benefit a single city at the expense of the third largest state and be it further

Resolved That each member of Congress and each United States Senator from Pennsylvania be informed of this matter and that they each be urged to take whatever steps they can to prevent Senate concurrence in the House action and be it further

Resolved That copies of this resolution be dispatched immediately to the presiding officer of the Senate Vice President Richard M Nixon and to each member of Congress and United States Senator from Pennsylvania

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE RESOLUTION No. 61

The SPEAKER pro tempore laid before the House House Resolution No. 61.

The resolution was read, considered and adopted as follows:

In the House of Representatives, April 21, 1959.

The official Proclamation of the President of the United States designating Friday May 1 1959 as Law Day in the United States of America urges the people of the nation to join on that day in reaffirming their dedication "to our form of government and the supremacy of law in our lives"

It is to be a day on which the American people reaffirm their reliance upon law in private and governmental affairs as contrasted with and tyranny and oppression of the individual in the communist world where the same date is traditionally marked by displays of military might

Adherence to the rule of law has enabled our nation to grow and prosper for the entire structure of our business religious social and cultural life is dependent on the law It has also been a vital element in our own community life for every citizen relies upon the law in his daily affairs and for the protection of his person and property However in our reliance upon the rule of law in our daily affairs we may at times take for granted the benefits we derive from it and overlook the struggle in the world today to preserve law and order as our way of life therefore be it

Resolved That the House of Representatives urge the citizens of the Commonwealth of Pennsylvania to rededicate themselves to freedom for the individual under just laws administered by independent courts and in so doing emphasize before the world the contrast between the rule of law in the United States and the rule of force and fear under communism and be it further

Resolved That May 1 1959 be observed by the people of our great State as Law Day USA in order to foster an abiding respect for law and thus enable our nation to grow in moral strength as it grows in population resources and world leadership and be it further

Resolved That the House of Representatives urge the Governor to proclaim May 1 1959 as Law Day U S A

RESOLUTION

CONGRATULATIONS

Messrs. MERRY, GRAMLICH, STROUP and O'DELL offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 28, 1959.

Today marks the fifty-fourth birthday of the Honorable George C. Magee, Jr., our distinguished colleague from Meadville, Crawford County. Mr. Magee is well-known to us and his friends and neighbors in Meadville for his high-spirited service both in public and civic activities. First elected to this body in 1954, and twice since reelected as a member of the House, Mr. Magee has found the time to participate in such diversed areas ranging from politics to little-league baseball. He has served as commissioner of the Suburban Little League and President of the Meadville Little League as well as district representative of the latter. He is a past president of the Parent-Teachers Association, and past District Governor of the Exchange Club. A practicing attorney by profession, Mr. Magee holds degrees from Allegheny College, University of Pittsburgh, National and Georgetown Universities. It is note-

worthy that he holds the Degree of Doctor of Medicine. He is a member of the District of Columbia, Texas and Crawford County Bars. Mr. Magee and his wife, Lucille, have two children, Bill and Nancy, and live in Meadville.

Today on his fifty-fourth birthday, the House takes this opportunity to show its appreciation and recognition of the many fine accomplishments of Representative George C. Magee, Jr., upon the celebration of his birthday; and be it further.

Resolved, That the Clerk of the House of Representatives shall forward a copy of this resolution to the Honorable George C. Magee, Jr.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Crawford, Mr. Magee.

Mr. MAGEE. Mr. Speaker, ladies and gentlemen, now for some time I have been celebrating my 39th birthday, and for the last 15 years I have been celebrating.

I do not know who contrived, or schemed, this thing, but I do want to say thank you from the bottom of my heart.

However, I do want to correct something that was in that resolution. I did attend medical school, but I am not a doctor and I do not have that degree. Thank you very much one and all.

RESOLUTION

CONGRATULATIONS

Messrs. BALTHASER, YATRON, MACHMER and LUIGARD offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 28, 1959.

There are few couples in this great land of ours that can say that they celebrated their golden wedding anniversary but we here in the General Assembly of Pennsylvania are proud to say that one of our most esteemed Senators and his wife are going to celebrate their 50th anniversary of marital bliss on May 2 of this year. Senator Frank Ruth and his ever charming wife Florence were married on this day in 1909 which was a half century ago. This half century of married life has been devoted to that way of life that all people should strive to achieve that is, devotion and service to your God, your fellowman, and your country and State.

Dr. Ruth and his wife have tried to make our world a better place to live in. There is no question that they have accomplished this end. As a clergyman Frank Ruth has served his God in saving souls and instructing the unenlightened, and as a civic servant he has served his community by representing the people of his area here in Harrisburg. Since 1931, Dr. Ruth has been in the service of the Commonwealth and for the first five years of his tenure he sat among us here in the House of Representatives. Since 1936 Frank Ruth has bestowed his great wisdom and understanding on his colleagues in the Senate.

No man could accomplish all the things Senator Frank Ruth has done in the past fifty years without the support and love of his wife. Her prayers and guidance have helped Dr. Ruth to make the right decisions both in the field of religion and in the field of government. Leading a public life as Frank Ruth has done throughout his marriage would be a great strain on any woman but to the former Florence Iobst it was an honor and a pleasure. During these fifty years of marriage she has found the time and the will to bring ten children into this world.

From the time Frank and Florence Ruth took their wedding vows on May 2, 1909 theirs was a marriage blessed by God and now as they approach their 50th year together and they look back on all the wonderful things that they have done it is obvious that this marriage must be accepted as a reaffirmation of God's ever present faith in mankind; therefore be it

Resolved, That the House of Representatives congratulate Senator Frank Ruth and his wife Florence Ruth on their 50th wedding anniversary and on behalf of all the citizens of our Commonwealth thank them for making our State and our Nation a better place to live in and to bring up our children in; and be it further

Resolved, That a copy of this resolution be sent to the Senator and his wife.

RESOLUTION

CONGRATULATIONS

Messrs. FULMER, YETTER, CAPITOLO and WYND offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 28, 1959.

The Honorable J. Russell Eshback celebrated his sixty-first birthday on April 25, 1959.

Mr. Eshback's long history of public service is a shining example of dedication to good government and the public welfare.

Mr. Eshback received his Bachelor's Degree in Education from the Pennsylvania State College and his Master's Degree from Columbia University, and subsequently taught in the public schools of New York City for a period of thirteen years.

Mr. Eshback's public service includes eight years as the Republican Chairman of Pike County, one term as Treasurer and two terms as Prothonotary of Pike County. In addition, he served seven years as a county commissioner of Pike County, from which office he resigned in order to assume his present duties in this House of Representatives.

Mr. Eshback's family, friends and neighbors have long looked to him as a true leader in community and State affairs; therefore be it

Resolved, That this House of Representatives extends its hearty congratulations to the Honorable J. Russell Eshback upon his attainment of his sixty-first birthday, and extends its hope that he may long continue to enjoy life to its fullest and contribute to the affairs and well-being of his community and State; and be it further

Resolved, That a copy of this resolution be forwarded to Mr. Eshback.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Pike, Mr. Eshback.

Mr. ESHBACK. Mr. Chairman, Members of the House, friends, I certainly thank you for this resolution. As you all know, I am only a freshman. I guess I am supposed to be seen and not heard. There is only one thing I would like to do. I would like to reverse those digits. Thank you.

RESOLUTION

CONGRATULATIONS

Messrs. STROUP and WESCOTT offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 28, 1959.

Tuesday, April 28, 1959, marks the passing of another eventful year in the life of Albert S. Strausser, one of the most highly esteemed members of this House of Representatives.

Mr. Strausser was born in Mt. Carmel, Pennsylvania, on April 28, 1904, the son of Elias and Amanda (Miller) Strausser, and attended Mt. Carmel public schools, Bucknell University and Gettysburg College.

An all-American football player, Mr. Strausser became an active participant in the sport during his high school days and carried the ball through college and twelve rugged professional football years.

Mr. Strausser's experience as a Naval officer in the 117th Navy Construction Battalion in the Pacific Theater

was put to excellent use in his position as partner of the Strausser Construction Company of Berwick.

It is indeed fortunate that we should be honored with the presence of a person of Mr. Strausser's ability and accomplishments and a credit to the electors whom he was chosen to represent; therefore be it

Resolved, That the House of Representatives extend its hearty congratulations to an all-American citizen on his 55th birthday for his past accomplishments and best wishes for a prosperous future; and be it further

Resolved, That a copy of this resolution be transmitted to Mr. Albert E. Strausser.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Columbia, Mr. Strausser.

Mr. STRAUSSER. Mr. Speaker, there seems to be a first time for everything and this is it I guess, friends.

I did not think the Members of the House would catch up with me but I do appreciate having my birthday, my 38th anniversary, recognized in the House. I thank the sponsors of this resolution and I say one thing, there is always a first for everything, and this is the first birthday anniversary that I noticed or saw a pink elephant.

One other correction, Mr. Speaker, I was not an All-American college player; I was an All-State player.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. BRETH asked and obtained unanimous consent to add additional sponsors to a bill to be introduced by him.

REMARKS MY THE MAJORITY LEADER

Mr. McCANN. Mr. Speaker, yesterday in the Hall of the House here, there were some questions raised about the anticipated deficit of the Commonwealth for the present biennium.

Following that debate yesterday, we requested and have received the information dealing with this entire subject which I am most pleased to insert in the record, and which the Governor of our Commonwealth has released a few minutes ago.

Governor David Lawrence announced today that the new estimates of state finances have reduced the Commonwealth's anticipated deficit by $21,346,329. The anticipated deficit for the 1957-1959 biennium is now set at $156,332,545. Estimates made when Governor Lawrence presented his budget set the defiict figure at $177,678,874. The Governor explained the new estimates are based on revenue yields in excess of the former calculations and a small decrease in the originally estimated deficiencies.

The revised estimates are based upon revenues collected up to Monday, April 27, 1959, along with a projection of anticipated collections to the end of the biennium, May 31, 1959. The biggest increase came from higher corporate tax collections than were anticipated.

Mr. Baldwin, the Governor's Budget Secretary, explained as follows:

> After thorough consultation between representatives of the Budget Office, the Pennsylvania Economy League and the Department of Revenue, it appears that all taxes in effect from the start of the present biennium will yield $16,300,000 more than had been estimated in the budget document.
>
> In addition, the revised Sales Tax enacted this month and now in effect will produce $2,000,000 during the present biennium, making a net increase in total revenue of $18.3 million.
>
> Our estimates anticipate we will collect $133,000,000 in taxes from this date through May 31.

Mr. Baldwin also said that in addition to revenue increases, deficiency appropriation requirements will be $3,046,329 less than the amount in the 1959-1961 budget document.

> This reduction was achieved by revising the deficiency requirements of the Department of Public Instruction on the basis of more up-to-date information than was originally available.

On the Administration's budget for 1959-1961, Mr. Baldwin the Budget Secretary, gave the following estimates:

> We have also reviewed the estimates of taxes presently in effect, including those which still have to be re-enacted for the 1959-1961 biennium.
>
> Those combined revenues are now anticipated to yield $1,675,012,354. This includes an increase of $170,000,000 expected to be realized from the Acts Nos. 14 and 15 of 1959.

This is the present Sales Tax bill that we debated yesterday.

> On the basis of these estimates the need for additional tax revenue will total $210,653,671 to balance the budget as presented. This is approximately $26,500,000 less than appeared necessary on the basis of earlier computations.

Now, Mr. Speaker, those very questions were raised yesterday in this House and today the answer is given by this Governor and the Budget Office. In fact, every question that has been presented we will try to answer, and the Governor has informed all of us that he desired to have the House and the General Assembly enlightened to the fullest extent regarding any questions they may have regarding both the revenue and the budget. Certainly we can repeat here today that if there is any section or any part of that budget which should be reduced or eliminated for any reason, where the money cannot be used or does not serve the purpose for which it is intended, or where there can be savings without the reduction of service, we stand here committed to do that very thing.

I am most proud, and I certainly am most pleased to be able to reply to the situation within one day, and I cerainly do hope to be able to reply again at least twice during the month of May to see if these figures will stand up for the end of this present biennium. I am most pleased that the revenue estimate measures continue to increase, and I crtainly hope they will continue to increase.

The only item I want to bear out again is that Act No. 15 and Act No. 14 are again estimated by three sources as $170 million. When we passed them here that night we stated that this was $163 million or $101 million which we had taken out of that bill of $264 million worth of new taxation. Again, it has been reaffirmed today by the Department of Revenue, by the Economy League, by the Budget Office, that this particular taxation will yield $170 million.

I certainly am confident that these figures that we are accepting are backed by people who know and estimate truthfully that this is what they will do. If there is any reason to produce from any source to this House that this will produce more, on a sound basis, I certainly will stand here to accept those figures, more than $170 million. In fact, I hope that the ecenomy of Pennsylvania improves so much in 1959 and 1960 that this will most certainly be a matter of record and that it will increase the yield more than $170 million.

Again I say I hope that we can continue to operate this way in which we can answer any question that is raised as soon as it is humanly possible to bring the facts to the entire people of Pennsylvania and to every Member of this House.

REMARKS BY THE MINORITY LEADER

Mr. A. W. JOHNSON. Mr. Speaker, I am wondering if that applause over there was for the eloquent remarks of Mr. McCann, or whether it is joy in the hearts of the other side to think that they have picked up $21 million. I believe the latter is probably true.

That picking up of $21 million from existing taxes to the end of this biennium just bears out what we have been saying here in the last three or four weeks, that even the taxes commencing by May 31, 1959, would substantially reduce the deficit. That leaves the deficit $156 million, approximately. Let us go to work on that deficit now.

Is that, represented by money spent, accounts payable, appropriations that you would like to spend but which you do not have the money to spend? Can you cut that another $24 million, say? If you can, there will be approximately $50 million that we will not have to raise.

Then I understand that the budget hearings that have started today are going to be pretty good hearings, that both the Democrats and the Republicans in these hearings are going to cross-examine the witnesses and try to find out what programs are new, what are old, and just what, if anything, can be saved. I think a lot is going to come out of these hearings.

That is the reason why the House Republican Caucus feels that there is plenty of time to get these figures in front of us, plenty of time to find out what the real needs are for the coming biennium.

Then when we find out what the real needs are, our caucus will sit down and, if necessary, talk taxes. But they are not ready to do that thing now. They reiterated it again today in our caucus, and I am pleased that you have given us this first figure, a reduction of $21 million in the deficit. I know the Governor gave it to you because we prodded you yesterday, and we will keep prodding you and let us get some more good news. Maybe that $100 million figure eventually can be realized, and if that is the case, we can all go home thinking we have done the job very well.

COMMITTEE MEETINGS

CITIES—THIRD CLASS, Mr. Walsh, Chairman, Room 131-C, Wednesday, April 29 at 9:30 a. m.

APPROPRIATIONS, Mr. Polen, Chairman, Room 245-46, Tuesday, April 28 at 7:00 p. m.—Appropriations hearings continued.

ALL TIMES ARE DAYLIGHT SAVING TIME.

ADJOURNMENT

Mr. BORIS. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 29, 1959 at 9:00 a. m. EST.

The motion was agreed to, and (at 5:49 p. m. EST) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

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Vol. 36. HARRISBURG, PA., WEDNESDAY, APRIL 29, 1959. No. 39.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 29, 1959

The House met at 9:00 a. m. EST.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Oh, God of Truth, the Searcher of all hearts, Thou Who knowest our thoughts far better than we know ourselves; we approach Thy throne of mercy in the knowledge of our need of Thee, and of Thy truth in meeting the perplexing problems and situations of life. Grant to us discerning hearts and minds, in order that we may recognize the difficulty and complexity of the situation, weigh the evidence presented to us and act in accordance with Thy word of Truth.

Let the words of our mouths and the meditations of our hearts be acceptable in Thy sight, O Lord, our strength and our Redeemer. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, April 20 and Tuesday, April 21, 1959? If not, and without objection, the Journal is approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, April 28, 1959 will be postponed until printed.

The Chair hears none.

The SPEAKER. The Chair requests the gentleman from Fayette, Mr. Wheeler, to preside temporarily.

Mr. WHEELER IN THE CHAIR.

BILLS INTRODUCED AND REFERRED

By Messrs. OGILVIE, HOCKER, NEEDHAM and WARGO. HOUSE BILL No. 1483.

An Act amending "The County Code" approved August 9, 1955 (P. L. 323), authorizing appropriations to posts of the Society of the 28th Division A.E.F. Inc. to help defray the costs of Memorial Day and Armistice Day and authorizing such organizations to collect, prepare and file data concerning burial places of military, naval and other combat personnel with the county commissioners.

Referred to the Committee on Appropriations.

By Messrs. P. J. MURPHY, FILO, A. J. MURPHY and WILT. HOUSE BILL No. 1484.

An Act amending the act of June 1, 1956 (P. L. 1944), entitled "An act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities, boroughs, incorporated towns and townships, for their road, street and bridge purposes; * * *," defining the formula used to determine the amount of payments to be made to the political subdivisions.

Referred to the Committee on State Government.

By Mr. A. J. MURPHY, Mrs. HENZEL, Mrs. KERNAGHAN and Mr. ROVANSEK. HOUSE BILL No. 1485.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), expanding the authority of boroughs to make annual appropriations for nursing services.

Referred to the Committee on Boroughs.

By Messrs. O'DELL, MAGEE and McCANDLESS. HOUSE BILL No. 1486.

An Act ratifying, confirming and validating certain sales of unused and unnecessary lands sold by any board of school directors.

Referred to the Committee on Judiciary.

By Mr. DENGLER and Mrs. KERNAGHAN. HOUSE BILL No. 1487.

An Act amending "The First Class Township Code," approved June 24, 1931 (P. L. 1206), requiring property owners to keep rear alleys and driveways in good order and repair.

Referred to the Committee on Townships.

By Messrs. BRETH and PRICE. HOUSE BILL No. 1488.

An Act amending the act of April 22, 1953 (P. L. 184) entitled "An act to continue the imposition of the tax on gross premiums * * * by foreign insurance companies, associations and exchanges, further providing for the distribution of amounts received from tax on foreign fire insurance companies.

Referred to the Committee on Ways and Means.

By Messrs. ROVANSEK, BLAIR and O'DELL. HOUSE BILL No. 1489.

An Act amending the "Local Tax Enabling Law," approved June 25, 1947 (P. L. 1145), permitting one or more political subdivisions to levy a tax not to exceed 1% on wages, salaries, commissions and other earned income of individuals.

Referred to the Committee on State Government.

By Mrs. KERNAGHAN, Mrs. HENZEL, Mrs. PASHLEY, and Mrs. KOOKER.

HOUSE BILL No. 1490.

An Act providing for posting of notice by retailers of the place where certain poultry was processed, notice of inspection of such poultry for wholesomness; imposing duties on the Department of Agriculture; and providing penalties.

Referred to the Committee on Agriculture and Dairy Industries.

By Messrs. BRETH, PETROSKY, WHEELER, ROVANSEK, A. J. MURPHY, FILO, RENWICK POLEN, McCANN and O'NEIL.

HOUSE BILL No. 1491.

An Act authorizing and directing the Department of Highways, in cooperation with the Department of Mines and Mineral Industries, to construct strips of highways using coal as a road building material.

Referred to the Committee on Appropriations.

By Messrs. WALSH, AGNEW and STEVENS.

HOUSE BILL No. 1492.

An Act amending the act of June 21, 1939 (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; * * *," transferring duties of the Board of Property Assessment Appeals and Review to a director of assessments, board of appeal and office manager, and abolishing the Board of Property Assessment, Appeal and Review; * * *.

Referred to the Committee on Cities—Counties Second and Second Class A.

REPORTS FROM COMMITTEE

Mr. POLASKI from the Committee on Cities Third Class, reported as amended, House Bill No. 1017, entitled:

An Act amending the act of May 23, 1945 (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," providing for a pension to widows of employes retired on pension or killed in the service and providing for an increase in contributions into the retirement fund.

Mr. POLASKI from the Committee on Cities Third Class, reported as amended, House Bill No. 1052, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), providing for payments to widows of policemen, firemen and employes retired on pension or killed in the service; and providing for an increase in contributions into the retirement fund.

Mr. OGILVIE from the Committee on Cities Third Class, reported as committed, House Bill No. 1453, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), regulating contract procedures and advertising for bids.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL NO. 499.

Commonwealth of Pennsylvania
Governor's Office, Harrisburg

April 27, 1959

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 499, Printer's No. 136, entitled "An Act amending the act of June 1, 1945 (P. L. 1340) entitled 'Motor Vehicle Safety Responsibility Act' by changing the short title of the act."

DAVID L. LAWRENCE

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 359, entitled:

An Act amending the "Urban Redevelopment Law" approved May 24, 1945 (P. L. 991) extending the provisions of the act to include boroughs except in counties of the second class.

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 420, entitled:

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90) imposing duties on enforcement officers and investigators.

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 515, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) establishing the State Auctioneers' Commission as a departmental administrative commission in the Department of Public Instruction.

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 598, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) excluding certain contracts or purchases for operation of public works from requirement of advertising and bidding.

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 609, entitled:

An Act amending the act of May 29, 1917 (P. L. 322) entitled "An act to give protection and to regulate the catching or taking or having in possession within this Commonwealth of any bullfrogs tadpoles and terrapin * * *" making this act apply to turtles frogs and tadpoles changing creel limits and revising methods of taking.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 635, entitled:

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90) changing the time within which notice of a hearing is issued and requiring notice of violations as a prerequisite to imposition of a penalty suspension or revocation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 752, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) authorizing the inclusion of costs of treasurers' bonds and auditing of treasurers' accounts in estimates of costs of educating handicapped children and providing for reimbursements

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 761, entitled:

An Act repealing the act of March 9, 1771 (1 Sm L 313) entitled "An act to prevent the destruction of rock-fish and oysters."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 762, entitled:

An Act amending the act of June 25, 1913 (P. L. 555) entitled "An act providing for the regulation of dams or other structures * * * projecting into all streams and bodies of water wholly or partly within or forming part of the boundary of this Commonwealth * * *" authorizing the construction and repair of certain bridges in townships of the second class without the consent of the Water and Power Resources Board.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 796, entitled:

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90) further defining powers of courts on appeals.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 797, entitled:

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90) further defining the powers of courts on appeals.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 851, entitled:

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333) authorizing veterans to gain residence as electors at homes for disabled and indigent soldiers and sailors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1058, entitled:

An Act relating to plumbing providing for the regulation of persons engaged in plumbing prescribing the powers and duties of the Department of Health and those of local governments with respect thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1059, entitled:

An Act relating to licensing of persons engaged in plumbing creating a State Plumbing Board in the Department of Public Instruction prescribing its powers and duties and those of local governments with respect thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1062, entitled:

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333) increasing the terms of office of judges and inspectors of elections.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1065, entitled:

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90) further regulating the issuance of club liquor licenses and catering licenses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1072, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) prohibiting the lease or sale of borough owned electric light plants without a majority vote of the electorate.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1075, entitled:

An Act relating to sewage and water facilities in realty subdivisions imposing duties on recorders of deeds grant-

ing powers to and imposing duties upon the Department of Health and its designated representatives and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1085, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Examiners of Public Accountants.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1086, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Board of Chiropractic Examiners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1087, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of State Board of Nurse Examiners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1088, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Optometrical Examiners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1089, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Board of Chiropody Examiners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1090, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Board of Barber Examiners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1091, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Registration Board for Professional Engineers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1092, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasng the compensation of members of the State Dental Council and Examining Board.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1093, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Pharmacy.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1094, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and changing the membership of the State Board of Medical Education and Licensure.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1095, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Real Estate Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1096, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Board of Cosmetology.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1097, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the com-

pensation of members and the State Board of Osteopathic Examiners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1098, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Veterinary Medical Examiners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1099, entitled:

An Act amending "The Professional Nursing Law" approved May 22, 1951 (P. L. 317) providing for biennial registration.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1111, entitled:

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90) limiting the transfer of distributor's and importing distributor's licenses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1129, entitled:

An Act amending the act of June 12, 1931, (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes private convalescent homes and private hospitals * * *" providing for a provisional license.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1143, entitled:

An Act amending the "Business Corporation Law" approved May 5, 1933 (P. L. 364) providing for the corporate name the contents of the articles of incorporation and articles of merger prescribing the method of cancelling treasury shares and the maner of giving notice of the winding up proceedings.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1144, entitled:

An Act amending the "Nonprofit Corporation Law" of May 5, 1933 (P. L. 289) providing for the expiration of registered names if the corporation is not formed within one year from the date of registration and deleting the proof of advertisement as a requirement for the granting of a certificate of authority to a foreign nonprofit corporation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1145, entitled:

An Act amending the act of June 8, 1911 (P. L. 710) entitled "An act to regulate the doing of business in this Commonwealth by foreign corporations * * *" providing for the withdrawal from business and the surrender of the certificate of authority.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1213, entitled:

An Act amending "The Mental Health Act of 1951" approved June 12 1951 (P. L. 533) further regulating the payment of costs for the care of patients and limiting liability for such payment.

And said bill having read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1215, entitled:

An Act relating to the satisfaction of mortages in counties of the second third, fourth, fifth, sixth, seventh and eighth classes by the recording of a satisfaction piece prescribing forms therefor and fixing fees for the recording thereof.

And said bill having read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1231, entitled:

An Act amending the "Liquor Code" approved April 12, 1951 (P. L. 90), excepting certain restaurants at airports from the quota limitations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1271, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519), authorizing the Shade Tree Commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy plants, shrubs and shade trees and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1331, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for the election of directors where a union or merged district is formed from an existing union or merged district and one or more other districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1332, entitled:

An Act amending the "Business Corporation Law" approved May 5, 1933 (P. L. 364), changing the law as to the merger or consolidation of parent and wholly-owned subsidiary corporations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1346, entitled:

An Act amending the "Optometrists' Licensure Law" approved March 30, 1917 (P. L. 21), further regulating the refusal cancellation revocation and suspension of licenses providing for rules and regulations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1361, entitled:

An Act amending the act of May 24, 1917 (P. L. 268), entitled "An act to increase the powers of courts in proceedings for desertion and non-support of wives, children, or aged parents * * *" further regulating the giving of security in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1366, entitled:

An Act amending the "Anthracite Coal Mining Law" approved June 2, 1891 (P. L. 176), requiring the examination of collieries every two months.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1367, entitled:

An Act amending the act of June 2, 1891 (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania * * *" requiring all mine foremen and assistants to have a certificate of qualification or service

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1368, entitled:

An Act amending the "Anthracite Coal Mining Law" approved June 2, 1891 (P. L. 176) regulating the use of electrically operated automotive mining loading or conveying machinery

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1369, entitled:

An Act amending the act of June 2, 1891 (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" requiring maps or plans of workings or excavations to be made

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1370, entitled:

An Act amending the "Anthracite Strip Mining Law" approved June 27, 1947 (P. L. 1095) regulating the distance of mining from highways

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1371, entitled:

An Act amending the "Anthracite Coal Mining Law" approved June 2, 1891 (P. L. 176) further regulating the erection of props timber or temporary roof jacks

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1378, entitled:

An Act amending the act of February 9, 1901 (P. L. 3) entitled "An act to provide for increasing the capital stock and indebtedness of corporations" permitting corporations to mortgage or encumber all or any portion of its property without authorization of the stockholders

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1381, entitled:

An Act providing for the certification by the Secretary of Health of operators in responsible charge of water supply systems and water treatment plants specifying the classifications of water supply systems and water treatment plants and the grades of certificates for operators thereof requiring that only certified operators may operate certain plants and systems providing for revocation and suspension of certificates and providing for penalties and civil relief

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1382, entitled:

An Act providing for the certification by the Sanitary Water Board of operators in responsible charge of sewage treatment plants specifying the classifications of sewage treatment plants and the grades of certificates for operators thereof requiring that only certified operators may operate certain plants providing for revocation and suspension of certificates and providing for penalties and civil relief

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1384, entitled:

An Act amending "The Mental Health Act of 1951 (P. L. 533) regulating voluntary admission of minors to institutions and further regulating emergency commitments

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1406, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) providing that the tax upon intrastate telephone and telegraph service shall be computed on the basis of the total amount billed to customers periodically

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Fayette, Mr. Wheeler, for presiding.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. SNIDER for today because of illness.

Mrs. Varallo for Mr. TRUSIO for today because of illness.

Mr. Gibson for Mr. EDWARDS for today.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 260, entitled:

An Act creating and establishing the Legislative Budget and Finance Committee providing for its membership prescribing its powers functions and duties * * *

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1422, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957" deleting certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said deletions.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1423, entitled:

A Supplement to the act approved the nineteenth day of July one thousand nine hundred fifty-seven (Appropriation Acts page 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957" by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred fifty-nine.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 266, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" further providing for salaries of mayor and councilmen in newly created cities.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 141, entitled:

An Act imposing liability upon parents for the wilful and malicious acts of children over seven and under seventeen years of age setting limitations and providing procedure for recovery.

RECONSIDERATION OF VOTE

Mrs. HENZEL. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. FINEMAN. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mrs. HENZEL asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1, page 2, lines 3 and 4, by striking out "or persons who stand in loco parentis with respect to any child"

Amend Sec. 1, page 2, line 5, by inserting after "parents" "or persons who stand in loco parentis with respect to any child"

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 405, entitled:

An Act amending the "Anthracite Strip Mining Law" approved June 27, 1947 (P. L. 1095) authorizing cities boroughs and townships to regulate and supervise the use of explosives for blasting.

On the question,
Shall the bill pass finally?

Mr. WARGO. Mr. Speaker and Members of the House, I understand perhaps there is a lot of opposition to this bill, perhaps rightfully so, but I shall read into the record a letter from one of the municipalities that is very much interested in this type legislation and I quote as follows:

> The Council of the City of Carbondale also believes that some legislation must be adopted which would put a stop to damages being caused to homes by reason of the concussion which occurs from dynamiting the overburden at strip mine operations. The City, on behalf of numerous of its residents, have filed complaints with State Officials in regard to this matter; the complaints have been duly investigated and the Officials have reported that they have found that there has not been any violation of existing laws or regulations pertaining to blasting.

In spite of the fact that there are no violations, damage to property is continuing daily and shows a need for additional legislation to take care of such matters. It is not uncommon for homes within a radius of more than a mile of the stripping operation to be severely damaged in that windowpanes are broken, plaster loosened, and supporting walls cracked.

Now, Mr. Speaker, I feel that if a mayor or burgess can go in there and ask these operators to cut down on their charges, they would get their coal and their homes would be protected.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—130

Agnew,	Foerster,	McDonald,	Rigby,
Anderson,	Fox,	McKeever,	Riley,
Arlene,	Frank,	McLaughlin,	Rovansek,
Balthaser,	Frascella,	Machmer,	Royer,
Bell,	Gailey,	Maxwell,	Rudisill,
Boles,	Gallagher,	Meholchick,	Sakulsky,
Bonner,	Garlock,	Mihm,	Scarcelli,
Branca,	Gelfand,	Mills,	Schaaf,
Brenninger,	Gibb,	Monroe,	Schuster,
Breth,	Goldstein,	Muldowney,	Schwartz,
Burns,	Hamilton,	Mullen,	Sherman,
Capano,	Heavey,	Munley,	Shupnik,
Capitolo,	Henzel,	Murphy, A.J., Jr.,	Silverman,
Cianfrani,	Holt,	Murray, J. J.,	Stank,
Cioffi,	Horst,	Musto,	Stevens,
Clarke,	Irvis,	Needham,	Stone,
Comer,	Jenkins,	Nelson,	Sullivan,
Crossin,	Jim,	O'Dell,	Taylor,
Curwood,	Johnson, R.,	O'Donnell, J. A.,	Varallo,
Dengler,	Kamyk,	O'Donnell, J. P.,	Varner,
Dennis,	Kooker,	O'Neil,	Verona,
Devlin,	Kornick,	Parlante,	Walsh,
Donahue,	Kovolenko,	Pashley,	Wargo,
Donaldson,	Kubitsky,	Perry, H. H.,	Welsh,
Dougherty,	Lamb,	Perry, P. E.,	Wheeler,
Down,	Leonard,	Petrosky,	Williams, A.D., Jr.,
Eilberg,	Limper,	Polaski,	Willaredt,
Farabaugh,	Lopresti,	Polen,	Worley,
Fetterolf,	Luigard,	Prendergast,	Yatron,
Filo,	Lutty,	Price,	Yetter,
Fineman,	McCandless,	Reibman,	Andrews,
Floyd,	McCann,	Reidenbach,	Speaker
Flynn,	McCormack,	Renwick,	

NAYS—65

Auker,	Gramlich,	Lippincott,	Snare,
Ashton,	Guthrie,	McInroy,	Steckel,
Barton,	Heffner,	Magee,	Stewart,
Boris,	Helm,	Mahan,	Stimmel,
Bower,	Hocker,	Markley,	Stoner,
Bowman,	Holliday,	Merry,	Strausser,
Brown,	Isaacs,	Miller, B. Z.,	Stroup,
Buchanan,	Johnson, A. W.,	Miller, H. G.,	Tompkins,
Davis,	Kee,	Murphy, P. J.,	Ujobai,
Dennison,	Keiser,	Murray, H. P.	Wall,
Eshback,	Kernaghan,	Murray, P. G.,	Weidner,
Eshleman,	Kessler,	Naugle,	Whittaker,
Ewing,	Korns,	Odorisio,	Williams, E. S.,
Fulmer,	Lee, A. M.,	Ogilvie,	Wilt,
Gibson,	Lee, K. B.,	Pursley,	Wood,
Goodrich,	Light,	Seltzer,	Wynd,
			Zimmerman,

NOT VOTING—14

Blair,	George,	Jump,	Thompson,
Cooper,	Haudenshield,	Knecht,	Trusio,
Edwards,	Jones, T. H. W.,	Moran,	Wescott,
		Snider,	Willard,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

MOTION TO RECONSIDER VOTE ON HOUSE BILL No. 829

Mr. LAMB. Mr. Speaker, I move that the vote by which House Bill No. 829, Printer's No. 273, entitled:

"An Act amending 'The General County Assessment Law' approved May 22, 1933 (P. L. 853) removing the restrictions placed upon the expenditure of tax moneys paid under protest eliminating the payment of interest on refunds." was defeated on Final Passage Monday, April 27, 1959, be reconsidered.

Mr. CLARKE. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Allegheny, Mr. Lamb vote on the final passage of this bill?

Mr. LAMB. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Allegheny, Mr. Clarke vote on the final pasage of this bill?

Mr. CLARKE. Mr. Speaker, I voted with the prevailing side.

On the question,
Will the House agree to the motion?

It was agreed to.

On the question recurring,
Shall the bill pass finally?

BILL POSTPONED

Mr. LAMB. Mr. Speaker, I move that this bill be placed on the final passage postpoined calendar.

The motion was agreed to.

BILL ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILL

Mr. A. M. LEE asked and obtained unanimouse consent to extend the time five days on House Bill No. 310, Printer's No. 66, on page 15 of today's calendar, bills on final passage postponed.

PERMISSION TO ADDRESS HOUSE

Mr. McCORMACK asked and obtained unanimous consent to address the House.

Mr. Speaker, I would just like to make a few remarks and addres myself to House Rule 60 which provides for the decorum of the Members of the House druring debate and during roll calls.

It has been very disturbing to me since I have been a Member here, and it was particularly noticeable yesterday during the debate, with the demeanor of a lot of Members of the House while a Member is on the floor debating a bill. Now that rule, as we well know, provides that while a man is on the floor speaking we should not pass up and down the aisles, nor while the vote is being taken should we walk up and down and across the aisles and continue conversation.

It sems to me that there has been a noticeable disregard and relaxation of the rule, and I think the situation is getting worse. It is very disconcerting to get on the floor and have people, employes and Members, walk right in front of you and conduct their business while you are trying to concentrate on what is going on.

It is not too much dissimilar to the floor of the New York Stock Exchange on a busy afternoon, and I would ask the Members if they would please observe Rule 60.

The SPEAKER. The Chair is in agreement with the tenor of the gentleman's remarks. We would call to the attention of the gentleman from Philadelphia that now and then pages engaged upon the necesasry business of the House do pass, come and go, in the discharge of their duties. So there is a difference between the Members running at large and the pages of the House.

DEMOCRATIC CAUCUS

Mr. McCANN. Mr. Speaker, I ask at this time that the House recess for a period of 30 minutes and I ask that all the Democratic Members of the House report immediately to the new House Caucus Room.

REPUBLICAN CAUCUS

Mr. A. W. JOHNSON. Mr. Speaker, I would also like to call a Republican caucus in the old House Caucus Room immediately.

RECESS

The SPEAKER. Without objection, the Chair declares a recess of one-half hour. The Chair hears none.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

REVENUE BILLS ON THIRD READING

Mr. McCANN asked and obtained unanimous consent to call up revenue bills on the third reading calendar out of order.

Mr. Speaker, I call up House Bill 655, Printer's No. 395 on page 16 of today's calendar.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 655, entitled as follows:

An Act reenacting and amending "The Realty Transfer Tax Act" approved December 27, 1951 (P. L. 1742) imposing the tax permanently.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. A. W. JOHNSON. Mr. Speaker, I would like to make a few remarks on this particular bill.

It is the real estate transfer tax. It was put on the first time in 1951 as a temporary measure. It was put on at a time when about $150 million had to be raised in order to balance the budget in Governor Fine's first biennium. It has been continued on a temporary basis ever since, and now it is being made permanent.

We realize there is a frightful need for revenue, but most people in the state do not like this particular tax. The home builders claim it has been a tremendous impediment to the sale of homes and the building of new homes. While it probably is a necessary adjunct of our tax structure at this time, it is unfair. But with the problem facing our Commonwealth, it seems that it has to be reenacted. I for one will look for the day when we can repeal this tax so that home building, which is one of the greatest industries in Pennsylvania today and is really building up our great state, can be free from the impediment of this real estate transfer tax.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—182

Anderson,	Frascella,	McCann,	Riley,
Arlene,	Fulmer,	McCormack,	Rovansek,
Ashton,	Gailey,	McDonald,	Royer,
Balthaser,	Gallagher,	McInroy,	Rudisill,
Barton,	Garlock,	McKeever,	Sakulsky,
Bell,	Gelfand,	McLaughlin,	Scarcelli,
Blair,	George,	Machmer,	Schaaf,
Boies,	Gibb,	Magee,	Schuster,
Bonner,	Gibson,	Mahan,	Schwartz,
Boris,	Goldstein,	Markley,	Seltzer,
Bower,	Goodrich,	Maxwell,	Sherman,
Bowman,	Gramlich,	Meholchick,	Shupnik,
Branca,	Guthrie,	Merry,	Silverman,
Brenninger,	Hamilton,	Mihm,	Snare,
Breth,	Heavey,	Miller, B. Z.,	Stank,
Brown,	Heffner,	Mills,	Steckel,
Buchanan,	Helm,	Monroe,	Stevens,
Burns,	Henzel,	Muldowney,	Stimmel,
Capano,	Hocker,	Mullen,	Stone,
Capitolo,	Holt,	Munley,	Stoner,
Cianfrani,	Irvis,	Murphy, A.J., Jr.,	Strausser,
Cioffi,	Jenkins,	Murray, H. P.	Stroup,
Clarke,	Jim,	Murphy, P. J.,	Sullivan,
Comer,	Johnson, A. W.,	Murray, J. J.,	Taylor,
Crossin,	Johnson, R.,	Musto,	Tompkins,
Curwood,	Jones, T. H. W.,	Naugle,	Ujobai,
Davis,	Jump,	Needham,	Varallo,
Dengler,	Kamyk,	Nelson,	Varner,
Dennis,	Kee,	O'Donnell, J. A.,	Verona,
Dennison,	Keiser,	O'Donnell, J. P.,	Wall,
Devlin,	Kernaghan,	Ogilvie,	Walsh,
Donahue,	Kooker,	O'Neil,	Wargo,
Donaldson,	Kornick,	Parlante,	Weidner,
Dougherty,	Korns,	Pashley,	Welsh,
Eilberg,	Kovolenko,	Perry, H. H.,	Wheeler,
Eshback,	Kubitsky,	Perry, P. E.,	Whittaker,
Eshleman,	Lamb,	Petrosky,	Williams, E. S.,
Farabaugh,	Lee, A. M.,	Polaski,	Willaredt,
Fetterolf,	Lee, K. B.,	Polen,	Wood,
Filo,	Leonard,	Prendergast,	Wynd,
Fineman,	Limper,	Price,	Yatron,
Floyd,	Lippincott,	Pursley,	Yetter,

Flynn,	Lopresti,	Reibman,	Zimmerman,
Foerster,	Luigard,	Reidenbach,	Andrews,
Fox,	Lutty,	Renwick,	Speaker
Frank,	McCandless,	Rigby,	

NAYS—19

Agnew,	Horst,	Murray, P. G.,	Williams, A.D., Jr.,
Auker,	Isaacs,	O'Dell,	Willard,
Down,	Kessler,	Odorisio,	Wilt,
Ewing,	Light,	Stewart,	Worley,
Holliday,	Miller, H. G.,	Wescott,	

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Mr. McCANN. Mr. Speaker, I call up on page 16 of today's calendar, House Bill No. 657, Printer's No. 397.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 657, entitled as follows:

An Act amending the "Corporation Income Tax Law" approved August 24, 1951 (P. L. 1417) increasing the rate of tax.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Fulmer,	McCann,	Rovansek,
Anderson,	Gailey,	McCormack,	Royer,
Arlene,	Gallagher,	McDonald,	Rudisill,
Ashton,	Garlock,	McInroy,	Sakulsky,
Balthaser,	Gelfand,	McKeever,	Scarcelli,
Barton,	George,	McLaughlin,	Schaaf,
Bell,	Gibb,	Machmer,	Schuster,
Blair,	Gibson,	Magee,	Schwartz,
Boies,	Goldstein,	Mahan,	Seltzer,
Bonner,	Goodrich,	Markley,	Sherman,
Boris,	Gramlich,	Maxwell,	Shupnik,
Bower,	Guthrie,	Meholchick,	Silverman,
Bowman,	Hamilton,	Merry,	Snare,
Branca,	Heavey,	Mihm,	Stank,
Brenninger,	Heffner,	Miller, B. Z.,	Steckel,
Breth,	Helm,	Mills,	Stevens,
Brown,	Henzel,	Monroe,	Stewart,
Buchanan,	Hocker,	Muldowney,	Stimmel,
Burns,	Holliday,	Mullen,	Stone,
Capano,	Holt,	Munley,	Stoner,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Strausser,
Cianfrani,	Irvis,	Murphy, P. J.,	Stroup,
Cioffi,	Isaacs,	Murray, H. P.	Sullivan,
Clarke,	Jenkins,	Murray, P. G.,	Taylor,
Comer,	Jim,	Murray, J. J.,	Tompkins,
Crossin,	Johnson, A. W.,	Musto,	Ujobai,
Curwood,	Johnson, R.,	Naugle,	Varallo,
Davis,	Jones, T. H. W.,	Needham,	Varner,
Dengler,	Jump,	Nelson,	Verona,
Dennis,	Kamyk,	O'Dell,	Wall,
Dennison,	Kee,	O'Donnell, J. A.,	Walsh,
Devlin,	Keiser,	O'Donnell, J. P.,	Wargo,
Donahue,	Kernaghan,	Odorisio,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Kornick,	Parlante,	Wheeler,
Eilberg,	Korns,	Pashley,	Whittaker,
Eshback,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshleman,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Ewing,	Lamb,	Petrosky,	Willard,
Farabaugh,	Lee, A. M.,	Polaski,	Willaredt,
Fetterolf,	Lee, K. B.,	Polen,	Wilt,
Filo,	Leonard,	Prendergast,	Wood,
Fineman,	Light,	Price,	Worley,
Floyd,	Limper,	Pursley,	Wynd,
Flynn,	Lippincott,	Reibman,	Yatron,
Foerster,	Lopresti,	Reidenbach,	Yetter,
Fox,	Luigard,	Renwick,	Zimmerman,
Frank,	Lutty,	Rigby,	Andrews,
Frascella,	McCandless,	Riley,	Speaker

NAYS—2

Auker,	Miller, H. G.,

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Mr. McCANN. Mr. Speaker, I call up on page 16 of today's calendar, House Bill No. 658, Printer's No. 398.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 658, entitled as follows:

An Act amending the "Corporate Net Income Tax Act" approved May 16, 1935 (P. L. 208) increasing the rate of tax.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, P. G.,	Taylor,
Clarke,	Jim,	Murray, J. J.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,

Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS FOR CONCURRENCE IN SENATE AMENDMENTS

Mr. McCANN. Mr. Speaker, I call up on page 26 of today's calendar, House Bill No. 619, Printer's No. 244, bills for concurrence in Senate amendments.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 619.

An Act amending the act of July 8 1957 (P L 594) entitled "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes requiring persons engaged in the sale of cigarettes to secure licenses prescribing the method and manner of collecting such tax making it unlawful to sell or possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and other persons making an appropriation and providing penalties" continuing the additional excise tax for a limited period of time and imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund

With the information that the Senate had passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the Amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 8, by inserting after the word "penalties" the words "continuing the additional excise tax for a limited period of time and"; Section 1, page 2, line 12, by striking out at the beginning of the line the figures "1959" and inserting in lieu thereof the figures "1961"; page 3, line 10 by inserting after the word "Fund" the words "the interest thereon and the cost of administering the fund."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. McCANN. Mr. Speaker, I request permission of the House, before I request the House to concur, to state to the Members of this House that it is not the intention of the membership on this side of the House to bring in from the Committee on Ways and Means a House bill dealing with an additional cigarette tax.

Mr. Speaker, I request that the amendments placed in House Bill 619, Printer's No. 244, by the Senate be concurred in by the House.

Mr. TOMPKINS. Mr. Speaker, a bigger issue is here involved than whether we concur in an amendment inserted by the Senate.

We passed this bill originally in this House in pursuance of a mandate of the people that a bonus be paid to veterans of the Korean conflict, with which to pay that bonus we put a tax of one cent on each package of cigarettes. That bill I voted for.

This amendment has nothing to do with taxes with which to pay for the Korean bonus. It is an additional tax of one cent on cigarettes which will be paid into the General Fund and no part of it will be used for the Korean bonus.

What we are doing is placing an additional tax of two cents on cigarettes, only one-half of which will be used for the Korean bonus. This is not what the people mandated; this is not what this original bill provided.

I do not think it is fair to the veterans of the Korean conflict to tie taxes into a bill intended for their benefit with one that also includes a tax for general revenue purposes. If the tax for general revenue purposes cannot stand on its own, we have no right to impose it through the guise of benefits for the veterans.

I oppose the concurrence.

Mr. AUKER. Mr. Speaker, I thoroughly concur in everything the previous speaker, the gentleman from Cameron, Mr. Tompkins, has said.

I think it is very unfair in the first place to put a cent of tax on cigarettes to pay the Korean bonus. I would like to remind the Members of the House and all the people of Pennsylvania that the boys who fought the Korean war, and many of them who died, many of them who are permanently disabled, did not do it just for the cigarette smokers. They did it for all the people of Pennsylvania, and all the people of Pennsylvania should help pay this Korean bonus.

I reluctantly voted for the bill when it first came up in the House because we did not have anything on which to vote except the tax on cigarettes. And I did it also with the understanding that we would have a chance to vote separately on an extra tax on cigarettes. Somehow or other we are not being given that opportunity. I think I know how, I think I know why, but I am not going to go into that end of it. I think a lot of us have been mousetrapped, and I do not like it one bit.

Another thing I want to bring out about this tax on cigarettes, and the same thing can hold true on the extra tax you are going to put on liquor and beer, and that is that you are going to begin to tax to the point of diminishing returns. You will now have, as I understand it, if this bill passes, six cents state tax on cigarettes, and there is eight cents federal tax on cigarettes. That makes fourteen cents tax on one pack of cigarettes, about 120 percent tax. I do not care whether it is a needy item or a luxury item, when you begin to tax things to that standpoint you are going to make it profitable for bootleggers and smugglers to move liquor and cigarettes into this

state from other states hand over fist, and you will not be able to stop them. You are just making it profitable for them to get into that illegal business.

I certainly ask all the Members of the House to vote against concurring in this amendment on the grounds that we stated and the grounds that Mr. Tompkins stated. It is unfair; it is unconscionable. And on those grounds alone it ought to be licked.

On the question recurring,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—187

Agnew,	Fulmer,	McCandless,	Rigby,
Anderson,	Gailey,	McCann,	Riley,
Arlene,	Gallagher,	McCormack,	Rovansek,
Ashton,	Garlock,	McDonald,	Royer,
Balthaser,	Gelfand,	McInroy,	Rudisill,
Barton,	George,	McKeever,	Sakulsky,
Bell,	Gibson,	McLaughlin,	Scarcelli,
Blair,	Goldstein,	Machmer,	Schaaf,
Boles,	Goodrich,	Magee,	Schuster,
Bonner,	Gramlich,	Mahan,	Schwartz,
Boris,	Guthrie,	Markley,	Seltzer,
Bower,	Hamilton,	Maxwell,	Sherman,
Bowman,	Heavey,	Meholchick,	Shupnik,
Branca,	Heffner,	Merry,	Silverman,
Brenninger,	Helm,	Mihm,	Snare,
Breth,	Henzel,	Miller, B. Z.,	Stank,
Brown,	Hocker,	Mills,	Steckel,
Buchanan,	Holliday,	Monroe,	Stewart,
Burns,	Holt,	Muldowney,	Stimmel,
Capano,	Horst,	Mullen,	Stone,
Capitolo,	Irvis,	Munley,	Stoner,
Cianfrani,	Isaacs,	Murphy, A.J., Jr.,	Stroup,
Cioffi,	Jenkins,	Murphy, P. J.,	Sullivan,
Clarke,	Jim,	Murray, H. P.	Taylor,
Comer,	Johnson, A. W.,	Murray, J. J.,	Ujobai,
Crossin,	Johnson, R.,	Musto,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Devlin,	Keiser,	O'Donnell, J. P.,	Wargo,
Donahue,	Kernaghan,	Odorisio,	Welsh,
Dougherty,	Kessler,	Ogilvie,	Wescott,
Eilberg,	Kooker,	O'Neil,	Wheeler,
Eshback,	Kornick,	Parlante,	Whittaker,
Eshleman,	Kovolenko,	Pashley,	Williams, A.D., Jr.,
Ewing,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Farabaugh,	Lamb,	Perry, P. E.,	Willard,
Fetterolf,	Lee, A. M.,	Petrosky,	Willaredt,
Filo,	Lee, K. B.,	Polaski,	Wood,
Fineman,	Leonard,	Polen,	Worley,
Floyd,	Light,	Prendergast,	Wynd,
Flynn,	Limper,	Price,	Yatron,
Foerster,	Lippincott,	Pursley,	Yetter,
Fox,	Lopresti,	Reibman,	Zimmerman,
Frank,	Luigard,	Reidenbach,	Andrews,
Frascella,	Lutty,	Renwick,	Speaker

NAYS—14

Auker,	Gibb,	Naugle,	Tompkins,
Dennison,	Korns,	Stevens,	Weidner,
Donaldson,	Miller, H. G.,	Strausser,	Wilt,
Down,	Murray, P. G.,		

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

Mr. McCANN. Mr. Speaker, I call up on page 26 of today's calendar, House Bill No. 620, Printer's No. 245, bills for concurrence in Senate amendments.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 620.

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund defining the powers and duties of the Governor the Auditor General the State Treasurer and the Board of Finance and Revenue in relation thereto and providing for the payment of interest on and the redemption and refunding of such bonds and making an appropriation.

With the information that the Senate had passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the Amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 3, line 9, by inserting after the word "Governor," the words "the Auditor General"; Sections 12, page 10, line 13, by inserting after the word "Fund" the words "to the State Treasurer"; page 10, line 16, by striking out after the word "of" the words "five hundred thousand dollars ($500,000)" and inserting in lieu thereof the words "three hundred thousand dollars ($300,000)"; page 10, line 19, by striking out after the word "the" the words "Auditor General" and inserting in lieu thereof "State Treasurer."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. McCANN. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,

Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REVENUE BILLS ON THIRD READING PASSED OVER

Mr. McCANN. Mr. Speaker, I request that the Revenue Bills on Third Reading, Page 16 and Page 17, be passed over in their complete order and that we go to Bills on Third Reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 50, entitled as follows:

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225), extending provisions for special permits to certain disabled persons.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Naugle,	Ujobai,
Crossin,	Johnson, R.,	Musto,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 256, Printer's No. 422, and

House Bill No. 584, Printer's No. 215,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 615, entitled as follows:

An Act amending the "State Highway Law" approved June 1, 1945 (P. L. 1242), requiring that notice be given to property owners affected when plans are approved by the Governor and requiring that lists of such property owners be furnished to the recorder of deeds for indexing purposes.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Agnew,	Frascella,	McCormack,	Rovansek,
Anderson,	Fulmer,	McDonald,	Royer,
Arlene,	Gailey,	McInroy,	Rudisill,
Ashton,	Gallagher,	McKeever,	Sakulsky,
Auker,	Garlock,	McLaughlin,	Scarcelli,
Balthaser,	Gelfand,	Machmer,	Schaaf,
Barton,	George,	Magee,	Schuster,
Bell,	Gibb,	Mahan,	Schwartz,
Blair,	Gibson,	Markley,	Seltzer,
Boles,	Goldstein,	Maxwell,	Sherman,
Bonner,	Goodrich,	Meholchick,	Shupnik,
Boris,	Gramlich,	Merry,	Silverman,
Bower,	Guthrie,	Mihm,	Snare,
Bowman,	Hamilton,	Miller, B. Z.,	Stank,
Branca,	Heavey,	Miller, H. G.,	Steckel,
Brenninger,	Heffner,	Mills,	Stevens,
Breth,	Helm,	Monroe,	Stewart,

Brown,	Henzel,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Kernaghan,	O'Donnell, J. P.,	Wargo,
Devlin,	Kessler,	Odorisio,	Weidner,
Donahue,	Kooker,	Ogilvie,	Welsh,
Donaldson,	Kornick,	O'Neil,	Wescott,
Dougherty,	Korns,	Parlante,	Wheeler,
Down,	Kovolenko,	Pashley,	Whittaker,
Eilberg,	Kubitsky,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Lamb,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lee, A. M.,	Petrosky,	Willard,
Ewing,	Lee, K. B.,	Polaski,	Willaredt,
Farabaugh,	Leonard,	Polen,	Wilt,
Fetterolf,	Light,	Prendergast,	Wood,
Filo,	Limper,	Price,	Worley,
Fineman,	Lippincott,	Pursley,	Wynd,
Floyd,	Lopresti,	Reibman,	Yatron,
Flynn,	Luigard,	Reidenbach,	Yetter,
Foerster,	Lutty,	Renwick,	Zimmerman,
Fox,	McCandless,	Rigby,	Andrews,
Frank,	McCann,	Riley,	Speaker

NAYS—2

Hocker,	Keiser,

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 682, entitled:

An Act amending the act of June 8, 1911 (P. L. 710), entitled "An act to regulate the doing of business in this Commonwealth by foreign corporations * * *" prohibiting certain foreign corporations from engaging in certain financial transactions.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—125

Agnew,	Fox,	McKeever,	Renwick,
Anderson,	Frank,	McLaughlin,	Riley,
Arlene,	Frascella,	Machmer,	Rovansek,
Balthaser,	Gailey,	Maxwell,	Rudisill,
Boies,	Gallagher,	Meholchick,	Sakulsky,
Bonner,	Garlock,	Mihm,	Scarcelli,
Bower,	Gelfand,	Mills,	Schaaf,
Branca,	Gibb,	Monroe,	Schuster,
Breth,	Hamilton,	Muldowney,	Schwartz,
Buchanan,	Heavey,	Mullen,	Sherman,
Burns,	Holt,	Munley,	Shupnik,
Capano,	Irvis,	Murphy, A.J., Jr.,	Silverman,
Capitolo,	Isaacs,	Murphy, P. J.,	Stank,
Cianfrani,	Jenkins,	Murray, J. J.,	Sullivan,
Cioffi,	Jim,	Musto,	Taylor,
Clarke,	Kamyk,	Needham,	Varallo,
Comer,	Kee,	Nelson,	Varner,
Crossin,	Kessler,	O'Donnell, J. A.,	Verona,
Curwood,	Kooker,	O'Donnell, J. P.,	Walsh,
Dennis,	Kornick,	O'Neil,	Wargo,
Dennison,	Kovolenko,	Parlante,	Welsh,
Devlin,	Kubitsky,	Pashley,	Wheeler,
Donaldson,	Lamb,	Perry, H. H.,	Whittaker,
Dougherty,	Lee, K. B.,	Perry, P. E.,	Williams,A.D.,Jr.,
Eilberg,	Leonard,	Petrosky,	Williams, E. S.,
Farabaugh,	Limper,	Polaski,	Worley,
Fetterolf,	Lopresti,	Polen,	Yatron,
Filo,	Luigard,	Prendergast,	Yetter,
Fineman,	Lutty,	Reibman,	Zimmerman,
Floyd,	McCann,	Reidenbach,	Andrews,
Flynn,	McCormack,	Stewart,	Speaker
Foerster,	McDonald,	Stone,	

NAYS—74

Ashton,	Goldstein,	McCandless,	Seltzer,
Auker,	Goodrich,	McInroy,	Snare,
Barton,	Gramlich,	Magee,	Steckel,
Bell,	Guthrie,	Mahan,	Stevens,
Blair,	Heffner,	Markley,	Stimmel,
Boris,	Henzel,	Merry,	Stoner,
Bowman,	Hocker,	Miller, B. Z.,	Strausser,
Brenninger,	Holliday,	Miller, H. G.,	Stroup,
Brown,	Horst,	Murray, H. P.	Tompkins,
Davis,	Johnson, A. W.,	Murray, P. G.,	Ujobai,
Dengler,	Johnson, R.,	Naugle,	Wall,
Donahue,	Jones, T. H. W.,	O'Dell,	Weidner,
Down,	Jump,	Odorisio,	Wescott,
Eshback,	Keiser,	Ogilvie,	Willard,
Eshleman,	Kernaghan,	Price,	Willaredt,
Ewing,	Korns,	Pursley,	Wilt,
Fulmer,	Lee, A. M.,	Rigby,	Wood,
George,	Light,	Royer,	Wynd,
Gibson,	Lippincott,		

NOT VOTING—10

Cooper,	Helm,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,
Haudenshield,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 695, entitled:

An Act amending the "Second Class County Code" approved July 28, 1953 (P. L. 723), providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,

Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 878, Printer's No. 424 and

House Bill No. 923, Printer's No. 350

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 997, entitled:

An Act designating the whitetail deer as the official State animal.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Fulmer,	McCormack,	Royer,
Anderson,	Galley,	McDonald,	Rudisill,
Arlene,	Gallagher,	McInroy,	Sakulsky,
Ashton,	Garlock,	McKeever,	Scarcelli,
Auker,	Gelfand,	McLaughlin,	Schaaf,
Balthaser,	George,	Machmer,	Schuster,
Barton,	Gibb,	Magee,	Schwartz,
Bell,	Gibson,	Mahan,	Seltzer,
Blair,	Goldstein,	Markley,	Sherman,
Boles,	Goodrich,	Maxwell,	Shupnik,
Bonner,	Gramlich,	Meholchick,	Silverman,
Boris,	Guthrie,	Merry,	Snare,
Bower,	Hamilton,	Mihm,	Stank,
Bowman,	Heavey,	Miller, B. Z.,	Steckel,
Branca,	Heffner,	Miller, H. G.,	Stevens,
Brenninger,	Helm,	Mills,	Stewart,
Breth,	Henzel,	Monroe,	Stimmel,
Brown,	Hocker,	Muldowney,	Stone,
Buchanan,	Holliday,	Mullen,	Stoner,
Burns,	Holt,	Munley,	Strausser,
Capano,	Horst,	Murphy, A.J., Jr.,	Stroup,
Capitolo,	Irvis,	Murray, H. P.	Sullivan,
Cianfrani,	Isaacs,	Murray, J. J.,	Taylor,
Cioffi,	Jenkins,	Murray, P. G.,	Tompkins,
Clarke,	Jim,	Musto,	Ujobai,
Comer,	Johnson, A. W.,	Naugle,	Varallo,
Crossin,	Johnson, R.,	Needham,	Varner,
Curwood,	Jones, T. H. W.,	Nelson,	Verona,
Davis,	Jump,	O'Dell,	Wall,
Dengler,	Kamyk,	O'Donnell, J. A.,	Walsh,
Dennis,	Kee,	O'Donnell, J. P.,	Wargo,
Dennison,	Keiser,	Odorisio,	Weidner,
Donahue,	Kernaghan,	Ogilvie,	Welsh,
Donaldson,	Kessler,	O'Neil,	Wescott,
Dougherty,	Kooker,	Parlante,	Wheeler,
Down,	Kornick,	Pashley,	Whittaker,
Eilberg,	Korns,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kovolenko,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Kubitsky,	Petrosky,	Willard,
Ewing,	Light,	Polaski,	Willaredt,
Farabaugh,	Lamb,	Polen,	Wilt,
Fetterolf,	Lee, A. M.,	Prendergast,	Wood,
Filo,	Lee, K. B.,	Price,	Worley,
Fineman,	Leonard,	Pursley,	Wynd,
Floyd,	Limper,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCann,	Riley,	Speaker
Frascella,	McCandless,	Rovansek,	

NAYS—3

Devlin,	Lippincott,	Murphy, P. J.,

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1056, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Secretary of Public Welfare and the Governor to assign to the use of the Pennsylvania Game Commission 533.8 acres of land in Union and Hunlock Townships Luzerne County.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1066, entitled:

An Act authorizing an interstate compact concerning detainers and for related purposes.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1074, entitled:

An Act amending the "Funeral Director Law" approved January 14, 1952 (P. L. 1898) providing for a State Board of Funeral Directors in the Department of Public Instruction.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1078, entitled:

An Act amending "The Dental Law" approved May 1, 1933 (P. L. 216) providing for biennial registration.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Stroup,
Capitolo,	Irvis,	Murphy, P. J.,	Strausser,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1080, entitled:

An Act amending the "Professional Engineers Registration Law" approved May 23, 1945 (P. L. 913) providing for biennial registration.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1081, entitled:

An Act amending the "Architects Registration Law" approved July 12, 1919 (P. L. 933) providing for biennial renewal of certificates and changing fees in accordance therewith.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1082, entitled:

An Act amending the "Chiropody Act of 1956" (P. L. 1206) providing for biennial renewal of registration and changing fees in accordance therewith.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1083, entitled:

An Act amending the "Osteopathic Practice Law" approved March 19, 1909 (P. L. 46) providing for biennial registration.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen.	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1084, entitled:

An Act amending the "Optometrists' Licensure Law" approved March 30, 1917 (P. L. 21) providing for biennial registration and changing fees in accordance therewith.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Galley,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1112, entitled:

An Act amending the act of June 16, 1836 (P. L. 715) entitled "An act relating to Reference and Arbitration" authorizing arbitration before the County Court of Allegheny County.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Galley,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1114, entitled:

An Act amending the "Second Class City Law" approved March 7, 1901 (P. L. 20) dispensing with advertising when certain contracts are made.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews.
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1115, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 1.49 acres more or less of land situate in Abington Township Lackawanna County.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1117, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 10.0478 acres more or less of

land situate in East Allen Township, Northampton County, Pennsylvania, with the approval of the Governor.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1119, Printer's No. 292, was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1146, entitled as follows:

An Act amending the "Domestic Corporations etc. Excise Tax Act" approved July 25, 1953 (P. L. 564), changing the due date so that the tax may be paid at any time prior to the actual issuance of the capital stock.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1149, entitled as follows:

An Act amending the act of April 29, 1874 (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations" further regulating the filling of vacancies in corporate offices.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Galley,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1170, entitled as follows:

An Act repealing the act of January 24, 1956 (P. L. 946), entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey real property situate in the Township of West Goshen, Chester County."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Galley,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1173, Printer's No. 375,
House Bill No. 1174, Printer's No. 376,
House Bill No. 1175, Printer's No. 377, and
House Bill No. 1176, Printer's No. 378,
were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1211, entitled as folows:

A Supplement to the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities and regulating the administration and the payment of such pensions" providing a period during which certain persons may join the pension fund created under the act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1214, entitled as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 72.088 acres more or less of land situate in Aleppo and Kilbuck Townships Allegheny County.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1223, entitled as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey a certain lot or tract of ground with improvements thereon in Blairsville Indiana County.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1224, entitled as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 23 acres more or less of land situate in Collier Township Allegheny County.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams,A.D.,Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1226, entitled as follows:

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class * * *" providing payments to the widow and children of members who are killed while on duty.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1227, entitled as follows:

An Act amending the "Policemen's Relief and Pension Fund Law" approved May 22, 1935 (P. L. 233) providing payments to the widow and children of mmebers who are killed while on duty.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boies,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1238, entitled as follows:

An Act amending the act of July 18, 1935 (P. L. 1314) entitled as amended "An act authorizing the utilization of the Pennsylvania State Police Training School for training persons to act as policemen * * *" changing the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1239, entitled as follows:

An Act amending "The Administration Code of 1929" approved April 9, 1929 (P. L. 177) changing the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 35, entitled as follows:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing temporary investment of city funds.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Agnew,	Fulmer,	McCormack,	Rovansek,
Anderson,	Gailey,	McDonald,	Royer,
Arlene,	Gallagher,	McInroy,	Rudisill,
Ashton,	Garlock,	McKeever,	Sakulsky,
Auker,	Gelfand,	McLaughlin,	Scarcelli,
Balthaser,	George,	Machmer,	Schaaf,
Barton,	Gibb,	Magee,	Schuster,
Bell,	Gibson,	Mahan,	Schwartz,
Blair,	Goldstein,	Markley,	Seltzer,
Boles,	Goodrich,	Maxwell,	Sherman,
Bonner,	Gramlich,	Meholchick,	Shupnik,
Boris,	Guthrie,	Merry,	Silverman,
Bower,	Hamilton,	Mihm,	Snare,
Bowman,	Heavey,	Miller, B. Z.,	Stank,
Branca,	Heffner,	Miller, H. G.,	Steckel,
Brenninger,	Helm,	Mills,	Stevens,
Breth,	Henzel,	Monroe,	Stewart,
Brown,	Hocker,	Muldowney,	Stimmel,
Buchanan,	Holliday,	Mullen,	Stone,
Burns,	Holt,	Munley,	Stoner,
Capano,	Horst,	Murphy, A.J., Jr.,	Strausser,
Capitolo,	Irvis,	Murphy, P. J.,	Stroup,
Cianfrani,	Isaacs,	Murray, H. P.	Sullivan,
Cioffi,	Jenkins,	Murray, J. J.,	Taylor,
Clarke,	Jim,	Murray, P. G.,	Tompkins,
Comer,	Johnson, A. W.,	Musto,	Ujobai,
Crossin,	Johnson, R.,	Naugle,	Varallo,
Curwood,	Jones, T. H. W.,	Needham,	Varner,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennis,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Kornick,	Parlante,	Wheeler,
Down,	Korns,	Pashley,	Whittaker,
Eilberg,	Kovolenko,	Perry, H. H.,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Perry, P. E.,	Williams, E. S.,
Eshleman,	Lamb,	Petrosky,	Willard,
Ewing,	Lee, A. M.,	Polaski,	Willaredt,
Farabaugh,	Lee, K. B.,	Polen,	Wilt,
Fetterolf,	Leonard,	Prendergast,	Wood,
Filo,	Light,	Price,	Worley,
Fineman,	Limper,	Pursley,	Wynd,
Floyd,	Lippincott,	Reibman,	Yatron,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foerster,	Luigard,	Renwick,	Zimmerman,
Fox,	Lutty,	Rigby,	Andrews,
Frank,	McCandless,	Riley,	Speaker
Frascella,	McCann,		

NAYS—0

NOT VOTING—8

Cooper,	Haudenshield,	Moran,	Thompson,
Edwards,	Knecht,	Snider,	Trusio,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS PASSED OVER

There being no objection

Senate Bill No. 250, Printer's No. 632 and

Senate Bill No. 309, Printer's No. 610

were passed over at the request of the SPEAKER.

INTERROGATION

Mr. A. W. JOHNSON. So Dean Polen will not be disappointed, I would like to have permission to interrogate him this morning.

The SPEAKER. Will the gentleman from Washington consent to be interrogated?

Mr. POLEN. I shall, Mr. Speaker.

Mr. A. W. JOHNSON. Mr. Speaker, first of all, will the gentleman please state to the House what progress he has made at his Appropriation hearings this week and what progress he has made this week on hearings.

Mr. POLEN. Mr. Speaker, we started the hearings at 9:30 yesterday with the Department of Public Instruction. We adjourned at 1:00 o'clock; we convened again in the evening at 7:00 and ran until shortly after 11:00. We reviewed at these two meetings, primarily, the subsidy program and the instructional program with the Department of Public Instruction.

We found out that, of the amount in the budget of approximately $705 million for Instruction, all but $358,000 of that amount is mandated by action of this Legislature.

We reviewed the various programs under the direct control of the Department of Public Instruction. This afternoon at 2:00 o'clock we review the State Teachers College budgets. Tomorrow at 9:30 we will review it for the institutions of higher learning and the medical schools.

I might say of the increase in the budget for the Department of Public Instruction for instruction, the increase of $80-odd million all is mandated.

Mr. A. W. JOHNSON. Mr. Speaker, there has been a series of letters circulated by the several departments on Capitol Hill to people outside of Harrisburg, who are the objects of the bounty of our budgets, urging these folks to bring pressure on the General Assembly. Some of the letters are out over the signatures of department heads, particularly the Department of Labor and Industry.

I now ask the gentleman, as a result of those letters, have you started receiving pressuring from outside to hold the line on the budget as is?

Mr. POLEN. As of this date I have not received any letters of this type.

Mr. A. W. JOHNSON. Is it reasonable for us to presume that these letters, which have been mailed out, have been sent out at the expense of the Commonwealth with postage paid by the Commonwealth?

Mr. POLEN. Mr. Speaker, I have no information on that subject. My knowledge is limited to what I have read in the newspapers, but I will be glad to ascertain the information for the Minority Leader.

Mr. A. W. JOHNSON. Mr. Speaker, as a result of these letters having been mailed all over the state, will that influence him as Chairman of the Committee in giving a fair and reasonable and adequate audit of the budget to make sure that the sums are necessary?

Mr. POLEN. Those letters or any other letters cer-

tainly would not influence the Chairman or, I believe, any member of the Committee in the consideration of this budget.

Mr. A. W. JOHNSON. A further question, Mr. Speaker. What are the gentleman's plans for next week with respect to hearings?

Mr. POLEN. Mr. Speaker, next week our plans are rather fluid, due to the fact that the inauguration of the Secretary of Internal Affairs will take up most of the day on Monday.

However, we intend to hold hearings on Wednesday and Thursday. It may be possible for us to make a decision on Monday to have some hearings on Tuesday. I do not think it is possible to get enough of the Members here to hold a meeting Monday morning and, in the afternoon, due to the caucuses of the House, it would be impossible to have them then.

It is possible that we might schedule an evening meeting on Monday, but I do not believe that is desirable.

Mr. A. W. JOHNSON. Mr. Polen, I might say this, that a large, quite a large, number of our Members come in for Monday on Sunday night, particularly the Appropriations Committee, and I believe that you could plan on quite a number of Republican Members to be present Monday morning at 9:00 o'clock if you wanted to schedule your hearings on Monday. Had you given that any thought?

Mr. POLEN. We have given it some thought but our intention was to have the Department of Welfare next, and we really would only get started with them in the short period that we would have on Monday. I will say this, Mr. Speaker, we will review the matter tomorrow, and if it is possible to hold a meeting on Monday, we will notify the members of the Appropriations Committee by mail and, if necessary, by telephone of the meeting.

Mr. A. W. JOHNSON. Mr. Speaker, I have one more question. Today on the calendar there were a number of bills which will call for issuing of licenses on a two-year basis rather than on a one-year basis. Will that mean that the Department of Public Instruction can cut down on some of the expense of running that department in view of reducing the budget?

Mr. POLEN. I understand, Mr. Speaker, that it would reduce the overhead expense of the Department of Public Instruction in the issuance of licenses under the Department of Special Licensure.

Mr. McCANN. Mr. Speaker, I would like to clear up a point here.

I am certainly glad you brought up the point about the biennial registration. Every effort is being made to save money wherever it can be done, and by these pieces of legislation the administrative costs to the Department will be reduced.

I am sure that the gentleman knows that the present estimated income in the past has been $1.6 in this field. The cost has been around $1.3 to $1.35 and I am sure the gentleman is also aware that if we can reduce this appropriation figure to stay in conformity with the Supreme Court decision, every administrative cost will be reduced wherever possible at a saving to the Commonwealth and the taxpayers.

Perhaps we should have debated those items prior to the passage of the bills, but I think everyone in all our caucuses discussed them very, very carefully.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, many people have asked regarding next week's plans of this House. For sure the House will be in session, if at all possible, Monday, Tuesday and Wednesday. It would be possible to solve some of the problems that we hope to discuss the first of the week, it may require that we would be in session on Thursday. That decision would be made Monday, but, definitely, the House will be in session Monday, Tuesday and Wednesday—and, if it is necessary, Thursday.

On Tuesday, Mr. Speaker, the House will convene at 2:30 p. m., Daylight Saving Time, so that all these wonderful ladies may attend that wonderful luncheon for the Secretary of Internal Affairs. That is the only change in time.

The SPEAKER. Ladies and gentlemen of the House, please remember that on Wednesday evening is the Gridion Dinner staged by the diligent, accurate, intelligent, compassionate, considerate, reportorial staff of the various papers stationed here at Harrisburg. Whatever good I can say of the reporters, the correspondents, the laymen, the show will be even better, Wednesday evening.

ADJOURNMENT

Mr. LUIGARD. Mr. Speaker, I move that this House do now adjourn until Monday, May 4, 1959 at 3:30 p. m. EST.

The motion was agreed to, and (at 12:35 p. m. EST) the House adjourned.

HOUSE SUPPLEMENT

STANDING COMMITTEES

AGRICULTURE AND DAIRY INDUSTRIES

Snider, Chairman, Farabaugh, Vice Chairman, Burns, Devlin, Garlock, Luigard, Machmer, Murphy, A. J., Nelson, Perry, H. H. Reibman, Shupnik, Yetter, Ashton, Korns, Light, Stoner, Stroup, Wescott, Worley.

APPROPRIATIONS

Polen, Chairman, Stank, Vice Chairman, Boies, Breth, Dougherty, Hamilton, McCormack, Mihm, Munley, Musto, Reidenbach, Snider, Wheeler, Bower, Brown, Cooper, Helm, Hocker, Tompkins, Wood.

BANKING AND BUILDING AND LOAN ASSOCIATIONS

Muldowney, Chairman, Clarke, Vice Chairman, Comer, Frascella, Gelfand, Holt, Jenkins, Lutty, Mills, Murray, John J., O'Donnell, James A., Petrosky, Sherman, Buchanan, Cooper, Gibson, Lee, Austin M., Murray, Harvey P., Murray, Paul G., Seltzer.

BOROUGHS

Filo, Chairman, Moran, Vice Chairman, Balthaser, Burns, Farabaugh, Jenkins, Kovolenko, Meholchick, Murphy, A. J., Reibman, Rudisill, Verona, Wargo, Agnew, Fox, Fulmer, Kernaghan, Kubitsky, Williams, E. S., Zimmerman.

CITIES—COUNTIES, FIRST CLASS

Limper, Chairman, Eilberg, Vice Chairman, Branca, Comer, Frascella, Heavey, Mullen, McCormack, Muldowney, Parlante, Pashley, Schwartz, Sullivan, Boris, Johnson, Robert P., Kee, Lee, Austin M., Miller, B. Z. Mrs., Stewart, Williams, Alan D., Jr.

CITIES—COUNTIES, SECOND CLASS AND SECOND CLASS A

Mihm, Chairman, Devlin, Vice Chairman, Clarke, Foerster, Irvis, Jenkins, Kamyk, Lamb, Leonard, McLaughlin, Needham, Schuster, Walsh, Donaldson, Gibb, Goldstein, Jump, Kessler, O'Dell, Rigby.

CITIES—THIRD CLASS

Walsh, Chairman, Yatron, Vice Chairman, Boies, Cioffi, Frank, Gailey, Luigard, McDonald, Polaski, Sakulsky, Schaaf, Stone, Trusio, Jump, Magee, Mahan, Miller, Harold G., Murphy, Peter J., Murray, Paul G., Ogilvie.

COUNTIES

Coiffi, Chairman, Flynn, Vice Chairman, Farabaugh, Kovolenko, McDonald, Meholchick, O'Neil, Prendergast, Renwick, Rudisill, Sakulsky, Stank, Wheeler, Barton, Down, Heffner, Light, Mahan, Pursley, Wynd.

EDUCATION

Reibman, Chairman, Anderson, Vice Chairman, Capano, Floyd, Gailey, Hamilton, Irvis, Musto, Polen, Reidenbach, Rovansek, Sherman, Yatron, Dengler, Eshleman, Goldstein.

ELECTIONS AND APPORTIONMENT

Stone, Chairman, Lopresti, Vice Chairman, Capano, Devlin, Garlock, Polen, Prendergast, Rudisill, Wargo, Wheeler, Bower, Jones, T. H. W., Royer, Tompkins, Williams, A. D. Jr.

FISHERIES

Curwood, Chairman, Yetter, Vice Chairman, Arlene, Breth, Crossin, Foerster, Frank, Jim, O'Donnell, James A., Perry, H. H., Riley, Shaaf, Trusio, Donahue, Edwards, Gramlich, Stimmel, Stone, Willard, Zimmerman.

GAME AND CONSERVATION

Breth, Chairman, Frank, Vice Chairman, Burns, Filo, Gallagher, Jim, Lamb, Machmer, Meholchick, Nelson, Renwick, Riley, Yetter, Ashton, Goodrich, Kessler, Lee, Kenneth B., McInroy, Merry, Snare.

HIGHWAYS

Comer, Chairman, Garlock, Vice Chairman, Cioffi, Curwood, Filo, Heavey, Kornick, Murray, John J., Munley, Stank, Stone, Yatron, Yetter, Davis, Down, Hocker, Jump, Murray, Harvey P., Strausser, Thompson.

INSURANCE

Hamilton, Chairman, Floyd, Vice Chairman, Crossin, Jones, C. E., Fineman, Floyd, Gelfand, Kornick, Nelson, Prendergast, Sakulsky, Schwartz, Silverman, Brown, Horst, Murray, Paul G., Naugle, Pursley, Stimmel, Willaredt.

JUDICIARY

Rudisill, Chairman, Fineman, Vice Chairman, Devlin, Eilberg, Gailey, Gelfand, Irvis, Lamb, Mihm, Reibman, Schwartz, Sherman, Stone, Agnew, Auker, Isaacs, Jones, Thomas H. W., Steckel, Tompkins, Wilt.

JUDICIARY—SPECIAL

Leonard, Chairman, McCormack, Vice Chairman, Clarke, Dennis, Devlin, Foerster, Heavey, Holt, Muldowney, Walsh, Bell, Bower, Bowman, Donaldson, Weidner.

LABOR RELATIONS

Wargo, Chairman, Welsh, Vice Chairman, Bonner, Branca, Flynn, Leonard, Limper, McKeever, McLaughlin, Moran, Parlante, Polaski, Rovansek, Eshback, Eshleman, George, Gramlich, Kee, Kubitsky, Stevens.

LAW AND ORDER

Mills, Chairman, Gailey, Vice Chairman, Curwood, Monroe, Munley, Murray, John J., O'Neil,. Scarcelli, Welsh, Yatron, Gibb, Johnson, Robert P., Knecht, Naugle, Ujobai.

LIQUOR CONTROL

Reidenbach, Chairman, Scarcelli, Vice Chairman, Boies, Curwood, Dougherty, Flynn, Maxwell, Mills, Pashley, Petrosky, Schuster, Taylor, Wargo, Barton, Boris, Brenninger, Eshback, Merry, Murphy, Peter J., Weidner.

MILITARY AFFAIRS

Needham, Chairman, Monroe, Vice Chairman, Anderson, Balthaser, Capitolo, Crossin, Kamyk, Kovolenko, McKeever, Mullen, Perry, Peter E., Scarcelli, Trusio, Bell, Fulmer, George, Ogilvie, Seltzer, Snare, Stevens.

MINES AND MINERAL INDUSTRIES

Rovansek, Chairman, Bonner, Vice Chairman, Kornick, McDonald, Meholchick, Murphy, A. J., Needham, Predergast, Stank, Verona, Buchanan, Dennison, Ewing, Knecht, Varner.

MOTOR VEHICLES

Dougherty, Chairman, McLaughlin, Vice Chairman, Branca, Cianfrani, Eilberg, Filo, Frascella, O'Neil, Parlante, Renwick, Sherman, Stone, Taylor, Brenninger, Dengler, Dennison, Ewing, Guthrie, Lippincott, Markley.

MUNICIPAL CORPORATIONS

Polaski, Chairman, Trusio, Vice Chairman, Arlene, Capitolo, Cianfrani, Holt, Jim, Mullen, O'Donnell, J. P., Perry, P. E., Riley, Schuster, Sullivan, Auker, Blair, Bowman, Fetterolf, Isaacs, Keiser, Lippincott.

PROFESSIONAL LICENSURE

Boies, Chairman, Jones, Granville E., Vice Chairman, Dennis, Dougherty, Eilberg, Fineman, Holt, Maxwell, McCormack, Schaaf, Parlante, Silverman, Shupnik, Kooker, McCandless, Miller, Beatrice Z., Odorisio, Rigby, Stewart, Whittaker.

PUBLIC HEALTH AND SANITATION

Maxwell, Chairman, Pashley, Vice Chairman, Anderson, Breth, Dennis, Jones, Granville, E. Monroe, O'Donnell, J. P., O'Neil, Silverman, Fox, Guthrie, Henzel, Kernaghan, Kooker.

PUBLIC UTILITIES AND CORPORATIONS

Petrosky, Chairman, Cianfrani, Vice Chairman, Breth, Floyd, Heavey, Lutty, Maxwell, Mills, Moran, Mudowney, Mullen, Silverman, Taylor, Gibson, Heffner, Holliday, Magee, Steckel, Thompson, Wall.

RAILROADS AND RAILWAYS

Taylor, Chairman, Schuster, Vice Chairman, Arlene, Capitolo, Gallagher, Limper, Luigard, O'Donnell, James P., Perry, Peter E., Welsh, McInroy, Miller, Harold G., O'Dell, Wall, Worley.

STATE GOVERNMENT

Schwartz, Chairman, Renwick, Vice Chairman, Comer, Fineman, Hamilton, Jones, Granville E., Lutty, Garlock, Polaski, Polen, Reidenbach, Rudisill, Snider, Haudenshield, Jones, Thomas H. W., Price, Royer, Strausser, Wilt, Wood.

TOWNSHIPS

Kornick, Chairman, Jim, Vice Chairman, Balthaser, Farabaugh, Flynn, Garlock, Jenkins, Machmer, O'Donnell, James A., Perry, H. H., Shupnik, Verona, Wheeler, Edwards, Goodrich, Horst, Korns, Lee, Kenneth B., Odorisio, Willaredt.

WAYS AND MEANS

Wheeler, Chairman, Frascella, Vice Chairman, Capano, Cioffi, Petrosky, Kamyk, Limper, McLaughlin, Musto, Polen, Snider, Walsh, Wargo, Blair, Davis, Ewing, Gibson, Price, Royer, Varner.

WELFARE

Kamyk, Chairman, Munley, Vice Chairman, Anderson, Bonner, Capano, Dennis, Frank, Leonard, Monroe, Musto, Murray, John J., Needham, Pashley, Donahue, Haudenshield, Weidner, Markley, McCandless, Ujobai, Whittaker.

WORKMEN'S COMPENSATION

Capano, Chairman, Lutty, Vice Chairman, Bonner, Branca, Cianfrani, Gallagher, Gelfand, McKeever, Moran, Rovansek, Scarcelli, Sullivan, Welsh, Fetterolf, Holliday, Keiser, Wescott, Willard, Williams, Evan S., Wynd.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., MONDAY, MAY 4, 1959. No. 40.

SENATE

MONDAY, MAY 4, 1959.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

PRAYER

The Chaplain, Rev. JOHN S. ALLISON, Pastor of the Rock Bend Methodist Church, Homewood, Pittsburgh, offered the following prayer:

O Lord and Master of us all, whate'er our name or assign, we own Thy sway, we hear Thy call, we test our lives by Thine.

Our gracious Lord, we gladly lift our hearts to Thee, because Thou art the God in Whom we live and move and have our being. At Thy throne of grace, we ask for all the precious things which Thy boundless love can give. Here in Thy presence, we confess our sins and misdoings. May they be covered by the mantle of Thy forgiving grace.

Bless our homes, our dear ones, our communities. Bless our State, our Governor and his assistants. Bless both Houses of our Legislature and, especially, bless the Members of this Senate. May they have Thy guidance as they make our laws.

Pour Thy blessing upon our Nation, upon our President and his advisors. Bless our world; may it learn to live together in peace and brotherhood.

May Thy Kingdom come and Thy Will be done, on earth as it is in heaven.

We ask these things in Christ's Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. FLEMING, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. BERGER asked and obtained leave of absence for Mr. BLASS, due to illness.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor, which were read as follows:

APPROVAL OF SENATE BILLS Nos. 255 and 256

April 29, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 255, Printer's No. 272, entitled "An Act authorizing cities of the second class to make contributions out of city funds to institutes or museums of fine art or natural history or both within such cities established by private grant or bequest and open to the public."

DAVID L. LAWRENCE.

April 29, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 256, Printer's No. 273, entitled "An Act amending the act of July 28, 1953 (P. L. 273) entitled 'Second Class County Code' authorizing contributions out of county funds to institutes or museums of fine art or natural history or both within such counties established by private grant or bequest and open to the public."

DAVID L. LAWRENCE.

NOMINATIONS BY THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE STATE REAL ESTATE COMMISSION

May 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Carl E. Shields, Butler, Butler County, for appointment as a member of the State Real Estate Commission, from June 21, 1957, until September 25, 1961, and until his successor has been appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE VALLEY FORGE PARK COMMISSION

May 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Walter F. Moses, 5028 Marvine Road, Drexel Hill, Delaware County, for reappointment as a member of the Valley Forge Park Commission, until the third Tuesday of

January 1963, and until his successor shall have been appointed and qualified.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

May 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate R. Paul Wingard, Belle Street Extension, Evans City, Butler County, for appointment as Justice of the Peace in and for the Township of Jackson, Butler County, to serve until the first Monday of January 1960, to fiill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

May 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Frederick B. McGuire, R. D. 1, Valencia, Butler County, for appointment as Justice of the Peace in for the Township of Middlesex, Butler County, to serve until the first Monday of January 1960, vice Thomas Simpson, resigned.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

May 4, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Leonard J. Durschinger, R. D. 1, Prospect, Butler County, for appointment as Justice of the Peace in and for the Township of Connoquenessing, Butler County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

HOUSE MESSAGES

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 619

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 619, entitled:

An Act amending the "Pennsylvania Cigarette Tax Act of 1957," approved July 8, 1957 (P. L. 594), imposing an additional state excise tax to provide funds to repay prinicipal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 620

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 620, entitled:

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans; creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund, * * * making an appropriation.

SENATE BILL No. 35 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 35, entitiled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," authorizing temporary investment of city funds.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE RESOLUTION No. 44 REFERRED TO COMMITTEE

He also presented extract from the Journal of the House of Representatives which was read as follows and referred to the Committee on Constitutional Changes and Federal Relations:

PORT OF ERIE

In the House of Representatives, March 18, 1959.

The Government of the United States, acting in cooperation with the Government of Canada, will soon complete the St. Lawrence Seaway, a project intended to provide a water route for ocean-going vessels from the Great Lakes to the Atlantic Ocean.

The State of Pennsylvania necessarily has a great interest in the St. Lawrence Seaway. A very large portion of the funds used in its construction was raised through Federal taxation in Pennsylvania. The Port of Erie, Pennsylvania's only Great Lakes' port is our only direct connection with the seaway. If the taxpayers of Pennsylvania are to receive the greatest benefit from their tax dollars already expended by the Federal Government, the Port of Erie must be turned into a seaport capable of accommodating ocean-going traffic. In addition it must be an effective transfer point, possessing land and air transportation facilities adequate to make a routing through Erie logical and desirable.

If the Port of Erie becomes such a seaport, then the benefits to the economy of not only northwestern Pennsylvania but to the entire Commonwealth and to states bordering Pennsylvania on the south, will be tremendous.

In recognition of this, the Federal Government has already appropriated the money necessary to dredge the Erie harbor to the depth essential for the accommodation of ocean-going vessels.

In addition to sums previously expended, the Commonwealth of Pennsylvania proposes to extend further sums in the development of the Port of Erie. The present budget contains recommendations for the expenditure of approximately six hundred thousand dollars for that purpose during the 1959-1960 biennium.

The Commonwealth has also constructed new highways and proposes to construct even more highways leading to Erie for the purpose of facilitating transportation to and from Erie.

Now the success of the entire program is in jeopardy. By a vote of 238 to 142, the House of Representatives of the Congress of the United States voted to permit the City of Chicago to divert great quantities of water from Lake Michigan. If that diversion is permitted to occur, the result will be to so lower the level of Lake Erie that proper development of the Port of Erie will be seriously affected, and the economy of our State seriously injured; therefore be it

Resolved (the Senate concurring) That the Senate of the United States be memorialized to defeat the high-handed attempt to benefit a single city at the expense of the people of the largest state; and be it further

Resolved, That each member of Congress and each United States Senator from Pennsylvania be informed of this matter and that they each be urged to take whatever steps they can to prevent Senate concurrence in the House action; and be it further

Resolved, That copies of this resolution be dispatched immediatley to the presiding officer of the Senate, Vice President Richard M. Nixon and to each member of Congress and United States Senator from Pennsylvania.

He also presented for concurrence bills of the House as follows:

House Bill No. 50, entitled:

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225), extending provisions for special permits to certain disabled persons.

Which was committed to the Committee on Forest and Waters, Game and Fish.

House Bill No. 405, entitled:

An Act amending the "Anthracite Strip Mining Law," approved June 27, 1947 (P. L. 1095), authorizing cities, boroughs and townships to regulate and supervise the use of explosives for blasting.

Which was committed to the Committee on Mines and Mineral Industries.

House Bill No. 578, entitled:

An Act amending the "Beauty Culture Law," approved May 3, 1933 (P. L. 242), changing eligibility requirements for examination.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 615, entitled:

An Act amending the "State Highway Law," approved June 1, 1945 (P. L. 1242), requiring that notice be given to property owners affected when plans are approved by the Governor, and requiring that lists of such property owners be furnished to the recorder of deeds for indexing purposes.

Which was committed to the Committee on Highways.

House Bill No. 655, entitled:

An Act reenacting and amending "The Realty Transfer Tax Act," approved December 27, 1951 (P. L. 1742), imposing the tax permanenetly; redefining documents and transactions; providing for determination of deficiencies, redetermination, reviews and appeals therefrom, imposing duties upon the Secretary of the Commonwealth; conferring additional powers and duties upon the Department of Revenue.

Which was committed to the Committee on Finance.

House Bill No. 657, entitled:

An Act amending the "Corporation Income Tax Law," approved August 24, 1951 (P. L. 1417), increasing the rate of tax.

Which was committed to the Committee on Finance.

House Bill No. 658, entitled:

An Act amending the "Corporate Net Income Tax Act," approved May 16, 1935 (P. L. 208), increasing the rate of tax.

Which was committed to the Committee on Finance.

House Bill No. 682, entitled:

An Act amending the act of June 8, 1911 (P. L. 710), entitled "An act to regulate the doing of business in this Commonwealth by foreign corporations; * * *," prohibiting certain foreign corporations from engaging in certain financial transactions.

Which was committed to the Committee on Corporations.

House Bill No. 695, entitled:

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), providing for payment to organizations of American Gold Star Mothers.

Which was committed to the Committee on Local Government.

House Bill No. 735, entitled:

An Act relating to the public lands of the Commonwealth; defining such land; providing for the sale of vacant and unimproved public lands and the price to be paid therefore; providing for the conveyance of title to vacant and unappropriated public land to the Department of Forests and Waters for forest culture, forest reservation, or State park purposes; . . .

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 738, entitled:

An Act amending the act of May 23, 1945 (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

Which was committed to the Committee on Local Government.

House Bill No. 739, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), changing the provisions of the act requiring the city to contribute to the pension fund on account of its unfunded liability.

Which was committed to the Committee on Local Government.

House Bill No. 997, entitled:

An Act designating the whitetail deer as the official State animal.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 1030, entitled:

An Act amending "The Insurance Unfair Practices Act," approved June 5, 1947 (P. L. 445), prohibiting untrue, deceptive or misleading advertising of insurance business on television.

Which was committed to the Committee on Insurance.

House Bill No. 1056, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Secretary of Public Welfare and the Governor, to assign to the use of the Pennsylvania Game Commission, 533.8 acres of land in Union and Hunlock Townships, Luzerne County.

Which was committed to the Committee on State Government.

House Bill No. 1066, entitled:

An Act authorizing an interstate compact concerning detainers and for related purposes.

Which was committed to the Committee on Judiciary General.

House Bill No. 1074, entitled:

An Act amending the "Funeral Director Law" approved January 14, 1952 (P. L. 1898) providing for a State Board of Funeral Directors in the Department of Public Instruction.

Which was committed to the Committee on Education.

House Bill No. 1078, entitled:

An Act amending "The Dental Law," approved May 1, 1933 (P. L. 216), providing for biennial registration.

Which was committed to the Committee on Education.

House Bill No. 1080, entitled:

An Act amending the "Professional Engineers Registration Law," approved May 23, 1945 (P. L. 913) providing for biennial registration.

Which was committed to the Committee on Education.

House Bill No. 1081, entitled:

An Act amending the "Architects Registration Law," approved July 12, 1919 (P. L. 933), providing for biennial renewal of certificates and changing fees in accordance therewith.

Which was committed to the Committee on Education.

House Bill No. 1082, entitled:

An Act amending the "Chiropody Act of 1956" (P. L. 1206) providing for biennial renewal of registration and changing fees in accordance therewith.

Which was committed to the Committee on Education.

House Bill No. 1083, entitled:

An Act amending the "Osteopathic Practice Law," approved March 19, 1909 (P. L. 46) providing for biennial registration.

Which was committed to the Committee on Education.

House Bill No. 1084, entitled:

An Act amending the "Optometrists' Licensure Law," approved March 30, 1917 (P. L. 21) providing for biennial registration and changing fees in accordance therewith.

Which was committed to the Committee on Education.

House Bill No. 1112, entitled:

An Act amending the act of June 16, 1836 (P. L. 715), entitled "An act relating to Reference and Arbitration," authorizing arbitartion before the County Court of Allegheny County.

Which was committed to the Committee on Judiciary General.

House Bill No. 114, entitled:

An Act amending the "Second Class City Law" approved March 7, 1901 (P. L. 20) dispensing with advertising when certain contracts are made.

Which was committed to the Committee on Local Government.

House Bill No. 1115, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 1.49 acres more or less of land situate in Abington Township, Lackawanna County.

Which was committed to the Committee on State Government.

House Bill No. 1117, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 10.0478 acres more or less of land situate in East Allen Township, Northampton County, Pennsylvania with the approval of the Governor.

Which was committed to the Committee on State Government.

House Bill No. 1146, entitled:

An Act amending the "Domestic Corporations, etc. Excise Tax Act," approved July 25, 1953 (P. L. 564) changing the due date so that the tax may be paid at any time prior to the actual issuance of the capital stock.

Which was committed to the Committee on Corporations.

House Bill No. 1149, entitled:

An Act amending the act of April 29, 1874 (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," further regulating the filling of vacancies in corporate offices.

Which was committed to the Committee on Corporations.

House Bill No. 1170, entitled:

An Act repealing the act of January 24, 1956 (P. L. 946), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey real property situate in the Township of West Goshen, Chester County."

Which was committed to the Committee on State Government.

House Bill No. 1211, entitled:

A Supplement to the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," providing a period during which certain persons may join the pension fund created under the act.

Which was committed to the Committee on Local Government.

House Bill No. 1214, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 72.088 acres, more or less, of land situate in Aleppo and Kilbuck Townships, Allegheny County.

Which was committed to the Committee on State Government.

House Bill No. 1223, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor, to sell and convey a certain lot or tract of ground with improvements thereon in Blairsville, Indiana County.

Which was committed to the Committee on State Government.

House Bill No. 1224, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 23 acres, more or less, of land situate in Collier Township, Allegheny County.

Which was committed to the Committee on State Government.

House Bill No. 1226, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; * * *," providing payments to the widow and children of members who are killed while on duty.

Which was committed to the Committee on Local Government.

House Bill No. 1227, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law," approved May 22, 1935 (P. L. 233), providing payments to the widow and children of members who are killed while on duty.

Which was committed to the Committee on Local Government.

House Bill No. 1238, entitled:

An Act amending the act of July 18, 1935 (P. L. 1314), entitled, as amended, "An act authorizing the utilization of the Pennsylvania State Police Training School for training persons to act as policemen * * *" changing the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

Which was committed to the Committee on State Government.

House Bill No. 1239, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), changing the name of the Pennsylvania State Police Training School to the Pennsylvania State Police Academy.

Which was committed to the Committee on State Government.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

House Bill No. 237, Printer's No. 63;
House Bill No. 308, Printer's No. 159;
House Bill No. 361, Printer's No. 161;
House Bill No. 619, Printer's No. 244;
House Bill No. 620, Printer's No. 245;
House Bill No. 640, Printer's No. 174;
House Bill No. 644, Printer's No. 148;
House Bill No. 693, Printer's No. 262;
House Bill No. 694, Printer's No. 149;
House Bill No. 704, Printer's No. 209;
House Bill No. 743, Printer's No. 219;
House Bill No. 882, Printer's No. 224;
House Bill No. 883, Printer's No. 225;
House Bill No. 945, Printer's No. 226; and
House Bill No. 975, Printer's No. 289,

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. FLEMING, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

MEMBER OF THE PENNSYLVANIA FAIR EMPLOYMENT PRACTICE COMMISSION

April 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Florence Reizenstein (Democrat), 1301 Inverness Street, Pittsburgh, Allegheny County, for reappointment as a member of the Pennsylvania Fair Employment Practice Commission, until February 21, 1963, or until her successor shall have been duly appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF SOMERSET STATE HOSPITAL

April 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John H. Moorehead, East Pitt Street, Bedford, Bedford County, for appointment as a member of the Board of Trustees of Somerset State Hospital, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Paul A. Young, Bedford, resigned.

DAVID L. LAWRENCE.

REPORTS FROM COMMITTEES

Mr. CONFAIR, from the Committee on Law and Order, reported as committed, House Bill No. 77, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting the sale of chicks, rabbits, ducklings and other fowl under two months of age in any quantity less than six and prohibiting the sale of certain colored or dyed chicks, rabbits, ducklings and other fowl and providing penalties.

He also, from the Committee on Law and Order, reported as committed, Senate Bill No. 373, entitled:

An Act relating to motion picture films, reels, or stereopticon views or slides; providing a system of listing the first showing of each film, reel or view and a system of registration of exhibitors, sellers, lessors and users of films, reels or views; disaproval of films, reels or views which are obsecene or unsuitable for children and of advertising matter used in connection therewith; imposing powers and duties upon the Pennsylvania State Board of Motion Picture Control; and providing penalties for the violation of this act.

He also, from the Committee on Law and Order, reported as committed, Senate Bill No. 456, entitled

An Act repealing the act of March 12, 1873 (P. L. 271), entitled "An act to prohibit the keeping of billiard rooms, bowling saloons and ten-pin alleys within two miles of the State Normal School at Mansfield, in the county of Tioga."

He also, from the Committee on Highways, reported as amended, Senate Bill No. 11, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," providing for the erection of stop signs bearing the legend "Four Way Stop."

He also, from the Committee on Highways, reported as amended, Senate Bill No. 351, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), "The Vehicle Code," providing for suspension and revocation of operator's licenses and learner's permits by the Secretary of Revenue on a point system based on offenses and violations and providing for appeals from such suspensions and revocations.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 359, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," changing provisions relating to additional fees for special registration plates.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 399, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," providing for the furnishing of an abstract of the record of investigation of any vehicle accident and prescribing a fee for such record.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 12, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," requiring that flashing emergency lamps on snow plows and cinder trucks be amber in color.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 48, entitled:

An Act amending the act of April 25, 1959 (Act No. 32), entitled "The Vehicle Code," further regulating the effect of a certificate of title showing a lien or encumbrance.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 53, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," requiring a semi-annual physical examination of school bus drivers and providing for filing a certificate of such examination with the Department of Public Instruction and the local school district.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 112, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," providing for traffic courts in cities of the third class.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 9, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," prohibiting competitive racing on highways and fixing penalties.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 27, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," further regulating markings in "No Passing Zones."

He also, from the Committee on Highways, reported as amended, Senate Bill No. 95, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," authorizing the issuance of dealer registration plates to certain collector-repossessors and limiting their use thereof.

He also, from the Committee on Highways, reported as amended, Senate Bill No. 313, entitled:

An Act amending the act of April 29 1959 (Act No 32) entitled "The Vehicle Code" requiring the Department of Revenue to issue duplicate registration cards if so requested at the time of application for registration and the prescribed fee is paid.

BILLS INTRODUCED AND REFERRED

Mr. CHAPMAN read in his place and presented to the Chair Senate Bill No. 704, entitled:

An Act amending the act of June 1, 1933 (P. L. 1172), entitled "Borough Rural State Highway Law," adding a new route in Bear Lake Borough, Warren County.

Which was committed to the Committee on Highways.

Mr. WALKER read in his place and presented to the Chair Senate Bill No. 705, entitled:

An Act amending the act of May 15, 1874 (P. L. 186), entitled "An act declaring what offices are incompatible," making the office of alderman incompatible with the office of mayor.

Which was committed to the Committee on Local Government.

Mr. HARNEY read in his place and presented to the Chair Senate Bill No. 706, entitled:

An Act amending the act of June 1, 1933 (P. L. 1172), entitled "Borough Rural State Highway Law," adding a new route in Atglen Borough, Chester County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 707, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding a new route in Chester County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 708, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding a new route in Chester County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 709, entitled:

An Act amending the act of June 1, 1933 (P. L. 1172), entitled "Borough Rural State Highway Law," adding a new route in Atglen Borough, Chester County.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 710, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding a new route in Chester County.

Which was committed to the Committee on Highways.

Messrs. SILVERT and CHAPMAN read in place and presented to the Chair Senate Bill No. 711, entitled:

An Act making an appropriation to the Pennsylvania School for the Deaf at Philadelphia.

Which was committed to the Committee on Appropriations.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, the bill I am about to introduce can aptly be called the "anti-gold digger" bill.

BILLS INTRODUCED AND REFERRED

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 712, entitled:

An Act relating to antenuptial contracts; providing for the recordation thereof.

Which was committed to the Committee on Judiciary General.

Messrs. McGINNIS and FLEMING read in place and presented to the Chair Senate Bill No. 713, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," increasing the per diem payments and traveling allowance of delegates to conventions of county associations of townships officers.

Which was committed to the Committee on Local Government.

Messrs. McGINNIS and BERGER read in place and presented to the Chair Senate Bill No. 714, entitled:

An Act amending the act of June 1, 1937 (P. L. 1168), entitled "Pennsylvania Labor Relations Act," increasing the salaries of board members.

Which was committed to the Committee on Labor and Industry.

Mr. KROMER read in his place and presented to the Chair Senate Bill No. 715, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law," adding new routes in Jefferson County.

Which was committed to the Committee on Highways.

Messrs. MULLIN and KALMAN read in place and presented to the Chair Senate Bill No. 716, entitled:

An Act amending the act of April 29, 1959 (Act No. 32) entitled "The Vehicle Code," changing the penalty for conviction of driving while under the influence of intoxicating liquor.

Which was committed to the Committee on Highways.

Mr. MULLIN read in his place and presented to the Chair Senate Bill No. 717, entitled:

An Act amending the act of March 31, 1860 (P. L. 427), entitled "Criminal Procedure Act of 1860," removing sodomy from certain provisions relating to bail.

Which was committed to the Committee on Judiciary General.

He also read in his place and presented to the Chair Senate Bill No. 718, entitled:

An Act amending the act of August 22, 1953 (P. L. 1344), entitled "The Marriage Law," authorizing notaries public to examine applicants for marriage licenses, fixing penalties.

Which was committed to the Committee on Judiciary General.

Messrs. SEYLER and McCREESH read in place and presented to the Chair Senate Bill No. 719, entitled:

An Act authorizing the display of the American War Mothers' flag on the main building of the State Capitol of the Commonwealth on Veterans' Day.

Which was committed to the Committee on Military Affairs and Aeronautics.

Messrs. SEYLER, McGINNIS and SILVERT read in place and presented to the Chair Senate Bill No. 720, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for additional compensation for teachers required to serve additional days in a school year.

Which was committed to the Committee on Education.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 721, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," requiring the use of chains on school buses in certain cases and imposing penalties.

Which was committed to the Committee on Highways.

He also read in his place and presented to the Chair Senate Bill No. 722, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," providing for the issuance of school bus operators' certificates.

Which was committed to the Committee on Highways.

Messrs. ELLIOTT and SHAFER read in place and presented to the Chair Senate Bill No. 723, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," regulating turning of vehicles by drivers.

Which was committed to the Committee on Highways.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President and Members of the Senate, several weeks ago, I spoke on the floor of this Senate in regard to the accumulation of old and obsolete laws which we have on our statute books. After consulting with a number of experts, the decision was made to sponsor legislation creating a Law Study Commission in Pennsylvania. It shall consist of nine members, three of whom shall be appointed by the Governor of Pennsylvania, three of whom shall be appointed by the President pro tempore of the Senate and three of whom shall be appointed from the Membership of the House of Representatives.

The members shall serve for a period of two years and until their successors are appointed and qualified. They shall receive no compensation for their services.

The gist of this bill, Mr. President, is that the Commission shall study and prepare plans for the codification of the stateute laws of Pennsylvania. The Commission shall prepare plans for the classification of laws, under which the statutes of Pennsylvania are classified, in categories according to the subject and in such manner that a single statute, re-enacting all of the laws contained in any category, will apply to only one subject within the meaning of Section 3, Article III, of the Constitution of Pennsylvania. Such categories shall be so arranged that each may be designated as a chapter of the codified laws of this Commonwealth.

The Commission shall be a continuing body and it shall meet and elect a Chairman.

Mr. President, I feel that we made one mistake in drafting this bill. I believe the Chairman of the Committee on Judiciary General should also act as Chairman of this particular Commission. We are at a loss to set forth any amount of appropriation, because we feel this is going to be a very huge project.

Therefore, Mr. President, after talking with the Chairman of the Committee on Judiciary General, Senator Scott, we have decided to allow the Committee, itself, to decide just what amount would be necessary for the coming biennium. We feel this legislation will accomplish a lot here in Pennsylvania because it will simply our statutes, it will do away with a lot of space which is now crowded and it will provide for a more efficient operation.

BILLS INTRODUCED AND REFERRED

Messrs. LANE, STIEFEL, SCOTT, McMENAMIN and KALMAN read in place and presented to the Chair Senate Bill No. 724, entitled:

An Act creating the Law Study Commission of Pennsylvania; defining its powers and duties, and making an appropriation.

Which was committed to the Committee on Judiciary General.

Messrs. WEINER, SCOTT, WATKINS, ROONEY and BARR read in place and presented to the Chair Senate Bill No. 725, entitled:

An Act providing for the creation and operation of the Juvenile Court Judges' Commission; prescribing its powers and duties; and making an appropriation.

Which was committed to the Committee on Judiciary General.

PERMISSION TO ADDRESS SENATE

Mr. KOPRIVER, JR. asked and obtained unanimous consent to address the Senate.

Mr. KOPRIVER, JR. Mr. President, I am about to introduced a resolution in the interest of all taxpayers and home owners in Allegheny County. I am doing so because of the widespread discontent among the boroughs, townships and third class cities over the activities—many of which are hidden from view—of the Allegheny County Sanitary Authority.

This is another of the giant Authorities over which the voters and taxpayers have practically no control; a giant that strides around the county doing as it pleases and accounting to no one for its actions.

The charge has been made that organized groups of Allegheny County citizens have received rude and discourteous treatment at the hands of those bureaucrats who are in charge of this Authority. For one thing, these citizens and property owners have been given no indication of the amounts of money that are being spent and will be spent in the future.

Since the Allegheny County Sanitary Authority will provide a large amount of sewerage service for my county, I think all of you will agree that the people of my county have a right to know what this Authority is up to. However, they do not know, and time after time have been refused the information which is their right. To meet this situation, my resolution would create an investigating committee of five Senators to probe into every corner of this high and mighty Authority. This committee would have all the usual powers of subpoena so that we may find out the truth of the matter and let that truth be known to the people of Allegheny County.

I think most of the Members of this Body have had sad experiences with Authorities. Most of you know that they are creatures of government, over which even the Legislature seems to have little control and certainly the people have less control than that.

The people of Allegheny County should know what this Sanitary Authority is up to, how much its rates will be and what it will cost home owners now and in the future. We are entitled to that information and we want to know it as soon as possible.

Therefore, Mr. President, I am presenting this resolution and ask that it be referred to the proper committee.

SENATE RESOLUTION

SENATE COMMITTEE TO INVETIGATE THE RATE-MAKING POLICY AND THE PAST AND PROPOSED EXPENDITURES OF THE ALLEGHENY COUNTY SANITARY AUTHORITY

Mr. KOPRIVER, JR. offered the following resolution (Serial No. 27), which was read and referred to the Committee on Public Health and Welfare.

In the Senate, May 4, 1959.

When completed and in operation, the Allegheny County Sanitary Authority will provide a large part of the sewage service in Allegheny County.

It has been claimed that work on this Authority is progressing slowly in an inefficient and careless manner with the resulting excessive expenditures and waste.

The charge has been made that organized groups of Allegheny County citizens, who will be affected by this new service, have received discourteous and arrogant treatment from personnal of the Authority. These citizens have been given no indication of the purpose for which undetermined sums of money have been spent, nor is there any indication of the amounts to be spent in the future. Certain communities in the Allegheny Valley have complained that the proposed rates are unjust, unfair and excessive, and that the Authority has acted in a discriminatory manner as to the rates for these communities.

If any of these allegations are true, it is the duty of the Senate to take swift remedial action to prevent continued abuse of the extraordinary powers entrusted to the Authority, curb unnecessary spending, supply property

owners with necesasry information that would allow them to be fully prepared for the added expense entailed in joining the new system and prevent unjust rates from being imposed on the citizens of Allegheny County; therefore be it

Resolved, That the President pro Tempore of the Senate appoint five members of the Senate who shall constitute a committee to investigate the rate-making policy and the past and proposed expeditures of the Allegheny County Sanitary Authority; and be it further

Resolved, That the committee shall have the power to issue subpoenas under its hand requiring and commanding any person or persons to appear before them and answer questions touching matters properly being inquired into and to produce such books, papers and documents as the committee may deem necessary. Such subpoenas shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. The committee shall have the power to administer oaths and affirmations to witnesses appearing before them. Any person who shall wilfully neglect or refuse to testify before the committee or to produce books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases; and be it further

Resolved, That the committee make a report of its findings and recommendations to the Senate at the earliest possible date before the adjournment of this Session of the General Assembly.

SENATE CONCURRENT RESOLUTION

RECALLING FROM THE GOVERNOR SENATE BILL No. 127

Mr. VAN SANT offered the following resolution, which was read, considered and agreed to:

In the Senate, May 4, 1959.

Resolved (if the House of Representatives concur) That Senate Bill No. 127, Printer's No. 136, entitled "An act amending the act of June 23, 1931 (P. L. 932) entitled 'An act relating to cities of the third class and amending revising and consolidating the law relating thereto' authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE RESOLUTION

URGING THE GOVERNOR TO ESTABLISH A RESEARCH CENTER FOR BITUMINOUS COAL IN THE BOROUGH OF BARNESBORO, CAMBRIA COUNTY, PENNSYLVANIA

Mr. WALKER offered the following resolution (Serial No. 28), which was read as follows:

In the Senate, May 4, 1959.

Vast unemployment previals in the Borough of Barnesboro, and this borough is within the most distressed area of the Commonwealth of Pennsylvania.

The Borough of Barnesboro is situated in the center of the Bituminous Coal Fields.

The Curtiss-Wright Corporation, at its Quehanna laboratories in Clearfield County, has recently developed a process wherein coal can be effectively used for road construction and surfacing.

Continued research in this field, if fruitful, could greatly alleviate the unemployment problems of this Commonwealth. Once again our most important industry, the mining of coal, could operate at full capacity, and the economy of our distressed areas could regain its stability.

The Honorable David L. Lawrence, Governor, in keeping with his efforts toward the betterment of Pennsylvania, has expressed a willingness and a desire to further the research for uses of coal.

In order to bring immediate employment to this distressed area and to eventually make possible a full utilization of our industrial potential throughout the Commonwealth, it is deemed highly advisable that a research center be established in Barnesboro, Pennsylvania; therefore, be it

Resolved, That the Senate of Pennsylvania hereby urges the Governor to establish a research center for bituminous coal, and that such research center be situated within the confines of the Borough of Barnesboro, Cambria County, Pennsylvania; and be it further

Resolved, That a copy of this resolution be transmitted to the Honorable David L. Lawrence, Governor.

Mr. WALKER. Mr. President, I request unanimous consent for the immediate consideration of this resolution.

The PRESIDENT. Is there objection?

Mr. WEINER. Mr. President, I object to the immediate consideration of this resolution at this time, and ask that it be sent to the appropriate committee for action.

The "Resolve" part of the resolution is rather sweeping in its demand. I do not believe that the Members sitting here have had an opportunity to study this resolution, much less think about it. I also think one of the problems we have at the moment is the problem of financing this and other types of research projects in which we are interested. I believe we should have an opportunity to study this problem further before we take any kind of action.

I, also, do not want to slight any of the other boroughs which may be situated in Cambria County. Therefore, we may have to widen this area where the research center would be located. For that reason, I ask that the resolution be referred to committee for further study.

The PRESIDENT. There being objection, the resolution is referred to the Committee on Mines and Mineral Industries.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President and Members of the Senate, this bill, which I am about to introduce, aims to obtain a certain correction which, in my opinion, will take care of an injustice.

As you know, Philadelphia is surrounded by an empire of suburbia. Those people who live in a suburbia get better rates on casualty insurance than the people who live in the heart of Philadelphia. Yet, a person who lives in the suburbs of Philadelphia spends most of his day and part of his evening in Philadelphia. I do not see why this differentiation is justified. For this reason, I am presenting this bill.

BILLS INTRODUCED AND REFERRED

Mr. STIEFEL. Mr. President, I ask unanimous consent to introduced a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STIEFEL read in place and presented to the Chair Senate Bill No. 726, entitled:

An Act amending the act of June 11, 1947 (P. L. 538), entitled "The Casualty and Surety Rate Regulatory Act," further regulating the making and classification of rates in certain cases.

Which was committed to the Committee on Insurance.

Mr. KELLER, Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KELLER read in place and presented to the Chair Senate Bill No. 727, entitled:

An Act to provide for two additional law judges of the court of common pleas in the seventh judicial district.

Which was committed to the Committee on Judiciary General.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. FLEMING asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. FLEMING and Mr. WADE,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

MEMBER OF THE PENNSYLVANIA FAIR EMPLOYMENT PRACTICE COMMISSION

April 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Florence Reizenstein (Demcrat), 1301 Inverness Street, Pittsburgh, Allegheny County, for reappointment as a member of the Pennsylvania Fair Employment Practice Commission, until February 21, 1963, or until her successor shall have been duly appointed and qualified.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF SOMERSET STATE HOSPITAL

Apr. 27, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John H. Moorehead, East Pitt Street, Bedford County, for appointment as a member of the Board of Trustees of Somerset State Hospital, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Paul A. Young, Bedford, resigned.

DAVID L. LAWRENCE.

A motion was made by Mr. FELMING and Mr. TAYLOR,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows. viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Camiel,	Kessler	Murray,	Stiefel,
Chapman,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. FLEMING. Mr. President, I move that the Executive Session do now rise.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills on third reading, go over in their order:

Senate Bill No. 61, Printer's No. 61;

Senate Bill No. 116, Printer's No. 695; and

Senate Bill No. 117, Printer's No. 696.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 198, entitled:

An Act reenacting and amending the act of July 27, 1955 (P L 288) entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification and requiring such owners to insert in any agreement of sale of such property a statement concerning zoning classification and legality of the use of such property and providing penalties for violations" extending the provisions of the act to cities of the second class.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution,and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Camiel,	Kessler,	Murray,	Stiefel,
Chapman,	Kopriver, Jr.,	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Walley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 216, Printer's No. 230; and
Senate Bill No. 221, Printer's No. 758.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 223, entitled:

An Act amending the act of March 10 1949 (P L 30) entitled "Public School Code of 1949" providing for payment to joint boards under certain conditions by the Commonwealth for the acceptance of non-resident pupils.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Camiel,	Kessler	Murray,	Stiefel,
Chapman,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 495, Printer's No. 671, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 610, entitled:

An Act amending the act of April 9 1929 (P L 343) entitled "The Fiscal Code" by providing for the Rehabilitation Center Fund and for disbursements therefrom repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Camiel,	Kessler	Murray,	Stiefel,
Chapman,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye',, the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 611, entitled:

An Act amending the act of May 22, 1945 (P. L. 849) entitled "Vocational Rehabilitation Act of 1945" changing the definition of vocational rehabilitation expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Camiel,	Kessler	Murray,	Stiefel,
Chapman,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 863, entitled:

An Act amending the act of February 9, 1901 (P. L. 3) entitled "An act to provide for increasing the capital stock and indebtedness of corporations" deleting certain requirements of corporate officers.

And said bill having been read at length the third and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Camiel,	Kessler	Murray,	Stiefel,
Chapman,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 14, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225) entitled "The Game Law" authorizing game to be hunted caught taken wounded or killed with auto-pistols.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 25, entitled:

An Act creating the Pennsylvania Highways Commission defining its powers and duties abolishing the Department of Highways and office of Secretary of Highways and making an appropriation.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 58, Printer's No. 58, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 113, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" transferring certain departmental administrative boards within the Department of Public Welfare to the Department of Justice and conferring upon the Department of Justice supervisory powers over certain supervised institutions.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILL POSTPONED

Mr. BERGER. Mr. President, I move that Senate Bill No. 113, the bill just read, be placed on the Third Reading Postponed Calendar.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 157, entitled:

An Act amending the act of May 2, 1925 (P. L. 448) entitled "The Fish Law of 1925" authorizing artificial propagation licensees to kill frogs and tadpoles.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 163, Printer's No. 301, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 233, Printer's No. 733, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 315, entitled:

An Act amending the act of July 2, 1935 (P. L. 589) entitled "Milk Sanitation Law" relieving the Secretary of Health and the Advisory Health Board of certain powers and duties imposing powers and duties on the Secretary of Agriculture defining certified milk and canned milk and providing for the sale of canned milk establishing certain fees requiring additional information to be on milk when sold providing that a brucellosis test be given to certain cows permitting milk plants to be used in the preparation of certain fruit juices and milk products and extending certain provisions of the act to milk products.

The first, second and third sections were read and agreed to.

The fourth section was read.

On the question,

Will the Senate agree to the section?

Mr. MADIGAN offered the following amendments:

Amend Sec. 4 (Sec. 7), page 7, line 3, by inserting a bracket before "that"; Amend Sec. 4 (Sec. 7), page 1, line 4, by striking out the brackets before "or" where it appears the first time, and after "or" where it appears the second time; Amend Sec. 4 (Sec. 7), page 7, line 4, by striking out "of the"; Amend Sec. 4 (Sec. 7), page 7, line 5, by striking out "or distribution"; Amend Sec. 4 (Sec. 7), page 7, line 6, by striking out the brackets before "and" where it appears the first time; Amend Sec. 4 (Sec. 7), page 7, lines 7 to 18, by striking out "and a statement" in line 7, and all of lines 8 to 18, and inserting: "in any container or package which does not bear a statement of the net content thereof and which is not plainly and distinctly marked with the name of the manufacturer and the address of the plant of the manufacturer thereof, or, in lieu of such name and address, the name and address of the distributor, preceded or followed by the words "distributed by" or "distributor." Packages bearing a distributor's name and address in lieu of the actual name and address of the manufacturer must bear a code identifying the manufacturer and the plant where manufactured. Such code record must be kept for five years from the date of sale of the product by both the manufacturer and the distributor and such records shall be open to inspection by the department. In addition, when products are sold under a distributor's name and address, the package or container must bear the words "Registered with the Pennsylvania Department of Agriculture," the following abbreviation being acceptable, "Reg. Penna. Dept. Agr.", and the code mark shall immediately follow these words."

They were agreed to.

The section was agreed to as amended.

The fifth and sixth sections were read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. MADIGAN offered the following amendment:

Amend Title, page 2, fourth line of Title, by inserting after "milk": "and milk products"

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. MADIGAN. Mr. President, I ask unanimous consent that House Bill No. 315, Printer's No. 326, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 356, Printer's No. 383, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 374, entitled:

An Act amending the act of May 28, 1931 (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth . . ." changing the license year to commence the first day of January each year.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 380, Printer's No. 742, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 383, Printer's No. 415, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 392, Printer's No. 424, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 405, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" prohibiting certain business activities on Sunday.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 420, Printer's No. 452;
Senate Bill No. 429, Printer's No. 744; and
Senate Bill No. 435, Printer's No. 467.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 444, entitled:

An Act amending the act of June 25 1913 (P L 551) entitled "An act to authorize the incorporated or unincorporated churches cemeteries or burial associations owning burial-grounds located wholly or in part in any city township or borough of this Commonwealth to purchase other grounds and to sell and convey in fee simple such portions of their land not used or conveyed by them for burial purposes or which may have been reconveyed to them or shall have reverted or became acquired by them under the terms hereof or otherwise . . . " further regulating the change of location of burial-grounds or portions thereof and removal of bodies by court order.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 510, entitled:

An Act amending the act of June 7 1901 (P L 493) entitled as amended "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class second class A and third class and imposing fines penalties and forfeiture for violation thereof" permitting the use of rigid polyvinyl chloride pipe and providing for the joining of pipes.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 512, Printer's No. 547, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 553, entitled:

An Act authorizing the Pennsylvania Turnpike Commission to construct tunnels on the Turnpike between the Irwin and Middlesex interchanges.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that House Bill No. 583, Printer's No. 172, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 613, entitled:

An Act amending the act of March 2 1956 (P L 1211) entitled "Practical Nurse Law" providing for examinations for licensure to be given at State teachers colleges and State-aided universities.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 614, entitled:

An Act amending the act of May 22 1951 (P L 317) entitled "The Professional Nursing Law" providing for examinations for licensure to be given at State Teachers' Colleges and State-aided universities.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 617, entitled:

An Act authorizing and directing the Department of Highways in cooperation with the Department of Mines and Mineral Industries to construct strips of highway using coal as a road building material.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendment:

Amend Sec. 1, page 2, line 3, by striking out all of said line, and inserting: "Experiments have been made in the use of."

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendments:

Amend Sec. 2, page 2, line 7, by striking out "the" where it appears the second time, and inserting: "a"; Amend Sec. 2, page 2, line 8, by striking out "developed by the Curtiss Wright Corporation" and inserting: "of".

They were agreed to.

The section was agreed to as amended.

The third section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

REQUEST THAT BILL GO OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 617, on second reading, now go over in its order, as amended.

The PRESIDENT. Is there objection?

Mr. LANE. Mr. President, I looked those amendments over and they look all right to me.

This piece of legislation might possibly expand employment in western Pennsylvania, especially in the bituminous coal fields.

I feel that this bill has been on the Calendar for several days and I can see no reason why it should be passed over in order. After all, I have to look after tens of thousands of unemployed coal miners in western Pennsylvania. It is my job to see that if there is a possibility, they should receive employment. If this legislation will contribute to the employment of our coal miners, I see no reason why it should be delayed one day.

Therefore, Mr. President, I think the bill should be passed on second reading, as amended. I will be glad to debate it tomorrow.

Mr. President, I move that the bill be acted upon now.

Mr. BERGER. Mr. President, it may clarify the thinking of some of the Senators to say that we think this is a good bill. However, if it does pass on second reading, the practice has been that when a bill contains a money expenditure, it be referred to the Committee on Appropriations for further action.

After the bill had passed second reading, it was my intention to move that it be re-referred to the Committee on Appropriations for action by that Committee.

Mr. LANE. Mr. President, I desire to interogate the gentleman from Potter, Senator Berger.

The PRESIDENT. Will the gentleman from Potter, Mr. Berger, permit himself to be interrogated?

Mr. BERGER. I will, Mr. President.

Mr. LANE. Do you wish me to withdraw my motion? The bill will then pass second reading and you will re-refer it to the Committee on Appropriations, is that correct?

Mr. BERGER. Mr. President, in the regular course of business, I believe the bill would pass second reading if Senator Weiner withdraw his request that it go over in order. In view of Senator Lane's position, I believe he probably will and in view of my contemplated action.

Mr. LANE. I will withdraw my motion, Mr. President, and see what happens.

REQUEST THAT BILL GO OVER IN ORDER WITHDRAWN

Mr. WEINER. Mr. President, on the advice and counsel of the Majority Leader that he is going to re-refer this bill to the Committee on Appropriations, I withdraw my motion for the bill to be passed over in order.

And the question recurring,

Will the Senate agree to the bill on second reading, as amended?

It was agreed to.

Ordered, To be transcribed for a third reading.

BILL RE-REFERRED

Mr. BERGER. Mr. President, I now move that Senate Bill No. 617, the bill just read, be re-referred to the Committee on Appropriations.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 688, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" establishing the Migrant Farm Labor Commission as a departmental administrative commission in the Department of Agriculture and prescribing its powers and duties regarding migrant farm laborers and children of such laborers.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. ELLIOTT offered the following amendment:

Amend Sec. 2 (Sec. 430.1), page 3, line 17, by inserting after "University": "the Director of Agricultural Extension of the Pennsylvania State University."

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. ELLIOTT offered the following amendment:

Amend Sec. 3 (Sec. 1709.1), page 4, line 17, by inserting after "to": "promulgate and enforce regulations when needed and to"

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. ELLIOTT. Mr. President, I ask unanimous consent that Senate Bill No. 688, Printer's No. 749, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of House Bill No. 758, entitled:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "Second Class City Law" adding additional means of security and further regulating the deposit of city funds with depositories.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceding to the first reading of all bills reported from committees for the first time at today's session.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 9, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," prohibiting competitive racing on highways and fixing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 11, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," providing for the erection of stop signs bearing the legend "Four Way Stop."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 12, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," requiring that flashing emergency lamps on snow plows and cinder trucks be amber in color.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 27, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," further regulating markings in "No Passing Zones."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 48, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," further regulating the effect of a certificate of title showing a lien or encumbrance.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 53, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," requiring a semi-annual physical examination of school bus drivers and providing for filing a certificate of such examination with the Department of Public Instruction and the local school district.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 77, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting the sale of chicks, rabbits, ducklings and other fowl under two months of age in any quantity less than six and prohibiting the sale of certain colored or dyed chicks, rabbits, ducklings and other fowl and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 95, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," authorizing the issuance of dealer registration plates to certain collector-repossessors and limiting their use thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 112, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," providing for traffic courts in cities of the third class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 313, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," requiring the Department of Revenue to issue duplicate registration cards if so requested at the time of application for registration and the prescribed fee is paid.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 351, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," providing for suspension and revocation of operator's licenses and learner's permits by the Secretary of Revenue on a point system based on offenses and violations and providing for appeals from such suspensions and revocations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 359, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," changing provisions relating to additional fees for special registration plates.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 373, entitled:

An Act relating to motion picture films, reels, or stereopticon views or slides; providing a system of listing the first showing of each film, reel or view and a system of registration of exhibitors, sellers, lessors and users of films, reels or views; disapproval of films, reels or views which are obscene or unsuitable for children and of advertising matters used in connection therewith; imposing powers and duties upon the Pennsylvania State Board of Motion Picture Control; and providing penalties for the violation of this act.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 399, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," providing for the furnishing of an abstract of the record of investigation of any vehicle accident and prescribing a fee for such record.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 456, entitled:

An Act repealing the act of March 12, 1873 (P. L. 271), entitled "An act to prohibit the keeping of billiard rooms, bowling saloons and ten-pin alleys within two miles of the State Normal School at Mansfield, in the County of Tioga."

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 313

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives which was read as follows, considered and agreed to:

In the House of Representatives, May 4, 1959.

Resolved (if the Senate concur), That House Bill No. 313, Printer's No. 67, entitled: An Act amending "The Dental Law," approved May 1, 1933 (P. L. 216) changing the definition of the "practice of dentistry" and changing penalties relating to dental technicians.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 127

He also presented communication from the House of Represenatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, May 4, 1959.

Resolved (if the House of Representatives concur), That Senate Bill No. 127, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," authorizing cities to acquire and maintain historical property, and permitting city planning commissions to make recommendations in relation thereto.

be recalled from the Governor for the purpose of amendment.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Tuesday, May 5, 1959, at 1:00 o'clock, p.m., Eastern Standard Time.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:34 o'clock, p.m., Eastern Standard Time, until Tuesday, May 5, 1959, at 1:00 o'clock, p.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, May 4, 1959.

The House met at 3:30 p.m., Eastern Standard Time.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Almighty God, our Father, Whose mighty power hath blessed our forefathers of old and guided them in the establishment of this glorious land we call America. Thou, Who hast enabled them to carve a land of freedom out of wilderness, and Who hast enriched them with Thy presence in order to preserve that freedom. Awaken within each one of us the great challenge which is ours; the opportunity to build securely on that foundation which has already been laid. Grant to these Try servants the awareness of Thy presence and bless them with Thy mighty power, so that the leadership which this Keystone State has ever given to America may continually be exerted throughout the coming days, through Jesus Christ, Our Lord. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Wednesday, April 29, 1959 will be postponed until printed.

The Chair hears none.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 619.

An Act amending the act of July 8, 1957 (P. L. 594) entitled "Pennsylvania Cigarette Tax Act of 1957" continuing the additional excise tax for a limited period of time and imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund.

HOUSE BILL No. 620.

An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund defining the powers and duties of the Governor the Auditor General the State Treasurer and the Board of Finance and Revenue in relation thereto and providing for the payment of interest on and the redemption and refunding of such bonds and making an appropriation.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS INTRODUCED AND REFERRED

By Messrs. ESHBACK, OGILVIE, BALTHASER and YATRON. HOUSE BILL No. 1493.

An Act amending the act of May 29, 1945 (P. L. 1108), entitled "An act authorizing the establishment, construction and maintenance of limited access highways and local service highways; * * *," requiring the General Assembly to approve the designation of limited access highways.

Referred to the Committee on Highways.

By Messrs. HAMILTON, NAUGLE, PURSLEY, and KORNICK. HOUSE BILL No. 1494.

An Act amending the act of June 11, 1947 (P. L. 551) "The Fire Marine and Inland Marine Rate Regulatory Act" by making rate filings and supporting information open to public inspection when filed.

Referred to the Committee on Insurance.

By Messrs. HAMILTON, SCHWARTZ, WILLAREDT, and PURSLEY. HOUSE BILL No. 1495.

An Act amending the act of June 11, 1947 (P. L. 538) "The Casualty and Surety Rate Regulatory Act," by making rate filings and supporting information open to public inspection when filed.

Referred to the Committee on Insurance.

By Messrs. WOOD, ESHLEMAN, NELSON and H. H. PERRY. HOUSE BILL No. 1496.

An Act authorizing the Department of Property and Supplies, with the aproval of the Governor, to acquire certain tracts of land in the Borough of Millersville, Lancaster County, for the use of the Millersville State Teachers College, and making an appropriation.

Referred to the Committee of State Government.

By Messrs. KORNICK and T. H. W. JONES. HOUSE BILL No. 1497.

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103), clarifying the powers of township supervisors regarding the issuance of bonds to create a revolving fund.

Referred to the Committee on Townships.

By Mr. RENWICK. HOUSE BILL No. 1498.

A Joint Resolution proposing an amendment to article one, section twenty-one of the Constitution of the Commonwealth of Pennsylvania providing that the rights of citizens to control, possess, carry, own, acquire and sell arms shall remain as heretofore.

Referred to the Committee on Judiciary.

By Messrs. STONER, GEORGE, ZIMMERMAN and PRICE. HOUSE BILL No. 1499.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), providing for the use of moneys in the State School Fund of Pennsylvania for assisting school districts and State Teachers' Colleges to comply with required safety standards in certain cases; * * *.

Referred to the Committee on Education.

By Messrs. MULDOWNEY, FRASCELLA and Mrs. PASHLEY. HOUSE BILL No. 1500.

An Act requiring the erection and display in courtrooms of "In God We Trust" plaques.

Referred to the Committee on Rules.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. POLEN asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. FILO and BOIES.

RESOLUTION (Not Printed).

In the House of Representatives, April 29, 1959.

The Munhall High School rifle team has shot its 14th consecutive perfect team score to decisively defeat Upper Darby and Bradford High Schools and capture the State high school rifle championship for the 13th time.

The Munhall Indians won the Section 1 championship in March by completing 12 straight victories in regular competition against some of the top rifle teams of the State, and continued on to win the W. P. I. A. L. championship by defeating Shaler High School, the Section 2 champions early in April, thus moving into the State finals. Then, on April 11, 1959 at the championship tourney at Penn State the Munhall gunners won the coveted State title by tallying a perfect 1,000 team score.

The victory of the Munhall High School rifle team is well deserved and the honor well placed, for during all of their matches they have established an enviable reputation for skill and determniation, and even more, for fairness and good sportsmanship; therefore be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania hereby extends its most hearty congratulations to each member of the Munhall High School Rifle Team and to coaches J. S. Wilson and A. J. Mattee upon winning the State Championship; and be it further

Resolved, That copies of this resolution be transmitted to Munhall High School.

Referred to the Committee on Rules.

CITATION

NATIONAL REHABILITATION ASSOCIATION

The SPEAKER laid before the House a citation from the National Rehabilitation Association which was read as follows:

The National Rehabilitation Association cites the State of Pennsylvania for its significant accomplishments on behalf of its handicapped citizens; for the vision, courage, and persistence of its leadership which has resulted in the establishment at Johnstown of the nation's most complete, comprehensive rehabilitation center; for its support of ongoing rehabilitation programs which has resulted in the state's achievement of highest rank in the quality and quantity of rehabilitation services; and for the practical demonstration it is giving to the United States and to the World of the human and economic values of rehabilitation.

Presented at Johnstown, Pennsylvania, April 16, 1959.

E. B. WHITTEN,
Executive Director
S. W. HENDRIX,
President

RESOLUTION—BOSLER FREE LIBRARY

ENDORSING PENNSYLVANIA LIBRARY PLAN

The SPEAKER laid before the House a resolution adopted by the Bosler Free Library endorsing the Pennsylvania Free Library Plan.

Referred to the Committee on Education.

PETITIONS AND COMMUNICATIONS

PROTESTING PASSAGE OF HOUSE BILLS Nos. 3, 78, 90 and 175

The SPEAKER laid before the House, petitions numerously signed, and communications from citizens of Pennsylvania protesting the passage of legislation legalizing gambling and the sale of beer on Sunday at ball parks.

Referred to the Committee on Law and Order.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS NOS. 183, 201, 287, 500, 587, 844 and 1169.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg.

April 29, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 183, Printer's No. 56, entitled "An Act amending the act of May 29, 1931 (P. L. 280) entitled 'An act relating to delinquent taxes on seated lands and prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances' providing that notice to the owner or terre tenant of lands to be sold for taxes be served by registered or certified mail."

DAVID L. LAWRENCE.

April 29, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 201, Printer's No. 302, entitled "An Act amending the act of June 5, 1947 (P. L. 426) entitled 'The Pennsylvania Seed Act of 1947' including the words 'nursery crops' in the definition of 'agricultural seeds' adding and removing certain packaging and labeling requirements and granting additional powers to the department."

DAVID L. LAWRENCE.

April 29, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 287, Printer's No. 97 entitled "An Act amending the act of May 21, 1931 (P. L. 149) entitled as amended 'The Liquid Fuels Tax Act' further providing for the distribution of certain moneys in the county liquid fuels tax fund to political subdivisions in the county."

DAVID L. LAWRENCE.

April 29, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 500, Printer's No. 202, entitled "An Act consolidating and revising the Vehicle Code the Tractor Code the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership possession and use of vehicles AND TRACTORS."

DAVID L. LAWRENCE.

April 29, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 587, Printer's No. 112, entitled "An Act providing for the destruction of certain

records and papers upon petition in cities of the first class."

DAVID L. LAWRENCE.

April 29, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 844, Printer's No. 193, entitled "An Act making an appropriation to the Department of Public Welfare for administration of the Public Assistance Law and for making public assistance grants."

DAVID L. LAWRENCE.

April 29, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1169, Printer's No. 305, entitled "An Act making a deficiency appropriation from the Motor License Fund to the Department of Labor and Industry for the payment of the Commonwealth's share of Social Security Taxes."

DAVID L. LAWRENCE.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. P. E. PERRY for today.

Mrs. Varallo for Mr. GELFAND for today.

Mrs. Varallo for Mr. TRUSIO because of illness.

Mrs. Varallo for Mr. MORAN for the week.

Mr. Gibson for Mr. KNECHT for the week.

Mr. Gibson for Mr. STRAUSSER for the week.

Mr. Gibson for Mr. HAUDENSHIELD for the week.

Mr. Gibson for Mr. HEFFNER for today.

The SPEAKER. The Chair requests the gentleman from Philadelphia, Mr. McCormack, to preside.

MR. McCORMACK IN THE CHAIR

SENATE MESSAGE

RESOLUTION RECALLING SENATE BILL No. 127 FROM GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 28, 1959.

Resolved, (if the House of Representatives concur), that Senate Bill No. 127, Printer's No. 136, entitled "An act amending the act of June 23, 1931 (P. L. 932), entitled 'An act relating to cities of the third class and amending, revising and consolidating the law relating thereto' authorizing cities to acquire and maintain historical property and permitting city planning commissions to make recommendations in relation thereto," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTION

RECALLING HOUSE BILL NO. 313 FROM THE GOVERNOR

Mr. BOIES offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 4, 1959.

Resolved, (the Senate concurring), That House Bill No. 313, Printer's No. 67, entitled "An act amending the act of May 1, 1933 (P. L. 216) entitled 'An act relating to dentistry; defining and providing for the licensing and registration of dentists and dental hygienists and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement; defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction; providing penalties and repealing existing laws' changing the definition of the 'practice of dentistry' and changing penalties relating to dental technicians," be recalled from the Governor for purposes of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

REPORTS FROM COMMITTEE

Mr. SNIDER from the Committee on Appropriations, reported as committed, House Bill No. 1341, entitled:

An Act lapsing the unexpended and unencumbered balance of a certain appropriation from the General Fund to the Department of Property and Supplies.

Mr. McCORMACK from the Committee on Appropriations, re-reported as committed, House Bill No. 1232, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof * * *" adding certain additional requirements for loans for which members' rights may be assigned as security * * * requiring the retirement board to pay to credit unions the amount of money which such credit union has loaned * * *"

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1017, entitled:

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" providing for a pension to widows of employes retired on pension or killed in the service and providing for an increase in contributions into the retirement fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1052, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) providing for payments to widows of policemen firemen and employes retired on pension or killed in the service and providing for an increase in contributions into the retirement fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1453, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) regulating contract procedures and advertising for bids.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 115, entitled:

An Act amending the act of April 27, 1927 (P. L. 414) entitled as amended "An act providing for a system of recording the indentification of persons convicted of crime and of fugitives from justice and habitual criminals * * *" changing the provisions relating to the taking of finger prints and photographs and the furnishing of descriptions and requiring the destruction of photographs and fingerprints in certain cases.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. EILBERG. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 359, entitled:

An Act amending the "Urban Redevelopment Law" approved May 24, 1945 (P. L. 991) extending the provisions of the act to include boroughs except in counties of the second class.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 506, entitled:

An Act amending "The Liquid Fuels Tax Act" approved May 21, 1931 (P. L. 149) reducing the tax rate of fuels used in jet or turbo-jet propelled aircraft and aircraft engines.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 609, entitled:

An Act amending the act of May 29, 1917 (P. L. 322) entitled "An act to give protection and to regulate the catching or taking or having in possession within this Commonwealth of any bullfrogs tadpoles and terrapin * * *" making this act apply to turtles frogs and tadpoles changing creel limits and revising methods of taking.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 752, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) authorizing the inclusion of costs of treasurers' bonds and auditing of treasurers' accounts in estimates of costs of educating handicapped children and providing for reimbursements.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLIN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 761, entitled:

An Act repealing the act of March 9, 1771 (1 Sm. L. 313) entitled "An act to prevent the destruction of rockfish and oysters."

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 765, entitled:

An Act authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an interstate compact concerning mental health and for related purposes.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. KAMYK. Mr. Speaker, I move that this bill be recommitted to the Committee on Welfare.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 918, entitled:

An Act providing for and regulating the licensing by the Insurance Commissioner of persons firms partnerships associations and corporations engaged in the work of investigating and adjusting claims on behalf of insurers and prescribing unlawful acts and penalties.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. HAMILTON. Mr. Speaker, I move that this bill be recommitted to the Committee on Insurance.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1058, entitled:

An Act relating to plumbing providing for the regula-

tion of persons engaged in plumbing prescribing the powers and duties of the Department of Health and those of local governments with respect thereto.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1059, entitled:

An Act relating to licensing of persons engaged in plumbing creating a State Plumbing Board in the Department of Public Instruction prescribing its powers and duties and those of local governments with respect thereto.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1062, entitled:

An Act amending the "Pennsylvania Election Code" approved June 3, 1937 (P. L. 1333) increasing the terms of office of judges and inspectors of elections.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. EILBERG. Mr. Speaker, I move that this bill be recommitted to the Committee on Elections and Apportionment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1085, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Examiners of Public Accountants.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1086, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Board of Chiropractic Examiners.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1087, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of State Board of Nurse Examiners.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1088, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Optometrical Examiners.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1089, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Board of Chiropody Examiners

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1090, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation and clarifying the duties of the State Board of Barber Examiners

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1091, entitled:

An Act amending "The Administrative Code of 1929" approved April 9 1929 (P L 177) increasing the compensation and clarifying the duties of the State Registration Board for Professional Engineers

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1092, entitled:

An Act amending "The Administrative Code of 1929" approved April 9 1929 (P L 177) increasing the compensation of members of the State Dental Council and Examining Board

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1093, entitled:

An Act amending "The Administrative Code of 1929" approved April 9 1929 (P L 177) increasing the compensation of members of the State Board of Pharmacy

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1094, entitled:

An Act amending "The Administrative Code of 1929" approved April 9 1929 (P L 177) increasing the compensation and changing the membership of the State Board of Medical Education and Licensure

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1095, entitled:

An Act amending "The Administrative Code of 1929" approved April 9 1929 (P L 177) increasing the compensation and clarifying the duties of the State Real Estate Commission

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1096, entitled:

An Act amending "The Administrative Code of 1929" approved April 9 1929 (P L 177) increasing the compensation and clarifying the duties of the State Board of Cosmetology

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1097, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members and the State Board of Osteopathic Examiners.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1098, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) increasing the compensation of members of the State Board of Veterinary Medical Examiners.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1099, entitled:

An Act amending "The Professional Nursing Law" approved May 22, 1951 (P. L. 317) providing for biennial registration.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1118, entitled:

An Act amending the "Adoption Law" approved April 4, 1925 (P. L. 127) clarifying the definition of the term "Approved Agency or Institution."

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. McCANN. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1143, entitled:

An Act amending the "Business Corporation Law" approved May 5, 1933 (P. L. 364) providing for the corporate name the contents of the articles of incorporation and articles of merger prescribing the method of cancelling treasury shares and the manner of giving notice of the winding up proceedings.

The first section was read.

On the question,

Will the House agree to the section?

Mr. DEVLIN offered the following amendment:

Amend Sec. 1 (Sec. 202), page 4, line 3, by inserting after "1921" or a public utility as defined in the act of May 28, 1937 (P. L. 1053), known as the "Public Utility Law."

It was agreed to.

The section was agreed to as amended.

The second, third and fourth sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1144, entitled:

An Act amending the "Nonprofit Corporation Law" of May 5, 1933 (P. L. 289) providing for the expiration of registered names if the corporation is not formed within one year from the date of registration and deleting the proof of advertisement as a requirement for the granting of a certificate of authority to a foreign nonprofit corporation.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1145, entitled:

An Act amending the act of June 8, 1911 (P. L. 710) entitled "An act to regulate the doing of business in this Commonwealth by foreign corporations * * *" providing for the withdrawal from business and the surrender of the certificate of authority.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1215, entitled:

An Act relating to the satisfaction of mortgages in counties of the second, third, fourth, fifth, sixth, seventh and eighth classes by the recording of a satisfaction piece prescribing forms therefor and fixing fees for the recording thereof.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1271, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519), authorizing the Shade Tree Commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy plants, shrubs and shade trees and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

RECESS

The SPEAKER pro tempore. Without objection, the Chair will declare a fifteen minute recess for the purpose of a Republican Caucus. The Chair hears none and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

MR. McCORMACK IN THE CHAIR.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1331 entitled:

An Act amending the "Public School Code of 1949" approved March 10 1949 (P L 30) providing for the election of directors where a union or merged district is formed from an existing union or merged district and one or more other districts

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 412

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg.

April 29, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 412, Printer's No. 125, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

DAVID L. LAWRENCE.

RECONSIDERATION OF VOTE

Mr. DEVLIN. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. KAMYK. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Allegheny, Mr. Devlin, vote on the final passage of this bill?

Mr. DEVLIN. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Allegheny, Mr. Kamyk, vote on the final passage of this bill?

Mr. KAMYK. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. DEVLIN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. DEVLIN asked unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Section 1, page 2, line 9, by inserting after "period" "Provided, That all parties in interest, including the district attorney, in criminal cases, are notified in advance of such proposed alteration, modification, suspension, reinstatement, termination, amendment or rescission."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL ON FINAL PASSAGE

Agreeably to order

The House proceeded to the consideration on final passage of House Bill No. 141, entitled:

An Act imposing liability upon parents for the wilful and malicious acts of children over seven and under seventeen years of age setting limitations and providing procedure for recovery

RECONSIDERATION OF VOTE

Mrs. VARALLO. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. YATRON. Mr. Speaker, I second the motion.

The SPEAKER. How did the lady from Philadelphia, Mrs. Varallo, vote on the third reading of this bill?

Mrs. VARALLO. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Berks, Mr. YATRON, vote on the third reading of this bill?

Mr. YATRON. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to

On the question,

Will the House agree to the bill on third reading?

Mrs. VARALLO asked unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Sec. 2, page 2, line 7, by striking out "or" and inserting "and"

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 4, 1959.

Resolved, (the Senate concurring), That House Bill No. 313, Printer's No. 67, entitled "An act amending the act of May 1, 1933 (P. L. 216) entitled 'An act relating to dentistry; defining and providing for the licensing and registration of dentists and dental hygienists and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement; defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction; providing penalties and repealing existing laws' changing the definition of the 'practice of dentistry' and changing penalties relating to dental technicians," be recalled from the Governor for the purpose of amendment.

REVENUE BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 656, Printer's No. 418,

House Bill No. 659, Printer's No. 399,
House Bill No. 660, Printer's No. 400,
House Bill No. 661, Printer's No. 401,
House Bill No. 662, Printer's No. 402,
House Bill No. 664, Printer's No. 403, and
House Bill No. 768, Printer's No. 406

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 769, entitled as follows:

An Act to provide revenue by imposing a state excise tax upon sales or gifts of tobacco products other than cigarettes requiring persons engaged in the sale of tobacco products to secure licenses prescribing the method and manner of collecting such tax making it unlawful to sell or possess tobacco products upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and other persons making an appropriation and imposing penalties.

On the question,

Will the House agree to the bill on third reading?

Mr. WHEELER asked unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Section 303, page 10, line 8, by striking out "[And Other Persons]"

Amend Section 303, page 10, line 10, by striking out "[and any other person]"

Amend Section 304, page 12, lines 6 to 8, by striking out all of said lines and inserting "(e) No sale of unstamped packages of tobacco products may be made by any tobacco products stamp affixing agency."

Amend Section 407, page 16, lines 19 and 20, and page 17, line 1, by striking out "AT THE TIME OF MAKING ANY APPLICA-" in line 19 and all of line 20 on page 16, and all of line 1 on page 17, and inserting "At the time of making any application for a duplicate license, the applicant shall pay to the department a fee of one dollar ($1.00)."

Amend Section 601, page 20, lines 3 and 4, by striking out "AND" in line 3 and "MAINTAIN" in line 4, and inserting "and maintain."

Amend Section 605, page 22, lines 5 and 6, by striking out "SOLD DELIVERED TO POINTS OUTSIDE" in line 5 and "THE COMMONWEALTH" in line 6, and inserting "sold and delivered to points outside the Commonwealth."

Amend Section 703, page 25, lines 14 and 15, by striking out "IN ADDTITION TO ANY OTHER PENALTIES IM-" in line 14 and "POSED BY THIS ACT" in line 15, and inserting "in addition to any other penalties imposed by this act."

Amend Section 704, page 26, lines 7 and 8, by striking out "IN ADDITION TO ANY OTHER PENALTIES IMPOSED BY" in line 7 and "THIS ACT" in line 8 and inserting "in addition to any other penalties imposed by this act."

Amend Section 704, page 26, line 9, by striking out "NOT MORE THAN" and inserting "not more than."

Amend Section 707, page 28, line 11, by striking out "AND" and inserting "and."

Amend Section 707, page 28, line 11, by striking out "[a part of]"

Amend Section 707, page 28, line 18, by striking out "and" and inserting "and"

Amend Section 707, page 28, line 19, by striking out "[and as a part of] as" and inserting "as"

Amend Section 708, page 29, line 1 to 6, by striking out all of said lines and inserting

Section 708. Fines and Penalties Payable to Commonwealth.—All fines and penalties imposed and collected under the provisions of this act shall be payable to the Commonwealth and are hereby appropriated to the department to be used in enforcing this act.

Amend Section 710, page 31, lines 18 to 20, by striking out all of said lines and inserting ....."

The notice shall be signed by the petitioner or his attorney, or the district attorney or Attorney General.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS PASSED OVER

There being no objection

House Bill No. 1284 Printer's No. 416 and
House Bill No. 1285 Printer's No. 409

were passed over at the request of the SPEAKER pro tempore.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 256 Printer's No. 422

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 260, entitled as follows:

An Act creating and establishing the Legislative Budget and Finance Committee providing for its membership prescribing its powers functions and duties * * *

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—187

Agnew,	Fox,	McCandless,	Renwick,
Anderson,	Frank,	McCann,	Rigby,
Arlene,	Frascella,	McCormack,	Riley,
Ashton,	Fulmer,	McDonald,	Rovansek,
Auker,	Gallagher,	McInroy,	Royer,
Balthaser,	Garlock,	McKeever,	Rudisill,
Barton,	George,	McLaughlin,	Scarcelli,
Bell,	Gibb,	Machmer,	Schaaf,
Blair,	Gibson,	Magee,	Schuster,
Boles,	Goldstein,	Mahan,	Seltzer,
Bonner,	Goodrich,	Markley,	Sherman,
Boris,	Gramlich,	Maxwell,	Shupnik,
Bower,	Guthrie,	Meholchick,	Silverman,
Bowman,	Hamilton,	Merry,	Snare,
Branca,	Heavey,	Mihm,	Snider,
Brenninger,	Helm,	Miller, B. Z.,	Steckel,
Breth,	Henzel,	Miller, H. G.,	Stevens,
Buchanan,	Hocker,	Mills,	Stewart,
Burns,	Holliday,	Monroe,	Stimmel,
Capano,	Holt,	Muldowney,	Stone,
Capitolo,	Horst,	Mullen,	Sullivan,
Cianfrani,	Irvis,	Munley,	Taylor,
Cioffi,	Isaacs,	Murphy, A.J., Jr.,	Tompkins,

Clarke,	Jenkins,	Murphy, P. J.,	Ujobai,
Comer,	Jim,	Murray, H. P.	Varallo,
Cooper,	Johnson, A. W.,	Murray, J. J.,	Varner,
Crossin,	Johnson, R.,	Murray, P. G.,	Verona,
Curwood,	Jones, T. H. W.,	Musto,	Wall,
Davis,	Jump,	Naugle,	Walsh,
Dengler,	Kamyk,	Needham,	Wargo,
Dennison,	Kee,	Nelson,	Weidner,
Devlin,	Keiser,	O'Dell,	Wescott,
Donahue,	Kernaghan,	O'Donnell, J. A.,	Wheeler,
Donaldson,	Kessler,	O'Donnell, J. P.,	Whittaker,
Dougherty,	Kooker,	Odorisio,	Williams, A.D., Jr.,
Down,	Korns,	Ogilvie,	Williams, E. S.,
Edwards,	Kovolenko,	O'Neil,	Willard,
Eilberg,	Kubitsky,	Parlante,	Willaredt,
Eshback,	Lamb,	Pashley,	Wilt,
Eshleman,	Lee, A. M.,	Perry, H. H.,	Wood,
Ewing,	Lee, K. B.,	Polaski,	Worley,
Farabaugh,	Leonard,	Polen,	Wynd,
Fetterolf,	Light,	Prendergast,	Yatron,
Filo,	Limper,	Price,	Yetter,
Fineman,	Lippincott,	Pursley,	Zimmerman,
Floyd,	Lopresti,	Reibman,	Andrews,
Foerster,	Luigard,	Reidenbach,	Speaker

NAYS—4

Gailey,	Lutty,	Petrosky,	Stank,

NOT VOTING—18

Brown,	Heffner,	Sakulsky,	Stroup,
Dennis,	Knecht,	Schwartz,	Thompson,
Flynn,	Kornick,	Stoner,	Trusio,
Gelfand,	Moran,	Strausser,	Welsh,
Haudenshield,	Perry, P. E.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 584 Printer's No. 215

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 878, entitled as follows:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932) providing for the payment of service increments to firemen in addition to their pensions.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Frank,	McCandless,	Renwick,
Anderson,	Frascella,	McCann,	Rigby,
Arlene,	Fulmer,	McCormack,	Riley,
Ashton,	Gailey,	McDonald,	Rovansek,
Auker,	Gallagher,	McInroy,	Royer,
Balthaser,	Garlock,	McKeever,	Rudisill,
Barton,	George,	McLaughlin,	Scarcelli,
Bell,	Gibb,	Machmer,	Schaaf,
Blair,	Gibson,	Magee,	Schuster,
Boles,	Goldstein,	Mahan,	Seltzer,
Bonner,	Goodrich,	Markley,	Sherman,
Boris,	Gramlich,	Maxwell,	Shupnik,
Bower,	Guthrie,	Meholchick,	Silverman,
Bowman,	Hamilton,	Merry,	Snare,
Branca,	Heavey,	Mihm,	Snider,
Brenninger,	Helm,	Miller, B. Z.,	Stank,
Breth,	Henzel,	Miller, H. G.,	Steckel,
Buchanan,	Hocker,	Mills,	Stevens,
Burns,	Holliday,	Monroe,	Stewart,
Capano,	Holt,	Muldowney,	Stimmel,
Capitolo,	Horst,	Mullen,	Stone,
Cianfrani,	Irvis,	Munley,	Sullivan,
Cioffi,	Isaacs,	Murphy, A.J., Jr.,	Taylor,
Clarke,	Jenkins,	Murphy, P. J.,	Tompkins,
Comer,	Jim,	Murray, H. P.	Ujobai,
Cooper,	Johnson, A. W.,	Murray, J. J.,	Varallo,
Crossin,	Johnson, R.,	Murray, P. G.,	Varner,
Curwood,	Jones, T. H. W.,	Musto,	Verona,
Davis,	Jump,	Naugle,	Wall,
Dengler,	Kamyk,	Needham,	Walsh,
Dennison,	Kee,	Nelson,	Wargo,
Devlin,	Keiser,	O'Dell,	Weidner,
Donahue,	Kernaghan,	O'Donnell, J. A.,	Wescott,
Donaldson,	Kessler,	O'Donnell, J. P.,	Wheeler,
Dougherty,	Kooker,	Odorisio,	Whittaker,
Down,	Korns,	Ogilvie,	Williams, A.D., Jr.,
Edwards,	Kovolenko,	O'Neil,	Williams, E. S.,
Eilberg,	Kubitsky,	Parlante,	Willard,
Eshback,	Lamb,	Pashley,	Willaredt,
Eshleman,	Lee, A. M.,	Perry, H. H.,	Wilt,
Ewing,	Lee, K. B.,	Petrosky,	Wood,
Farabaugh,	Leonard,	Polaski,	Worley,
Fetterolf,	Light,	Polen,	Wynd,
Filo,	Limper,	Prendergast,	Yatron,
Fineman,	Lippincott,	Price,	Yetter,
Floyd,	Lopresti,	Pursley,	Zimmerman,
Foerster,	Luigard,	Reibman,	Andrews,
Fox,	Lutty,	Reidenbach,	Speaker

NAYS—0

NOT VOTING—18

Brown,	Heffner,	Sakulsky,	Stroup,
Dennis,	Knecht,	Schwartz,	Thompson,
Flynn,	Kornick,	Stoner,	Trusio,
Gelfand,	Moran,	Strausser,	Welsh,
Haudenshield,	Perry, P. E.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 923 Printer's No. 350

House Bill No. 1119 Printer's No. 292

House Bill No. 1173 Printer's No. 375

House Bill No. 1174 Printer's No. 376

House Bill No. 1175 Printer's No. 377 and

House Bill No. 1176 Printer's No. 378

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1422, entitled as follows:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957" deleting certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said deletions.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. A. W. JOHNSON. Mr. Speaker, I would like to inquire of the gentleman what is the purpose of House Bills 1422 and 1423, which are companion bills on this calendar?

Mr. POLEN. Mr. Speaker, House Bill 1422 reduces the appropriation to the Public School Employees' Retirement Board in the amount of $17,878,083.

That is necessary in order that the deficiency of the same amount can be paid to the Department of Public Instruction to enable them to pay the balance due on the appropriations due the First, Second, and Third Class School Districts.

There was an agreement made between the Department of Public Instruction, the Auditor General, the State Treasurer, the Attorney General and the Budget Office that they would process 80 percent of the appropriations due the First, Second and Third Class School Districts and pay them in April. Then, when it was finally determined what the net amount of the deficiency appropriation was, that balance would be paid. These amounts are due the First, Second and Third Class School Districts, and if House Bills 1422 and 1423 are passed, it will enable prompt payment to be made of the balance due these classes of school districts.

Mr. A. W. JOHNSON. Mr. Polen, in order to pass these deficiency appropriations you must lapse or fail to provide some $17 millions of money that should go into the retirement fund, is that correct?

Mr. POLEN. That is correct.

Mr. A. W. JOHNSON. Now Mr. Speaker, this is the second or third time this session that we have passed deficiency appropriations through the means of lapsing retirement funds, is it not?

Mr. POLEN. This will be the third time that we have lapsed money from the Public School Employees' Retirement Board.

Mr. A. W. JOHNSON. Could the gentleman say how much the total lapsing is up to this point?

Mr. POLEN. The total lapsing up to this point is $8.5 millons and with the inclusion of House Bill No. 1422 it will make a total of $26,378,083.

Mr. A. W. JOHNSON. Would any further lapsing be possible as far as the retirement funds are concerned?

Mr. POLEN. It could be, but I hope that we can avoid it.

I might state, Mr. Speaker, that all of these bills, the two previously passed which are now acts and House Bill 1422, contain the provisions in the bills that the Legislature pledge itself to restore these amounts to the retirement fund.

Mr. A. W. JOHNSON. A further question, Mr. Speaker. The Governor's Budget, on pages 4 and 5, recommends total deficiency and additional appropriations of $77.6 million. Now do these bills on the calendar represent the end of the deficiency requests, or will we, before May 31, have requests for additional deficiency appropriations to the total of $77 million?

Mr. POLEN. This does not represent all of the deficiencies included in the Governor's Budget, but I believe that we will be able possibly to restrict the deficiencies in the balance of this fiscal year, this biennium, to the ones we are presently asking for. I would not preclude that we may have to ask for additional ones, but I would call to the gentleman's attention, Mr. Speaker, that these amounts are included in the budget and, as a matter of fact, the final figures in connection with these deficiency appropriations that will be in this particular item are approximately $3 million-odd less than we had anticipated.

Mr. A. W. JOHNSON. I thank the gentleman.

Mr. A. W. JOHNSON. Mr. Speaker, I am sure that we were all amazed when we received the Governor's Budget and he stated very frankly, I would say, in his budget that we would have to pass, before the end of the biennium, deficiency appropriations totaling $77.6 million. As I have said before at this microphone, it has happened every session that I have been here that we have had to pass deficiency appropriations totaling anywhere from seven or eight million dollars up to this suggested figure of $77 million, which I hope you will not have to reach. It is one of the deficiencies in our legislative system.

We hold Appropriation hearings, we call in the department heads and, whether the Democrats are in power or the Republicans are in power, we adjourn here sine die and we go back home thinking that we have adequately provided for all the departments here on Capitol Hill. We have no more than left town when a spending spree starts and then we come back and in the first weeks of the new session they are crying on our doorsteps for more money. So what do we do? Unless there are additional revenues over and above those estimated, we always have to dig into retirement funds, lapse them or lapse some other critical appropriations in order to take care of deficiencies.

I think the time has come when even at this session of the General Assembly we pass a bill with some teeth in it which will forever and a day stop defiicency appropriations or requests for over-spending by department heads unless they get the consent of the General Assembly.

In that connection, before we vote on these bills, I would like to interrogate the gentleman from Greene, Mr. McCann.

The SPEAKER pro tempore. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. A. W. JOHNSON. In my few brief remarks here I have tried to find out what I think is a deficiency in our system which needs correcting, and it is the will of our caucus that something be done this session of the General Assembly.

I am asking the gentleman whether he would join with us in the preparation of a bill for introduction and passage which will solve this problem once and for all!

Mr. McCANN. Mr. Speaker, I personally, and I am sure that the Governor of this Commonwealth, favors the necessary legislation in which we would agree that we adequately finance each of the departments in appropriations, not over-estimating the revenue, but making an honest budget and then eliminating this so-called deficiency appropriation once and for all and holding every department and every agency to within the limits that we have financed for the biennium.

Mr. A. W. JOHNSON. Mr. Speaker, would the gentleman then be willing to go along with legislation at this session of the General Assembly which would seek to solve this problem, and make it impossible in the future to run deficiency appropriations, if the money is avail-

able through adequate taxes to support the appropriations made?

Mr. McCANN. Mr. Speaker, the last part of the statement that Mr. Johnson made certainly had the greatest hearing, adequate taxes.

It is never our intention to ever, at any time, try to over-estimate and let the economy of Pennsylvania fall by the wayside, which would not produce the revenue. But, I say to you standing here on this floor this date, we certainly favor that legislation, and I believe we can appoint a committee from our side of the House to sit down and to work on it the day you are ready or right now.

Mr. A. W. JOHNSON. This over-spending has no relation to the income from taxes. I believe you will agree with that.

Mr. McCANN. Mr. Speaker, I certainly agree with that statement, but if the estimated tax revenue for the biennium would, for some reason such as in 1958, fail to yield the estimate, and cause a deficiency, I am sure you will agree then the money does not arrive in tax revenues. But we are not speaking mainly about that. We are talking about where we get X millions of dollars in the budget on a line by line item and we say to you, this is the amount of money for the coming two years, live within this budget and operate within this figure. The answer is yes.

Mr. A. W. JOHNSON. I thank the gentleman.

With that explanation I believe that a good many on our side of the House will go along on voting for the appropriation and for the lapsing of the retirement fund.

The SPEAKER pro tempore. Does the gentleman from Cambria, the former Speaker, Mr. Andrews, desire to be recognized?

Mr. ANDREWS. I do, Mr. Speaker.

I knew, sooner or later, one of these young spriggins would get too ambitious, and it is one of the hazards you take by developing budding and over-ambitious talent.

I am speaking here just to save the trouble of crossing to the other side of the House. Because of our action today we have re-established a sort of brotherhood in agreement upon some essentials that have waited long —many, many years—for a sane approach.

The Minority Leader said that we come back here and are amazed to find deficiency appropriations. Why? Why are we amazed? Because we have never functioned as a House in a fashion to place ourselves in a position to know what was going on.

It is my firm conviction that if House Bill No. 260 had been in force at the beginning of the last administration some of the problems we face we would not have had to face today. We have wrung our hands for 30 years because departments went their own particular way after we had gone. And why shouldn't they if we hand over, as we will, $2 billion and we have no machinery by which we can acquaint His Excellency, the Governor, the Auditor General, the State Treasurer and the people of Pennsylvania with the fact that appropriations are being exceeded, that departments are operating outside the purview of the law. If we do not have that machinery, it is our fault. We are blaming departments for being profligate while we have neglected to create the machinery that would enable us to function through our committees as guardians of the immense amount of money that we transferred to the departments for their expenditures.

It has been our purpose in the past, ladies and gentlemen of the House, to take a billion or so, bundle it up in bundles, hand so much to your department, goodby; so much for this other bureau, goodby; and we have had the insane notion that we can have short sessions. Sometimes when I hear the Minority Leader talking about a short business-like session, I could murder him, just murder him. When you have $2 billion to spend and the problems that we have to consider, you cannot do it, in one of these short business-like sessions, because our business is to know the reaches and sweep of the problems that we face, to know what the departments are doing, what the bureaus are doing.

This committee is a beginning—a beginning, simply a beginning. It lays the foundation for legislative responsibility for the expenditures of funds. We have permitted the departments to be our guardians. We are their guardians. It is as though they are our children, children of our begetting. We created them; they serve by reason of our will and yet we have permitted them, over the years, to become our masters.

There is further insanity that we are going to cure. I say that a legislature that commits suicide deserves contempt. It is not necessary to be in session, to be in being, and I say the time has arrived and if it is not recognized at this session it will be recognized when there will not be any sine die resolution. We will remain in being, not in session, and our committees will have full power to function, to call before them any of these departments that are getting over the line. And how will they know whether they are getting over the line? Through the operations of this committee which you have authorized today.

You say there is no recourse if this committee finds that things are not going right and this Legislature is not in being. The Legislature can be called back at our will, and not simply at the will of the Chief Executive. We have laid today a great foundation. It is a culmination of a 20-years' battle. I am glad to see it this day and it is a beginning. It is a beginning. It is a rebirth on the part of the legislative body that has slumbered too long. Our committees have not worked as they should have worked. They have not been fortified with the technical assistance that they need. This bill will help them. It will supply them with information, and then we shall realize that legislating a $2-billion budget is not a catch-and-can-catch-affair, that it is a charge upon the conscience of every Member of this House as long as he is a Member. Many of the problems that we face will vanish and, instead we are only enacting a routine that is familiar to every old Member. We have met every two years for many years and we battle about the same things and, eventually, in one way or another, the budget is financed. We are creating the machinery to see that it is properly financed.

I thank the ladies and gentlemen of the House for their attention. I am glad to speak here because today at least we are united in our aims and our objects. We have made a great achievement. I thank you for your patient listening.

Mr. POLEN. Mr. Speaker, a number of the Members have talked to me of their concern on account of the telegrams they have received protesting House Bill No. 1422.

I want to assure them, and I want to assure the teachers of Pennsylvania, that we are not taking any funds out of the retirement system. The amounts we are lapsing or reducing have not been paid, due to the fact that not enough revenue has been received.

I want to say to the gentleman from McKean, Mr. Johnson, that there will be other deficiencies during this Session. He said he hoped there would not be. Not all of the amounts included in the Governor's budget have been covered by bills. I said it is possible we will not have any more during the balance of this month, but we will of necessity have to introduce bills to make the payments that will be necessary on the balance of deficiencies which we have not covered.

Since we all seem to have discussed not only House Bill No. 1422, but also House Bill No. 1423, I want to call to the attention of the Members of this House that this is not really overspending. This concerns the subsidies for teachers' salaries which are based on the number of units contained, and it consists of transportation for the handicapped, which are matters that you can hardly estimate accurately two years in advance. That is the reason for these deficiencies here today. I do not think it is humanly possible to absolutely estimate them such as we have done in the past.

I would further say to the gentleman from McKean, Mr. Johnson, that unless we want to considerably increase the amount for instruction and to pay for the subsidies in this budget, we may be faced with the same situation two years hence.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—160

Anderson,	Fulmer,	McInroy,	Reidenbach,
Arlene,	Gailey,	McKeever,	Renwick,
Ashton,	Gallagher,	McLaughlin,	Riley,
Balthaser,	Garlock,	Machmer,	Rovansek,
Barton,	George,	Magee,	Royer,
Blair,	Gibson,	Mahan,	Rudisill,
Boles,	Gramlich,	Markley,	Scarcelli,
Bonner,	Guthrie,	Maxwell,	Schaaf,
Boris,	Hamilton,	Meholchick,	Schuster,
Bower,	Heavey,	Merry,	Seltzer,
Branca,	Helm,	Mihm,	Sherman,
Brenninger,	Henzel,	Miller, B. Z.,	Shupnik,
Breth,	Hocker,	Mills,	Silverman,
Burns,	Holt,	Monroe,	Snider,
Capano,	Irvis,	Muldowney,	Stank,
Capitolo,	Jenkins,	Mullen,	Stewart,
Cianfrani,	Jim,	Munley,	Stone,
Cioffi,	Johnson, A. W.,	Murphy, A.J., Jr.,	Sullivan,
Clarke,	Johnson, R.,	Murphy, P. J.,	Taylor,
Comer,	Jones, T. H. W.,	Murray, H. P.	Tompkins,
Crossin,	Jump,	Murray, J. J.,	Ujobai,
Curwood,	Kamyk,	Murray, P. G.,	Varallo,
Davis,	Kee,	Musto,	Varner,
Dennison,	Keiser,	Needham,	Verona,
Devlin,	Kernaghan,	Nelson,	Wall,
Donahue,	Kooker,	O'Dell,	Walsh,
Dougherty,	Kovolenko,	O'Donnell, J. A.,	Wargo,
Down,	Kubitsky,	O'Donnell, J. P.,	Weidner,
Edwards,	Lamb,	Odorisio,	Wescott,
Eilberg,	Lee, A. M.,	Ogilvie,	Wheeler,
Eshback,	Leonard,	O'Neil,	Williams, A.D., Jr.,
Eshleman,	Limper,	Parlante,	Williams, E. S.,
Farabaugh,	Lippincott,	Pashley,	Willard,
Fetterolf,	Lopresti,	Perry, H. H.,	Willaredt,
Filo,	Luigard,	Petrosky,	Wood,
Fineman,	Lutty,	Polaski,	Wynd,
Floyd,	McCandless,	Polen,	Yatron,
Foerster,	McCann,	Prendergast,	Yetter,
Fox,	McCormack,	Price,	Andrews,
Frank,	McDonald,	Reibman,	Speaker
Frascella,			

NAYS—31

Agnew,	Ewing,	Korns,	Steckel,
Auker,	Gibb,	Lee, K. B.,	Stevens,
Bell,	Goldstein,	Light,	Stimmel,
Bowman,	Goodrich,	Miller, H. G.,	Whittaker,
Buchanan,	Holliday,	Naugle,	Wilt,
Cooper,	Horst,	Pursley,	Worley,
Dengler,	Isaacs,	Rigby,	Zimmerman,
Donaldson,	Kessler,	Snare,	

NOT VOTING—18

Brown,	Heffner,	Sakulsky,	Stroup,
Dennis,	Knecht,	Schwartz,	Thompson,
Flynn,	Kornick,	Stoner,	Trusio,
Gelfand,	Moran,	Strausser,	Welsh,
Haudenshield,	Perry, P. E.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1423, entitled as follows:

A Supplement to the act approved the nineteenth day of July, one thousand, nine hundred fifty-seven (Appropriation Acts, page 60), entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years, beginning June 1, 1957 and for the payment of bills incurred and remaining unpaid at the close of the fiscal year, ending May 31, 1957," by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand, nine hundred fifty-nine.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—175

Agnew,	Frank,	McCandless,	Reidenbach,
Anderson,	Frascella,	McCann,	Renwick,
Arlene,	Fulmer,	McCormack,	Riley,
Ashton,	Gailey,	McDonald,	Rovansek,
Balthaser,	Gallagher,	McInroy,	Royer,
Barton,	Garlock,	McKeever,	Rudisill,
Bell,	George,	McLaughlin,	Scarcelli,
Blair,	Gibb,	Machmer,	Schaaf,
Boles,	Gibson,	Magee,	Schuster,
Bonner,	Goodrich,	Mahan,	Seltzer,
Boris,	Gramlich,	Markley,	Sherman,
Bower,	Guthrie,	Maxwell,	Shupnik,
Branca,	Hamilton,	Meholchick,	Silverman,
Brenninger,	Heavey,	Merry,	Snare,
Breth,	Helm,	Mihm,	Snider,
Buchanan,	Henzel,	Miller, B. Z.,	Stank,
Burns,	Hocker,	Mills,	Steckel,
Capano,	Holt,	Monroe,	Stewart,
Capitolo,	Horst,	Muldowney,	Stimmel,
Cianfrani,	Irvis,	Mullen,	Stone,
Cioffi,	Jenkins,	Munley,	Sullivan,
Clarke,	Jim,	Murphy, A.J., Jr.,	Taylor,
Comer,	Johnson, A. W.,	Murphy, P. J.,	Tompkins,
Crossin,	Johnson, R.,	Murray, H. P.	Ujobai,
Curwood,	Jones, T. H. W.,	Murray, J. J.,	Varallo,
Davis,	Jump,	Murray, P. G.,	Varner,
Dengler,	Kamyk,	Musto,	Verona,
Dennison,	Kee,	Needham,	Wall,
Devlin,	Keiser,	Nelson,	Walsh,
Donahue,	Kernaghan,	O'Dell,	Wargo,
Donaldson,	Kessler,	O'Donnell, J. A.,	Weidner,
Dougherty,	Kooker,	O'Donnell, J. P.,	Wescott,
Down,	Kovolenko,	Odorisio,	Wheeler,
Edwards,	Kubitsky,	Ogilvie,	Whittaker,

Eilberg,	Lamb,	O'Neil,	Williams, A.D., Jr.,
Eshback,	Lee, A. M.,	Parlante,	Williams, E. S.,
Eshleman,	Lee, K. B.,	Pashley,	Willard,
Farabaugh,	Leonard,	Perry, H. H.,	Willaredt,
Fetterolf,	Light,	Petrosky,	Wood,
Filo,	Limper,	Polaski,	Wynd,
Fineman,	Lippincott,	Polen,	Yatron,
Floyd,	Lopresti,	Prendergast,	Yetter,
Foerster,	Luigard,	Price,	Andrews,
Fox,	Lutty,	Reibman,	Speaker

NAYS—16

Auker,	Goldstein,	Miller, H. G.,	Stevens,
Bowman,	Holliday,	Naugle,	Wilt,
Cooper,	Isaacs,	Pursley,	Worley,
Ewing,	Korns,	Rigby,	Zimmerman,

NOT VOTING—18

Brown,	Heffner,	Sakulsky,	Stroup,
Dennis,	Knecht,	Schwartz,	Thompson,
Flynn,	Kornick,	Stoner,	Trusio,
Gelfand,	Moran,	Strausser,	Welsh,
Haudenshield,	Perry, P. E.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 250, entitled as follows:

An Act amending the act of April 9, 1929 (P. L. 343), entitled "The Fiscal Code," providing for additional reimbursement and procedures relative thereto in the auditing of disbusements affairs and accounts and clarifying the provisions relating to audits.

On the question,

Will the House agree to the bill on third reading?

Mr. BRETH asked unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Section 1 (Section 408), page 4, by inserting between lines 5 and 6

The reimbursements and procedures herein shall not apply to the Fire Insurance Tax Fund.

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

Mr. STEWART. Mr. Speaker, I would like to interrogate the sponsor of the amendments.

The SPEAKER pro tempore. Will the sponsor of the amendments Mr. Breth, permit himself to be interrogated?

Mr. BRETH. I shall, Mr. Speaker.

Mr. STEWART. Mr. Speaker, I would like to know what the purpose of these amendments is.

Mr. BRETH. The purpose of the amendment is exactly as it reads, to remove funds of the firemen from jurisdiction under the Act.

Mr. STEWART. Would this mean that the Auditor General would still be required to audit the firemen's pension funds?

Mr. BRETH. I cannot answer that question.

Mr. STEWART. Has not the Attorney General so ruled?

Mr. BRETH. I believe that he has under an Act which was passed two years ago. That Act was passed with unanimous consent in the House and in the Senate, but the firemen woke up and found they had been included under the Act of two years ago. And if many of us in the House at that time had realized that they were to be included under the Act, which had to be interpreted by the Attorney General later, we would have opposed the measure or had them taken out of the Act, as we propose to do here.

Mr. STEWART. Mr. Speaker, I would like to know if the policemen are now audited by the Auditor General, and the cost charged against their funds.

Mr. BRETH. I suspect that they are.

Mr. STEWART. Who will actually do the auditing and where will the charges go now on the firemen's pension fund?

Mr. BRETH. A few weeks ago this House passed House Bills 75 and 76 which took care of that situation very nicely, much to the satisfaction of a great many Legislators, the vast majority of Legislators in this House, and also the Volunteer Firemen's Association, throughout the state who had jurisdiction over these firemen's relief pension funds. I want to congratulate the House at this time for passing those two bills, 75 and 76.

Mr. STEWART. Now that the speech is finished, I would like to have an answer to my question.

Mr. BRETH. The answer to your question is that if you remember the contents of 75 and 76, they took away from the Auditor General the right to audit the firemen's relief and pension funds which had been included in the Act of two years ago, and placed it at the local level.

Mr. STEWART. I have a very poor memory, but have those bills become law?

Mr. BRETH. So far as I am concerned, I certainly hope they do at this particular Session.

Mr. STEWART. They have not become law as of right now, is that correct?

Mr. BRETH. The most we can do as Members of the House of Representatives is to express our will and opinion, and our will and opinion in this House, to the tune of 168 to 19, says that we certainly hope they become law soon.

The SPEAKER pro tempore. The Chair reminds the gentleman that the only question before the House is the adoption of the amendments, and not House Bills 75 and 76.

Mr. STEWART. Now we are discussing this bill in front of us, and I would still like to know: If this bill passes as a Senate bill with your amendment, would the Auditor General be in a position where he has a duty to audit, and no place to place the cost of the audit? Yes, or no?

Mr. BRETH. I did not understand the question fully.

Mr. STEWART. I would like to know, if this bill passes, with the amendment which you suggest, whether the Auditor General will be in a position of being required to audit the books, with no place to place the cost.

Mr. BRETH. Mr. Speaker, I am not afraid of anything that the Auditor General will be of a mind to do if this bill passes. I have an opinion from the Attorney General's office which says that without the amendment this bill will not affect the firemen's funds; however, I at this time am not prepared to take a chance, and I would like it physically written into the bill that they do not include

the firemen's funds. That is the purpose of these amendments.

Mr. STEWART. I thank the gentleman. I would now like to make a brief statement.

In view of the fact that this bill is for the purpose of permitting the Auditor General to audit many accounts and charge these accounts with the cost of the auditing, and in view of the fact that the appropriation bills from the Auditor General's Department have concomitantly been reduced, it seems a travesty to present an amendment to this bill at this time with the frank admission that the Attorney General has now rendered an opinion that the firemen's funds does not come under this bill. Either they do or they do not. In my opinion a vote against this bill is a vote against orderly auditing procedures.

Mr. GOLDSTEIN. We heard a very scholarly discourse by our Speaker, not our former Speaker, on bipartisan legislation so that we would have a watch-dog committee of the legislature to determine how our money is being spent. Yet we have an amendment now being proposed on behalf of the Volunteer Firemen of Pennsylvania, who have the arrogance to say that when they get tax money that tax money shall be spent in such manner as they shall dictate without supervision by anybody whatsoever.

The bill to which Mr. Breth referred, I opposed it because of the stand they took at that particular time. If we are going to allow the Volunteer Firemen to receive the money of the taxpayers of the Commonwealth of Pennsylvania, we should have the right to audit them. We have had experience in various communities in the Commonwealth of Pennsylvania where such monies have been embezzled, spent improperly. A vote for these amendments is a vote against the hard-bitten taxpayer.

Mr. McCANN. Mr. Speaker, I want the record to clearly show that this is not the taxpayers' money in the sense of tax appropriated money. This is from the two percent for fire insurance which is appropriated, nothing more than a trust fund appropriated and divided to the various municipalities.

I want the record also to show that I, personally, have faith in all township and borough auditors who audit every one of these accounts, who do not believe in permitting any embezzlement.

I am voting for the amendments because I do believe that the volunteer firemen of Pennsylvania have a right, and I favor giving them the right, to have the local auditors, whom we elect from our own local citizens in each borough, township and city, to audit these accounts, this trust fund given to them. They have regulations they abide by that they follow very carefully, and not a single person over here is favoring any legislation which would permit anyone to squander even trust funds.

Mr. GOLDSTEIN. Mr. Speaker, I want to correct the Majority Leader. We have no law on the Statute Books of Pennsylvania providing for local audits. We have a hope and a prayer for same.

Secondly, he has pointed out this is a trust fund. This is a trust fund that came from insurance companies who paid their money into the treasury of this state. Whether it is a trust fund or otherwise, it is a gift by the taxpayers to the Volunteer Firemen, and they ought not to be ashamed to have their books audited.

Mr. BRETH. Mr. Speaker, I want to speak for every Volunteer Firemen Relief Association in this state, and I wish to say on the record that no relief association nor the members thereof are ashamed to have their funds audited. The point we are discussing is the method of audit. I want to say, as sponsor of the amendment, local auditors will do the job just as well as any other source.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Messrs. A. W. JOHNSON and HELM and were as follows:

YEAS—117

Agnew,	Frank,	McKeever,	Rigby,
Anderson,	Frascella,	McLaughlin,	Riley,
Arlene,	Fulmer,	Machmer,	Rovansek,
Balthaser,	Gailey,	Mahan,	Rudisill,
Boles,	Gallagher,	Markley,	Scarcelli,
Bonner,	Garlock,	Meholchick,	Schaaf,
Branca,	Gibb,	Mihm,	Schuster,
Breth,	Guthrie,	Monroe,	Sherman,
Burns,	Hamilton,	Muldowney,	Shupnik,
Capano,	Heavey,	Mullen,	Silverman,
Capitolo,	Helm,	Munley,	Snider,
Cianfrani,	Holt,	Murphy, A.J., Jr.,	Steckel,
Cioffi,	Horst,	Murray, J. J.,	Stevens,
Clarke,	Irvis,	Musto,	Stimmel,
Cooper,	Jenkins,	Needham,	Sullivan,
Crossin,	Jim,	Nelson,	Varallo,
Curwood,	Johnson, A. W.,	O'Donnell, J. A.,	Verona,
Devlin,	Jones, T. H. W.,	O'Donnell, J. P.,	Wargo,
Donahue,	Kamyk,	O'Neil,	Weidner,
Donaldson,	Korns,	Parlante,	Wheeler,
Dougherty,	Lamb,	Pashley,	Whittaker,
Eilberg,	Lee, K. B.,	Perry, H. H.,	Williams, E. S.,
Eshback,	Leonard,	Polaski,	Willard,
Ewing,	Limper,	Polen,	Wilt,
Farabaugh,	Lopresti,	Prendergast,	Worley,
Filo,	Luigard,	Price,	Wynd,
Fineman,	Lutty,	Reibman,	Yetter,
Floyd,	McCann,	Reidenbach,	Andrews,
Foerster,	McCormack,	Renwick,	Speaker
Fox,	McDonald,		

NAYS—58

Ashton,	Fetterolf,	Kubitsky,	Pursley,
Auker,	Gibson,	Lee, A. M.,	Royer,
Barton,	Goldstein,	Light,	Seltzer,
Bell,	Gramlich,	Lippincott,	Snare,
Boris,	Henzel,	McCandless,	Stewart,
Bower,	Hocker,	McInroy,	Taylor,
Bowman,	Holliday,	Merry,	Tompkins,
Brenninger,	Isaacs,	Miller, B. Z.,	Ujobai,
Buchanan,	Johnson, R.,	Miller, H. G.,	Varner,
Davis,	Jump,	Murray, H. P.	Wall,
Dengler,	Kee,	Murray, P. G.,	Wescott,
Dennison,	Keiser,	Naugle,	Williams, A.D., Jr.,
Down,	Kernaghan,	Odorisio,	Willaredt,
Edwards,	Kessler,	Ogilvie,	Wood,
Eshleman,	Kooker,		

NOT VOTING—34

Blair,	Heffner,	O'Dell,	Strausser,
Brown,	Knecht,	Perry, P. E.,	Stroup,
Comer,	Kornick,	Petrosky,	Thompson,
Dennis,	Kovolenko,	Sakulsky,	Trusio,
Flynn,	Magee,	Schwartz,	Walsh,
Gelfand,	Maxwell,	Stank,	Welsh,
George,	Mills,	Stone,	Yatron,
Goodrich,	Moran,	Stoner,	Zimmerman,
Haudenshield,	Murphy, P. J.,		

So the question was determined in the affirmative and the amendment was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 266, entitled as follows:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," further providing for salaries of mayor and councilmen in newly created cities.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Frank,	McCandless,	Renwick,
Anderson,	Frascella,	McCann,	Rigby,
Arlene,	Fulmer,	McCormack,	Riley,
Ashton,	Gailey,	McDonald,	Rovansek,
Auker,	Gallagher,	McInroy,	Royer,
Balthaser,	Garlock,	McKeever,	Rudisill,
Barton,	George,	McLaughlin,	Scarcelli,
Bell,	Gibb,	Machmer,	Schaaf,
Blair,	Gibson,	Magee,	Schuster,
Boles,	Goldstein,	Mahan,	Seltzer,
Bonner,	Goodrich,	Markley,	Sherman,
Boris,	Gramlich,	Maxwell,	Shupnik,
Bower,	Guthrie,	Meholchick,	Silverman,
Bowman,	Hamilton,	Merry,	Snare,
Branca,	Heavey,	Mihm,	Snider,
Brenninger,	Helm,	Miller, B. Z.,	Stank,
Breth,	Henzel,	Miller, H. G.,	Steckel,
Buchanan,	Hocker,	Mills,	Stevens,
Burns,	Holliday,	Monroe,	Stewart,
Capano,	Holt,	Muldowney,	Stimmel,
Capitolo,	Horst,	Mullen,	Stone,
Cianfrani,	Irvis,	Munley,	Sullivan,
Cioffi,	Isaacs,	Murphy, A.J., Jr.,	Taylor,
Clarke,	Jenkins,	Murphy, P. J.,	Tompkins,
Comer,	Jim,	Murray, H. P.	Ujobai,
Cooper,	Johnson, A. W.,	Murray, J. J.,	Varallo,
Crossin,	Johnson, R.,	Murray, P. G.,	Varner,
Curwood,	Jones, T. H. W.,	Musto,	Verona,
Davis,	Jump,	Naugle,	Wall,
Dengler,	Kamyk,	Needham,	Walsh,
Dennison,	Kee,	Nelson,	Wargo,
Devlin,	Keiser,	O'Dell,	Weidner,
Donahue,	Kernaghan,	O'Donnell, J. A.,	Wescott,
Donaldson,	Kessler,	O'Donnell, J. P.,	Wheeler,
Dougherty,	Kooker,	Odorisio,	Whittaker,
Down,	Korns,	Ogilvie,	Williams,A.D.,Jr.,
Edwards,	Kovolenko,	O'Neil,	Williams, E. S.,
Eilberg,	Kubitsky,	Parlante,	Willard,
Eshback,	Lamb,	Pashley,	Willaredt,
Eshleman,	Lee, A. M.,	Perry, H. H.,	Wilt,
Ewing,	Lee, K. B.,	Petrosky,	Wood,
Farabaugh,	Leonard,	Polaski,	Worley,
Fetterolf,	Light,	Polen,	Wynd,
Filo,	Limper,	Prendergast,	Yatron,
Fineman,	Lippincott,	Price,	Yetter,
Floyd,	Lopresti,	Pursley,	Zimmerman,
Foerster,	Luigard,	Reibman,	Andrews,
Fox,	Lutty,	Reidenbach,	Speaker

NAYS—0

NOT VOTING—18

Brown,	Heffner,	Sakulsky,	Stroup,
Dennis,	Knecht,	Schwartz,	Thompson,
Flynn,	Kornick,	Stoner,	Trusio,
Gelfand,	Moran,	Strausser,	Welsh,
Haudenshield,	Perry, P. E.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,

Senate Bill No. 309, Printer's No. 610,

was passed over at the request of the SPEAKER pro tempore.

PERMISSION TO ADDRESS HOUSE

Mr. BRETH asked and obtained unanimous consent to address the House.

Mr. Speaker, I want to remind the Members of the House, and especially the Members of the Game and Conservation Committee, that tomorrow morning starting at 9:00 a.m., daylight time, there will be a hearing on House Bill 324, the air-pollution bill, in the main House Caucus Room on the first floor.

Any Member of this House is welcome to attend the hearing, and if he wishes to be recognized, I certainly shall do my best to give him any courtesy that he desires.

I want to say that the hearing has attracted quite a lot of attention, and there will be a number of experts on air pollution there to give statements, and their opinions on the problem in Pennsylvania.

PERMISSION TO ADDRESS HOUSE

Mr. GOLDSTEIN asked and obtained unanimous consent to address the House.

Mr. Speaker, some weeks ago I requested that Mr. Polen, the Chairman of the Appropriations Committee, advise me as to the number of people who receive money under private contracts. I have now received that information from Mr. Polen and I want to thank him for his excellent cooperation.

In view of the fact that we are having watch-dog legislation and we are very anxious to know how the taxpayers' money is being spent, I believe the Members on both sides of the House will be interested in some of these figures.

Under private contract $267,000 was spent for appraisal fees from August 28, 1957 to April 24, 1959. For engineering services during the same period, $28.5 million was spent. For architectural fees, $865,000 was spent.

I call to your particular attention that these only include fees in state government; they do not include fees in any department or commission such as the Turnpike or the General State Authority.

I think it is time that House Bill 1163, which would give the taxpayers and the Representatives a knowledge as to who gets $7500 or more a year under private contract should be given serious consideration by the Appropriate Committees and reported to the floor of the House so that we can have an additional watch-dog feature for the benefit of the taxpayers.

REPUBLICAN CAUCUS

Mr. A. W. JOHNSON. Mr. Speaker, I would like to announce a Republica Caucus to be held tomorrow at 1:30, Daylight Saving Time.

STATEMENT BY THE MAJORITY LEADER

Mr. McCANN. Mr. Speaker, I have two functions here to perform at this time; one to the many who have asked - we will not have a Democratic Caucus scheduled tomorrow in this House.

Then, Mr. Speaker, a few weeks back we had occasion to be the guests of the fine people of the City of Brotherly Love in Philadelphia, in which we enjoyed their hospi-

tality and listened to their problems, and they have many in the great city of Philadelphia, and it was at that time that I stated on the floor of this House that on May 5th we would have our Democratic dinner and I would invite to be our guest, the gentleman who is the great Republican leader of the Minority Party of this House.

So Mr. Speaker, I present to Albert W. Johnson a paid $100 ticket for the dinner tomorrow night with my compliments.

Mr. A. W. JOHNSON. Mr. Speaker, in reading the ticket it says it is a Victory Dinner. Is that for Albert W. Johnson or Lyndon Johnson?

Mr. McCANN. I am sure that the gentleman will join in the victory of this wonderful lady, Miss Genevieve Blatt.

Mr. A. W. JOHNSON. Well, Mr. Speaker, I thoroughly appreciate the invitation.

I am just wondering where I should go tomorrow night. I am invited to a Republican rally at Steelton, where I will be able to peddle my wares. I do not think I would be heard above a whisper at this dinner tomorrow night. SoI am going to try to get a refund on that hundred bucks, if I can.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. RIGBY asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTION

Mr. RIGBY offered a resolution which was filed with the Clerk under the Rules.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 198.

An Act reenacting and amending the act of July 27, 1955 (P. L. 288) entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification * * *" extending the provisions of the act to cities of the second class.

HOUSE BILL No. 610.

An Act amending "The Fiscal Code" approved April 9, 1929 (P. L. 343) providing for the Rehabilitation Center Fund and for disbursements therefrom repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

HOUSE BILL No. 611.

An Act amending "The Vocational Rehabilitation Act of one thousand nine hundred forty-five" approved May 22, 1945 (P. L. 849) changing the definition of vocational rehabilitation expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

HOUSE BILL No. 863.

An Act amending the act of February 9, 1901 (P. L. 3) entitled "An act to provide for increasing the capital stock and indebtedness of corporations" deleting certain requirements of corporate officers.

With the information that the Senate has passed the same without amendment.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 619 AND 620

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg.

May 4, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 619, Printer's No. 244, entitled "An Act amending the act of July 8, 1957 (P. L. 594) entitled 'Pennsylvania Cigarette Tax Act of 1957' continuing the additional excise tax for a limited period of time and imposing an additional state excise tax to provide funds to repay principal interest and costs incurred by the sale of bonds issued to create the Korean Conflict Veterans' Compensation Fund."

DAVID L. LAWRENCE.

May 4, 1959.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 620, Printer's No. 245, entitled "An Act authorizing the issue and sale of bonds by the Commonwealth of Pennsylvania for the payment of compensation to certain veterans creating a special fund in the State Treasury to be known as the Korean Conflict Veterans' Compensation Fund defining the powers and duties of the Governor the Auditor General the State Treasurer and the Board of Finance and Revenue in relation thereto and providing for the payment of interest on and the redemption and refunding of such bonds and making an apppropriation."

DAVID L. LAWRENCE.

COMMITTEE MEETINGS

BANK and BUILDING and LOAN ASSOCIATION, Mr. Muldowney, Chairman, Room 131-A, Tuesday, May 5 at 1:30 p.m.

CITIES—COUNTIES, SECOND and SECOND CLASS A, Mr. Mihm, Chairman, Room 131-B, Monday, May 4 immediately after session.

EDUCATION, Mrs. Reibman, Chairman, Room 324, Tuesday, May 5 at 9:15 a.m.

GAME AND CONSERVATION, Mr. Breth, Chairman, Room 323, Tuesday, May 5 at 9:30 a.m. Public Hearing.

HIGHWAYS, Mr. Comer, Chairman, Room 521, Tuesday, May 5 at 10:45 a.m.

INSURANCE, Mr. Hamilton, Chairman, Room 522, Wednesday, May 6 at 9:30 a.m.

LAW and ORDER, Mr. Mills, Chairman, Room 522, Tuesday, May 5 at 11:00 a. m.

MILITARY AFFAIRS, Mr. Needham, Chairman, Room 324, Tuesday, May 5 at 2:00 p.m.

MINES and MINERAL INDUSTRIES, Mr. Rovansek, Chairman, Room 131-E, Tuesday, May 5 at 11:00 a.m.

MUNICIPAL CORPORATIONS, Mr. Polaski, Chairman, Room 331, Tuesday, May 5 at 11:30 a.m.

WAYS and MEANS, Mr. Wheeler, Chairman, Room 131-E, Tuesday, May 5, at 11:00 a.m.

HOUSE APPROPRIATIONS COMMITTEE SCHEDULE OF BUDGET HEARINGS:

Tuesday, May 5 at 9:30 a.m., Room 245, State Tax Equalization Board;
Tuesday, May 5 at 9:45 a.m., Room 245, State Public School Bldg. Authority;
Tuesday, May 5 at 10:00 a.m., Room 245, State Council of Civil Defense;
Tuesday, May 5 at 10:15 a.m., Room 254, Board of Parole;
Tuesday, May 5 at 10:30 a.m., Room 245, Milk Control Commission;
Tuesday, May 5 at 10:45 a.m., Room 245, Public Utility Commission;
Tuesday, May 5 at 11:00 a.m., Room 245, Penna. Securities Commission;
Tuesday, May 5 at 11:30 a.m., Room 245, Drexel Institute of Technology;
Wednesday, May 6 at 1:00 p.m., Room 245, Department of Health;
Thursday, May 7 at 9:30 a.m., Room 245, Department of Public Welfare.

There will be a meeting of Legislative Service Clubs tomorrow, Tuesday, May 5 at 8:30 a.m. in the Capitol Cafeteria. All members of Rotary, Kiwanis, Lions and other Service Clubs are urged to attend.

REHEARSAL. Mr. Dengler, Conductor, Tuesday, May 5 at 11:00 a. m. in the Majority Caucus Room. This, you will note, is a new time. Perhaps you have a meeting. Get there when you are free. We will rehearse from 1:00 a.m. to 11:45 a.m. T.V. Program in June. Accompanists, Virginia Gramlich and Harry Gramlich.

ANNOUNCEMENT. This is to remind the members that the biennial Gridiron Dinner will be held this Wednesday night at the Penn-Harris Hotel.

A very limited number of tickets is available at the Capitol News room at $12.50.

ALL TIMES ARE DAYLIGHT SAVING TIME.

The SPEAKER pro tempore. The Chair recognizes the Minority Leader, the gentleman from McKean, Mr. Johnson.

Mr. A. W. JOHNSON. Mr. Speaker, I just want to make a brief comment on the hearings of the Appropriations Committee.

They are 15 minutes apart. I hope that the hall will be large enough to hold all the people as they come marching in. It reminds me of sort of an assembly line, like assembling a Ford car; something comes along every 15 minutes. I hope in 15 minutes you can find out about the budget of each one of these different departments.

ADJOURNMENT

Mr. HOLLIDAY. Mr. Speaker, I move that this House do now adjourn until Tuesday, May 5, 1959, at 1:30 p.m. EST.

The motion was agreed to, and (at 6:44 p.m. EST) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., TUESDAY, MAY 5, 1959. No. 41.

SENATE

TUESDAY, MAY 5, 1959

The Senate met at 1:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. JOHN S. ALLISON, Pastor of Rock Bend Methodist Church, Homewood, Pittsburgh, offered the following prayer:

"O God, our help in ages past,
"Our hope for years to come;
"Our shelter from the stormy blast,
"And our eternal home."

In these moments of devotion, we seek Thee as the flowers turn to the sunshine.

Fill our minds with wisdom, our hearts with tenderness, our hands with usefulness. Take all reluctance out of our obedience, and all bitterness out of our endurance. May we follow where the Master leads, serene and unafraid.

We gladly offer to Thee our song of gratitude today. May each of us find Thy forgiving grace. Bless our dear ones and our communities. Bless the Members of our House and Senate. Especially guide the Members of this group in today's tasks. Bless our State, our Governor and all our officials. Pour Thy blessing on America; bless our President and his advisors.

May the leaders of our world pause for a moment and take thy hand and be led out of the swamps of hatred, war and bitterness, to the highlands of brotherhood and peace.

We ask all these things in Chirst's name, Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. WATKINS, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. PECHAN asked and obtained leave of absence for Mr. BLASS, due to illness.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE BILL No. 266

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 266, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," further providing for salaries of mayor and councilmen in newly created cities.

with the information that the House has passed the same without amendments.

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Allegheny, Senator Fleming, to the rostrum to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House, as follows:

House Bill No. 260, entitled:

An Act creating and establishing the Legislative Budget and Finance Committee; providing for its membership; prescribing its powers, functions and duties. * * *

Which was committed to the Committee on Rules.

House Bill No. 878, entitled:

An Act amending "The Third Class City Code" approved June 23, 1931 (P. L. 932), providing for the payment of service increments to firemen in addition to their pensions.

Which was committed to the Committee on Local Government.

House Bill No. 1422, entitled:

An Act amending the act of July 19, 1957 (Appropriation Acts page 60), entitled "An act to provide for the ordinary expenses of the Executive, Legislative, and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," deleting certain amounts appropriated to the Department of Public Instruction and declaring the Legislature's intention to restore said deletions.

Which was committed to the Committee on Appropriations.

House Bill No. 1423, entitled:

A Supplement to the act, approved the nineteenth day of July, one thousand nine hundred fifty-seven (Appropriation Acts, page 60), entitled "An act to provide for the

ordinary expenses of the Executive, Legislative, and Judicial Departments of the Commonwealth interest on the public debt and for public schools for two years beginning June 1, 1957, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May 31, 1957," by providing for deficiencies in appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-nine.

Which was committed to the Committee on Appropriations.

REPORT FROM COMMITTEE

Mr. PROPERT, from the Committee on Constitutional Changes and Federal Relations, reported as committed, House Bill No. 166, entitled:

A Joint Resolution proposing an amendment to article nine, section eight of the Constitution of the Commonwealth of Pennsylvania, increasing the borrowing capacity of school districts.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. BERGER, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Leonard R. Chirdon, Box 114, Turbotville, Northumberland County, for appointment as Justice of the Peace in and for the Borough of Turbotville, Northumberland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lendrum L. Chapman, 57 West Afton Avenue, Yardley, Bucks County, for appointment as Justice of the Peace in and for the Borough of Yardley, Bucks County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William A. Richards, R. D. 1, Renfrew, Butler County, for appointment as Justice of the Peace in and for the Township of Penn, Butler County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF SCOTLAND SCHOOL FOR VETERANS' CHILDREN

April 28, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Victor C. Wise, 600 Fairview Terrace, Williamsport, Lycoming County, for appointment as a member of the Board of Trustees of Scotland School for Veterans' Children, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Richard A. Seaman, Williamsport, deceased.

DAVID L. LAWRENCE.

REPUBLICAN WOMEN FROM ARMSTRONG AND BUTLER COUNTIES PRESENTED TO SENATE

Mr. PECHAN. Mr. President, I have the very happy pleasure to present to this Body a group of beautiful women, whom I would like the Chair to recognize. They have good political sense by voting Republican. They are from Armstrong and Butler Counties. Through a little slip awhile ago, I officially opened my campaign for re-election next year when I had my picture taken with these ladies.

Mr. President, I present these ladies from Armstrong and Butler Counties.

The PRESIDING OFFICER. The Chair, on behalf of the Senate of Pennsylvania, is very happy to welcome the guests of Senator Pechan, the ladies with such good judgment from Armstrong County who will lead the fight for good government by returning him to the Senate of Pennsylvania.

Will the ladies please rise in order to be recognized by the Members of the Senate?

MEMBERS OF THE EASTON LEAGUE OF WOMEN VOTERS PRESENTED TO SENATE

Mr. ROONEY. Mr. President, I would like the Chair, and the Members of the Senate, to recognize a very distinguished group of young ladies from my district, Northampton County. I might say to Senate Pechan that we, in Northampton County, have a nonpartisan group visiting us today. They are equally divided between Democrats and Republicans. They are members of the Easton League of Women Voters, from Easton, Pennsylvania, headed by their newly elected President, Mrs. Alvin Wolfe. They are also accompanied by their Past President, Mrs. Lawrence Resnick.

The PRESIDING OFFICER. The Chair, on behalf of the Senate of Pennsylvania, is happy to welcome the guests of Senator Rooney, being a nonpartisan group of ladies who support Senator Rooney in Northampton County.

Will the ladies please rise and be recognized?

REMARKS BY MINORITY LEADER

Mr. WEINER. Mr. President, I heard the remarks made by Senator Pechan. I hope the ladies who, according to Senator Pechan, demonstrated such excellent judgment will continue to do so by attending the Democratic Dinner tonight at the Zembo Mosque.

The PRESIDING OFFICER. I am sure the ladies will be happy to avail themselves of your invitation.

MEMBERS OF CAMBRIA COUNTY COUNCIL OF REPUBLICAN WOMEN PRESENTED TO SENATE

Mr. WALKER. Mr. President, this afternoon, we are highly honored in having not only a very beautiful group of ladies, but also politically prominent and astute people who are in the Republican Party, from western Pennsylvania. Some of them come from as far west as Westmore-

land County. There are considerable groups from Indiana, Jefferson and Somerset Counties. However, I will let their respective Senator introduce them.

I am tremendously proud, Mr. President, to introduce to you, and to the Senate of Pennsylvania, the ladies from the Cambria County Council of Republican Women. They are seated in the balcony.

The PRESIDING OFFICER. The Chair, on behalf of the Senate of Pennsylvania, is very happy to welcome the members of the Council of Republican Women, from Cambria County, who are the guests of Senator Walker.

Will you please rise in order to be recognized?

MEMBERS OF INDIANA AND JEFFERSON COUNTY COUNCILS OF REPUBLICAN WOMEN PRESENTED TO SENATE

Mr. KROMER. Mr. President, I have had the occasion of listening to various Senators making remarks about the fine looking ladies who come from their particular counties. We, too, from Indiana County, have a wonderful group here, who are representing the Council of Republican Women.

I would like the Chair to recognize these guests from Indiana County at this time.

The PRESIDING OFFICER. The Chair, on behalf of the Senate of Pennsylvania, is very happy to welcome the ladies from the Councils of Republican Women from Jefferson and Indiana Counties, the guests of Senator Kromer.

Will you please rise so that we may welcome you to the Senate?

STUDENTS FROM ABINGTON HIGH SCHOOL, MONTGOMERY COUNTY, PRESENTED TO SENATE

Mr. PROPERT. Mr. President, this seems to be visitation day. We are always very happy to have students from the various high schools visit with us here in the Senate.

We have a very distinguished group today from Montgomery County. They are the Historians and American History students from Abington High School. I might say, Mr. President, that they have two exchange students from Germany accompanying them. They are here under the direction of their teachers, Miss Grace Davis and Miss Ruth Kraupf. They are seated in the balcony.

The PRESIDING OFFICER. The Chair, on behalf of the Members of the Senate, is most happy to welcome the guests of Senator Propert, the students from Abington High School. We are particularly happy that the two exchange students from Germany are here to see the democratic processes in Pennsylvania at work. We hope your visit here will be both informative and pleasant to you.

Will you please rise so that we may welcome you?

MEMBERS OF ALLEGHENY COUNTY COUNCIL OF REPUBLICAN WOMEN PRESENTED TO SENATE

The PRESIDING OFFICER. If the Chair may, this is one of the most pleasant duties that I have had to perform. It is not often that I get the opportunity to do this.

We have lovely and beautiful women from all over western Pennsylvania here today, but none, I might say, more lovely nor more beautiful than those from the Council of Republican Women of Allegheny County.

Will the guests of Senator Kopriver please rise and be recognized?

DEMOCRATIC LEADERS FROM WESTMORELAND COUNTY PRESENTED TO SENATE

Mr. MAHADY. Mr. President, we not only have good looking Republican women here from Westmoreland County this afternoon, but we also have three very good Democratic leaders from Westmoreland County present. They are seated at the rear of the Senate.

The PRESIDING OFFICER. The Chair, on behalf of the Senate, is very happy to recognize the guests of Senator Mahady, the Democratic leaders from Westmoreland County.

COUNCIL OF REPUBLICAN WOMEN FROM BUTLER COUNTY WELCOMED TO SENATE

The PRESIDING OFFICER. Senator Pechan just informed me of a very grave error which I made. I did not ask those other backers of his, those very fine and distinguished ladies from the Council of Republican Women from Butler County, to rise.

Will you please rise and be recognized?

REPORT FROM COMMITTEE

Mr. SHAFER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 499, entitled:

An Act to provide for the assignment of counsel in criminal cases in certain counties, and for the allowance of compensation in such cases.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 568, entitled:

An Act amending the act of May 5, 1933 (P. L. 364), entitled "Business Corporation Law," conferring upon additional courts in common pleas jurisdiction to hear petitions of dissenting shareholders in certain cases.

He also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 639, entitled:

An Act amending the act of June 25, 1937 (P. L. 2086), entitled "An act providing for the making of compacts by the Commonwealth with other states for mutual helpfulness in relation to persons on probation or parole; . . .," whereby the term "State" shall mean any one of the several states and certain territories and possessions of the United States.

He also, from the Committee on Judiciary General, reported, as committed, House Bill No. 91, entitled:

An Act amending the "1937 Magistrtaes' Court Act," approved June 15, 1937 (P. L. 1743) requiring stenographic reports to be available within ten days and making them available to the Defender Association of Philadelphia.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 108, entitled:

An Act amending the act of May 1, 1907 (P. L. 135), entitled "An act relating to the appointment of stenographers to report proceedings in the several courts of common pleas, and orphans' courts, * * * as well as before commissioners, masters and special masters in chancery, referees, examiners, auditors, and other officers; * * *," changing liability for payment of costs in furnishing copies of notes of testimony requested by defendants.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 134, entitled:

An Act providing for the recording of specified forms of stipulations of general mortgage provisions and of short form mortgages; defining the effect and construction to be

given thereto, and fixing the fee to be charged for the recording thereof.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 489, entitled:

An Act permitting the recording of leases, subleases and agreements to lease or sublease; permitting the recording of memoranda thereof; prescribing the minimum contents of such memoranda; * * *

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 582, entitled:

An Act amending the "Minor Judiciary Fee Bill," approved January 7, 1952 (P. L. 1841) changing fees in civil cases.

Mr. KELLER, from the Committee on Education, reported as committed, Senate Bill No. 382, entitled:

An Act amending the act of March 10, 1949 (P. L. 80), entitled "Public School Code of 1949," authorizing the assessing and levying of taxes by all the school board members when union districts are first created.

He also, from the Committee on Education, reported as amended, Senate Bill No. 643, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for the use of moneys in the State School Fund of Pennsylvania for assisting public school districts and State Teachers' Colleges to comply with required safety standards in certain cases; conferring powers and imposing duties upon the State Council of Education, the Auditor General, the Superintendent of Public Instruction and the Secretary of Labor and Industry; and making an appropriation.

He also, from the Committee on Education, reported as committed, Senate Bill No. 644, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing representation on the board of directors of union and merged school districts.

He also, from the Committee on Education, reported as committed, Senate Bill No. 677, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," defining high school pupils.

He also, from the Committee on Education, reported as committed, Senate Bill No. 685, entitled:

An Act repealing section 802 of the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," relating to the use of textbooks for a period of not less than five years.

He also, from the Committee on Education, reported as amended, House Bill No. 295, entitled:

An Act amending the act of June 27, 1947 (P. L. 1046), entitled "State Tax Equalization Board Law," further regulating the valuation of real property in school districts.

He also, from the Committee on Education, reported as committed, House Bill No. 960, entitled:

An Act relating to the retirement of public school employes; amending, revising, consolidating and changing the laws relating thereto.

He also, from the Committee on Education, reported as committed, House Bill No. 961, entitled:

An Act relating to the retirement of State employes; amending, revising, consolidating and changing the laws relating thereto.

Mr. KELLER, from the Committee on Insurance, reported as committed, Senate Bill No. 232, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," providing for guaranteed arrest bond certificates issued by insurance companies and by automobile clubs or associations and for sureties thereon and defining the use and effect thereof.

He also, from the Committee on Insurance, reported as committed, Senate Bill No. 371, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," increasing the amount of salary compensation, or emolument which may be paid without prior vote of the board of directors.

He also, from the Committee on Insurance, reported as committed, Senate Bill No. 372, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," providing for deferment of payment of a portion of the salary of officers or employes for more than twelve months.

He also, from the Committee on Insurance, reported as committed, House Bill No. 864, entitled:

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one," approved May 17, 1921 (P. L. 789), increasing the fee for filing papers with the department.

He also, from the Committee on Insurance, reported as committed, House Bill No. 987, entitled:

An Act amending "The Insurance Department Act of 1921," approved May 17, 1921 (P. L. 789), by continuing the provisions of section 211.1 in effect for a further period.

He also, from the Committee on Insurance, reported as committed, House Bill No. 1030, entitled:

An Act amending "The Insurance Unfair Practices Act," approved June 5, 1947 (P. L. 445), prohibiting untrue, deceptive or misleading advertising of insurance business on television.

He also, from the Committee on Insurance, reported as committed, House Bill No. 1031, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872), prohibiting the unlawful advertising of insurance business through television broadcasting and prescribing penalties.

Mr. WHALLEY, from the Committee on Highways reported as committed, Senate Bill No. 563, entitled:

An Act authorizing the Department of Highways, with the approval of the Governor, to rebuild Brinton Bridge over Brandywine Creek, in Chester County, and to provide the necessary approaches and connections with State Highway Route 15199, empowering counties to pay certain damages, and making an appropriation therefor.

He also, from the Committee on Highways, reported as committed, Senate Bill No. 569, entitled:

An Act establishing a limitation on the time in which a deficiency judgment can be recovered after repossession of a motor vehicle.

BILLS INTRODUCED AND REFERRED

Messrs. HAYS and CHAPMAN read in place and presented to the Chair Senate Bill No. 728, entitled:

An Act amending the act of June 27, 1923 (P. L. 858),

entitled "State Employes' Retirement Law," permitting certain State employes to return to State service without diminishing their rights and imposing limitations.

Which was committed to the Committee on State Government.

Mr. SEYLER read in his place and presented to the Chair Senate Bill No. 729, entitled:

An Act authorizing the Pennsylvania Historical and Musuem Commission to acquire land on which are located three old structures in the city of York, York County; providing for the repair and restoration of the buildings; and making an appropriation.

Which was committed to the Committee on State Government.

Messrs. LANE and EHRGOOD read in place and presented to the Chair Senate Bill No. 730, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," increasing certain penalties.

Which was committed to the Committee on Highways.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 731, entitled:

A Joint Resolution proposing an amendment to article two, section six of the Constitution of the Commonwealth of Pennsylvania authorizing Senators and Representatives to be notaries public.

Which was committed to the Committee on Constitutional Changes and Federal Relations.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. BERGER asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. BERGER and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Leonard R. Chirdon, Box 114, Turbotville, Northumberland County, for appointment as Justice of the Peace in and for the Borough of Turbotville, Northumberland County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

April 6, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lendrum L. Chapman, 57 West Afton Avenue, Yardley, Bucks County, for appointment as Justice of the Peace in and for the Borough of Yardley, Bucks County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

JUSTICE OF THE PEACE

March 31, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William A. Richards, R. D. 1, Renfrew, Butler County, for appointment as Justice of the Peace in and for the Township of Penn, Butler County, to serve until the first Monday of January 1960, to fill a vacancy.

DAVID L. LAWRENCE.

MEMBER OF THE BOARD OF TRUSTEES OF SCOTLAND SCHOOL FOR VETERANS' CHILDREN

April 28, 1959.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Victor C. Wise, 600 Fairview Terrace, Williamsport, Lycoming County, for appointment as a member of the Board of Trustees of Scotland School for Veterans' Children, until the third Tuesday of January 1961, and until his successor is appointed and qualified, vice Richard A. Seaman, Williamsport, deceased.

DAVID L. LAWRENCE.

A motion was made by Mr. BERGER and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Keller,	Mullin,	Stevenson,
Berger,	Kessler,	Murray,	Stiefel,
Camiel,	Kopriver, Jr.,	Pechan,	Taylor,
Chapman,	Kromer,	Propert,	Van Sant,
Confair,	Lane,	Ripp,	Wade,
DiSilvestro,	Madigan,	Rooney,	Wagner,
Donolow,	Mahady,	Ruth,	Walker,
Ehrgood,	Mallery,	Sarraf,	Watkins,
Elliott,	McCreesh,	Scott,	Weiner,
Flack,	McGinnis,	Seyler,	Walley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,	Miller,	Silvert,	Fleming,
Kalman,			Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. BERGER. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

STUDENTS FROM MIDDLESEX ELEMENTARY DIVISION, CUMBERLAND VALLEY JOINT SCHOOL SYSTEM, PRESENTED TO SENATE

Mr. WADE. Mr. President, it is a delight, indeed to serve in the Senate on a day like this when we have so many distinguished visitors from over the Commonwealth of Pennsylvania. We have a very interesting group, I am sure, from Cumberland County. They consist of over

fifty members of the sixth grade of the Middlesex Elementary Division, of the Cumberland Valley Joint School System. They are here under the care and supervision of their teacher, Miss L. Anna Schwenck, of Middlesex.

If you will extend the official welcome of the Senate to this group, I would appreciate it Mr. President.

The PRESIDING OFFICER. On behalf of the Senate of Pennsylvania, the Chair is most happy to welcome the guests of Senator Wade, the sixth grade pupils from the Middlesex School. We certainly hope that you will enjoy your visit to the Senate and to the Capitol, and that you will learn a lot about Pennsylvania and its government.

Will the Senate please recognize these boys and girls?

FORMER SENATOR EDWARD FREY PRESENTED TO SENATE

The PRESIDING OFFICER. Before we proceed with today's Calendar, the Chair would like to recognize a former distinguished member of the Senate of Pennsylvania, now conferring with his two colleagues, Senator Edward Frey, who is now the City Controller of the City of Pittsburgh.

Will the Senate please welcome an old friend?

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS OVER IN ORDER TEMPORARILY

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 35, Printer's No. 741, on concurrence in house amendments, go over in its order temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

STUDENTS OF AVONWORTH HIGH SCHOOL, ALLEGHENY COUNTY, PRESENTED TO SENATE

The PRESIDING OFFICER. At this time, the Chair would like to present to the Senate a group of students from Allegheny County. It is not often that students travel such a great distance. I am happy to present, as my guests today, the students of Avonworth High School in Allegheny County, who are here with their teacher, Mr. Johnson, in the gallery.

Will the Senate please welcome these students to the Senate Chamber?

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 14, entitled:

An Act amending the act of June 3 1937 (P L 1225) entitled "The Game Law" authorizing game to be hunted caught taken wounded or killed with auto-pistols.

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—39

Barr,	Harney,	Murray,	Taylor,
Berger,	Keller,	Pechan,	Van Sant,
Camiel,	Kessler	Propert,	Wade,
Chapman,	Kopriver, Jr.	Ripp,	Wagner,
Confair,	Kromer,	Rooney,	Walker,
DiSilvestro,	Lane,	Ruth,	Watkins,
Donolow,	Madigan,	Sarraf,	Weiner,
Ehrgood,	Mallery,	Scott,	Whalley,
Elliott,	McCreesh,	Shafer,	Wolfe,
Flack,	Miller,	Stevenson,	

NAYS—10

Hays,	McGinnis,	Seyler,	Fleming,
Kalman,	McMenamin,	Silvert,	Presiding Office
Mahady,	Mullin,	Stiefel,	

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 25, Printer's No. 25;
Senate Bill No. 61, Printer's No. 61;
Senate Bill No. 116, Printer's No. 695; and
Senate Bill No. 117, Printer's No. 696.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 157, entitled:

An Act amending the act of May 2, 1925 (P. L. 448) entitled "The Fish Law of 1925" authorizing artificial propagation licensees to kill frogs and tadpoles.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Stevenson,
Berger,	Keller,	Mullin,	Stiefel,
Camiel,	Kessler	Murray,	Taylor,
Chapman,	Kopriver, Jr.	Pechan,	Van Sant,
Confair,	Kromer,	Propert,	Wade,
DiSilvestro,	Lane,	Ripp,	Wagner,
Donolow,	Madigan,	Rooney,	Walker,
Ehrgood,	Mahady,	Ruth,	Watkins,
Elliott,	Mallery,	Sarraf,	Weiner,
Flack,	McCreesh,	Scott,	Whalley,
Harney,	McGinnis,	Seyler,	Wolfe,
Hays,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Office

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 216, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for the creation of capital reserve funds regulating the use of such funds and authorizing the levying of taxes.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. PROPERT. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 690), page 4, lines 1to 5, by striking out "may consist (1) of" in line 1, all of lines 2 to 4, and "fiscal year and (3)" in line 5, and inserting: "shall consist of"

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. PROPERT. Mr. President, I ask unanimous consent that Senate Bill No. 216, Printer's No. 230, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 221, Printer's No. 758, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 374, entitled:

An Act amending the act of May 28, 1931 (P. L. 202) entitled "An act providing for the licensing and regulation of motor boats operated or navigated upon any public stream artificial or natural body of water or non-tidal waters of any river within the Commonwealth . . ." changing the license year to commence the first day of January each year.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Stevenson,
Berger,	Keller,	Mullin,	Stiefel,
Camiel,	Kessler	Murray,	Taylor,
Chapman,	Kopriver, Jr.	Pechan,	Van Sant,
Confair,	Kromer,	Propert,	Wade,
DiSilvestro,	Lane,	Ripp,	Wagner,
Donolow,	Madigan,	Rooney,	Walker,
Ehrgood,	Mahady,	Ruth,	Watkins,
Elliott,	Mallery,	Sarraf,	Weiner,
Flack,	McCreesh,	Scott,	Whalley,
Harney,	McGinnis,	Seyler,	Wolfe,
Hays,	McMenamin,	Shafer,	Fleming,
		Silvert,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 405, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" prohibiting certain business activities on Sunday.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. McGINNIS. Mr. President, I want to say that ninety-five per cent of my mail is letters favoring this bill. However, I think it is unconstitutional; it is a religious bill.

Last Session we passed a bill to stop the sale of automobiles on Sundays. Now they are creeping in again; creeping in again to stop other sales. This is a religious law. No doubt about it. Every letter I get says: "I want to go to church on Sunday, to my religion."

I know it is going to hurt me back home, but I have got my consecience in my head. I am voting "no."

Mr. EHRGOOD. Mr. President, I can re-echo those sentiments of Senator McGinnis very, very strongly. I believe in what he stated one hundred per cent. I personally, of course, do not like to see stores open on Sunday. However, it is an entirely different situation when we are asked up here in this Legislature to pass laws on these matters. Let us not be fooled by false labels. We cannot delude ourselves or the public with the phony and fallacious argument that these Sunday closing bills are merely economic bills.

As the Senator has pointed out, they are essentially religious bills. It is a sad commentary on our modern processes when we would accept labels for substance. This legislation, I believe very strongly, is backward legislation. It is pre-Renaissance.

Let me first state why this type of legislation is really religious in character. Obviously, it deals with Sunday, which the large majority of people in this Country think of as their Sabbath, as their day of worship. Incidentally, let me just state that the Governor made a statement that he was in favor of this bill, and the entire flavor of that statement was that we should not get the last ounce of money on a Sunday, at cetera, et cetera.

Again, I would re-echo the words of Senator McGinnis

about all these letters that we have been receiving, relating to a day of rest and talking about religion. I sympathize with them. However, again I state, no legislation like this.

In Commonwealth versus Hoover, 25 Pa., Superior Court 134, it shows the object and it traces the historical development of all these laws. The entire object is the enforcement of religion. The offenses enumerated are not the acts themselves.

As you go through this bill, Senate Bill No. 405, you will note, of course, that on other days of the week except Sundays, these sales are legal. Merely because it is Sunday, they are now illegal. I do not call it what you call it. They are essentially religious in kind.

We have an obligation in this Senate, and in the House, to protect the rights of minorities. Sunday does not happen to be the Sabbath day of all people. Those people, who do not believe such, should be protected and we should do what is right because the Constitution states, in effect, that man shall not interfere with the rights of conscience. That is what we are actually doing by bills such as this.

This is one matter in which our founding fathers decided that the majority should not control the minority. The object of government is to protect all persons in the enjoyment of their religious as well as their civil rights. Our protection of minorities is not accomplished by subterfuge such as Senate Bill No. 405.

Let me just go through the bill and point out how ridiculous it is. It prohibits the sale of toys. Then there is a little amendment, excluding novelties and souvenirs, which takes care of the summer trade. My objection, of course, is not to this exception here, but it is to the entire bill because I believe that you do not force upon people laws such as this. It is a matter of their own individual conscience.

May I point out that besides Senate Bill No. 405, there is Senate Bill No. 144, which would prohibit the sale of real estate, and Senate Bill No. 491, which would prohibit the sale of meat in certain operations, excluding neighborhood stores.

Again, as Senator McGinnis pointed out, this is opening the door. Two years ago, I voted against the automobile dealers' bill on the same basis. I believe that, year after year, we will be deluged with legislation such as this. I can only quote, and I cannot say it any better than it is said in a speech that Thaddeus Stevens made in the case of Specht versus The Commonwealth, in 8 Pa., 312. Thaddeus Stevens gave forth great speeches on religious freedom, and I would just like to quote a few sentences from one speech:

> "Does this act of Assembly 'control or interfere with the rights of conscience?' It evidently treats the first day of the week as a holy, a sacred day; and it prohibits labour on that day, not for the purpose of giving rest to man, as a mere civil regulation, but because it profanes the Lord's day.
>
> "We have other holidays. We have political Sabbaths, such as the 4th of July, and 22nd of February. We reverence them as days of great political events. But we do not enforce their observance by legislation. But the act in question" —referring to the Act of 1794—"compels all to observe Sunday as a sacred day. To oblige men to refrain from labour out of regard to his holiness, is to 'control' their religious observance, as much as if they were ordered to kneel before the altar, or the images of the Saints. And to all those who conscientiously believe that it is not a holy day—that it is not the true Sabbath of the Lord, it is an 'interference' with, and a constraint of their rights of conscience. It is no answer to say that the day of rest should be uniform among all. If it were a mere civil regulation, there might be some reason in it; but then it would be made a day of recreation—of relaxation; and most probably those days would not come so frequently. The French, when they discarded its religious character, when they worshipped the Goddess of Reason, and provided only for the rest of the people, fixed the tenth day. But I suppose it requires no other argument than reading the several acts upon this subject, to prove that our legislation looks to enforcing the religious observance of the day. If the legislature can direct that religious observance, then there is no limit to their power over religious subjects. If they can direct the people to stay at home quietly, they can direct them to go to church, and if they can direct them to attend church, they can indicate the church to be attended. In short, if they have any power over religious subjects, they have all power. Such power would be a perfect union of church and state, so much abhorred by the people of this republic. It would inevitably lead to religious persecutions, and finally to civil and religious tyranny."

Members of this Senate, we are certainly not going to aid the cause of religion. There is no doubt in anyone's mind, I am sure, that we cannot legislate morality. I admit that this bill will be passed. I am sure that the great pressures that have been brought forth among all these Members will result in the passage of this bill. I think it is a sad day; I think it is a sorry day. I predict that the day will come when we will rue its passage.

Mr. ROONEY. Mr. President, I must disagree with my distinguished colleagues, Senator McGinnis and Senator Ehrgood, that this is a religious bill. There is no part of this bill which has anything to do with religion. This bill, in my opinion, represents the only effective approach to the problem of preventing Sunday from becoming another bargain day in business. We have had the Blue Laws on the books for generations. Senate Bill No. 405 gives the Blue Laws some teeth, and it imposes a fine which will eliminate the abuse of Sunday sales.

It is a clear and definite bill, which states precisely what categories of merchandise may be sold on Sunday and it provides adequate penalties to make enforcement possible.

The public would not be inconvenienced in any way since the prohibited items are in no sense necessities or convenience goods that should be, and must be, sold on Sunday. The bill is patterned very closely after the law which was passed in 1957, prohibiting the sale of automobiles on Sunday. I can say, gentlemen of the Senate, that practically every automobile dealer and every salesman in Pennsylvania favored that bill in its entirety.

This is a bill, also, that will enable hundreds of thousands of store clerks in Pennsylvania to have a day of rest and a day to be home with their families, since they have to work on Saturday and since Sunday is one of the days that the children are home from school. That is the social part of this bill. It is another manner in which we are improving the working conditions of these people in Pennsylvania, and the working conditions of the workingman in our State have been improved

over twenty-five years.

I sincely hope this bill will be passed so it will affect the store clerks. I have received about 5,000 letters from every nook and corner of this State, and everybody is for the bill. There are a few instances where these big bargain centers from out-of-State have invaded our territory, because they can operate on Sunday. I have heard objections from this group.

I sincerely hope, gentlemen, that you will all vote favorably for Senate Bill No. 405.

Mr. DONOLOW. Mr. President, I am compelled by the wordage of this bill to take the floor today and speak in opposition to it. I agree with my colleague, Senator McGinnis, that anyone who has studied the Constitution of Pennsylvania and studied the laws of Pennsylvania will believe that this bill is unconstitutional.

You cannot legislate in certain fields to preclude those persons from operating, and yet permit others to participate on Sundays. You may say to yourself, "What about the bill that we passed last Session, the automobile bill?" I am willing to venture on this floor today, Mr. President, that that bill was unconstitutional and if it should be tested, I feel the courts would so rule.

I would like to face this issue, Mr. President, not as a religious issue but, in accordance with what has been said hereby my colleague, Senator Rooney, as an economic issue. Let us see how really economic this bill is. Who are we serving today in Pennsylvania by casting our vote for Senate Bill No. 405? Are we aiding the people who need aid?

In my District in Philadelphia, we have a street which runs ten blocks. This place has been open on Sunday for fifty years, Mr. President, and many small businessmen have survived because of Sunday sales. Once again, we are passing a piece of legislation to aid the big chain stores, and to aid the big department stores in the centers of big cities. The little businessman is the man forgotten. He is a man of the past. In Philadelphia today, seventy-seven per cent of the small business establishments are vacant. The former corner grocer and the former corner butcher are men of the past. They are struggling to make a living. The corner grocer makes his money on Sundays when the chain stores are closed. You patronize him on Sundays and that is how he stays in business.

Here, today, we are going to give a double blow to the little guy. We are going to hit him below the belt again and say: "You, Mr. Clothing Man, who has two salesman, and you, Mr. Hardware Man, who is dependent on your neighbors to patronize you, you must close your doors on Sunday because we have to help the department stores in big cities to survive."

Mr. President, only two weeks ago, according to the Federal Reserve System, the department stores of this State, especially in the City of Philadelphia, increased their sales by fourteen per cent. Yet, they still want this type of legislation.

I say it is unfair. I say we are forgetting. I say we are turning our heads on the things which made American and Pennsylvania great. It was the little man; it was the little man who, working with his wife and his family, raised his children and sent them to school and educated them. He made it from that little store. That is the man that we here in Pennsylvania are going to punish. We are going to take away his last source of income, that little Sunday business which he takes on.

Regarding the automobile dealers of Pennsylvania, I will venture to say right here that if the automobile dealers of Pennsylvania had their choice, they would want that Sunday law repealed, because right in Philadelphia all the Sunday business, again, is going over the bridge to Jersey. There are more cars being sold from the lots in Jersey on Sunday than in Philadelphia during the week.

We are not aiding business in Pennsylvania. We are doing everything possible to drive it out and kick it down.

Let us today in this Senate, regardless of what we have felt before, not think of religion, but let us think of economics. Let us give the little guy a break for once and let us give him our vote.

Mr. WALKER. Mr. President, we have had a lot of discussion pro and con on this bill. It is an important bill, a very important bill.

I do not like to disagree with so many of my colleagues, but I believe we can disagree without becoming disagreeable.

As I read this bill, I find nothing in it which is of a religious nature. The bill is prompted by the thousands of letters that we have all received in the Senate of Pennsylvania, asking us to do something for the men and women who work in the department stores. These people are not asking to go to church; they are asking for a day of rest.

I do not find anyone complaining about the Act passed at the last Session concerning the automobile business.

This is a bill which has been crystalized by, I think, a very great organized labor section in our Commonwealth, the American Federation of Labor. They are in favor of it. They are heading up a group of people who have no particular voice to speak for them. I believe it is the obligation of the Senate of Pennsylvania to vote for this bill in order to give some recognition to the men and women who work and who are compelled to work on Sundays, whether they like it or whether they do not like it.

This is not a bill. It is rather an indictment of our civilization which makes this kind of legislation possible and necessary. It is too bad that business will not permit its employees to have a day of rest. It is too bad that we must legislate morals, as we may be doing in this bill.

It is a necessary bill. It is a bill which is filling a great void. It is a bill for which the people of Pennsylvania are crying. I am for it, and I urge all of my colleagues on both sides of this Senate to support Senate Bill No. 405.

Mr. SARRAF. Mr. President and fellow Members of the Senate, I have received innumerable cards and letters. I was in favor of this bill earlier. In these particular communiques I received, apparently the people are misled. These letters and cards stressed the fact that the Sabbath Day should be kept holy. They stressed the fact that there should be a day of rest.

However, if you read Senate Bill No. 405 carefully, you will find that the bill permits wholesale selling on the Sabbath, but not retail selling on the Sabbath. I do not know who misled these thousands of people. I do not feel now that I can be in favor of a bill which does such a thing and yet does not protect the people who are sending literature to me, because as I read the bill, Mr. President, it says, "wholesale." Another thing, how could it

be enforced? Therefore, I cannot be for a bill of this type.

Mr. MAHADY. Mr. President and Members of the Senate, it is with humility that I stand up here in the face of the arguments which have been given. However, I want to point out several things which I think should be considered in order to clarify the air.

There is no question in my mind that if I thought this were a religious bill, I would be against it. I would still be for the bill and vote for it if it also included Saturdays. However, there is one thing we are clearly wrong on in our reasoning. When someone said that this was a pre-reformation bill, let me draw to your attention that this bill is only clarifying the law. It is not making any new law in this Commonwealth. Our law reads as follows:

"No unnecessary servile works except works of necessity and charity shall be performed on Sunday."

It has read that way for many, many years. When I went to law school, a contract made on Sunday was bad.

What is new in this law? It is merely a clarification, applying to retail outlets. Senator Sarraf was right. It does not apply in the clarification to wholesale outlets. However, let me assure you that the original law will not be repealed by this bill. This is only a clarification bill. After all, when one travels throughout Europe, there is one thing which is impressive. In every Legislature in Europe, there is a moral reform going on. From Sweden to Finland, to Paris and to London, we find a sweep, a resurgence toward moral re-alignment.

Morality is not the basis of this bill. The idea is—and I agree with Senator Ehrgood here—that it does have its origin in the Old Testament. We must have one day a week in which to rest from our labors. We have to agree on which day of the week. Maybe it is not the same in your case as it is in mine, or in my case as it is in yours. Next Thursday, in my religion, is a holy day and we ask no one to close the stores. We just get up early and go to church, and then go about our business. Our religion is a thing of our own.

The economic stability of the Country demands that we do keep one day a week for rest; not for religion. No one is telling you to go to church; no one is telling you that you have to be an atheist. This has been the law of this Commonwealth and the law of the land since its very inception. It is only clarifying what we have all believed in and what we have all stood for. That applies to men of every religion. There should be one day of rest, and that rest will be enforced. This has been since the time of Moses.

Mr. EHRGOOD. Mr. President, I desire to interrogate the gentleman from Cambria, Senator Walker.

The PRESIDING OFFICER. Will the gentleman from Cambria, Mr. Walker, permit himself to be interrogated?

Mr. WALKER. I will, Mr. President.

Mr. EHRGOOD. Senator Walker made the statement, and Senator Mahady also made the statement, that Sunday is a day of rest, and that this is something we are doing for the store people in order to make sure that they have a day of rest.

May I ask you, sir, whether you believe in the process of collective bargaining as between employer and employee and union, or do you believe that the government should prescribe the conditions of work?

Mr. WALKER. Mr. President, I certainly do believe in collective bargaining. I said in my remarks previously that it was an indictment of our present day society tha we have to pass laws of this kind. Communities are gettin along fine, but the advent of these super markets ha simply changed the whole complexion of the situatio These people, who have no one else to speak for them certainly deserve some support. They deserve our help

This is not a religious issue; it is a matter of givin a man a day off each week.

Mr. EHRGOOD. Mr. President, of course, Senato Walker did not really answer the question; he simpl evaded it.

I do not care what you call it, Mr. President, but wha Senator Walker is saying, in effect, is that the Senate o Pennsylvania is to prescribe a condition of work an actually take away negotiations between employer an employee, which he states he believes in.

Mr. WALKER. Mr. President, I would like to make few remarks at the close of this prolonged argument.

If there is one group of great people in our Commor wealth, and one which has shown its greatness again i this legislation, it is the Jewish people whose Sabbat falls on Saturday. They have been very gracious an by and large, they feel that this is a good bill. The have said that if this is a bill for the greatest numbe if it gives them a day of rest, they are in favor of it. think that is to their eternal credit. It is just unfortunat that there are a few people who really impose themselve on those who are not able to defend themselves by keepin their markets and stores open on Sunday. I think, e sentially, it is a good bill and I believe it is neede legislation.

I am not attempting to evade the question, althoug we lawyers are accused of being evasive. That is ce tainly not my idea.

Mr. WEINER. Mr. President, I hope the former speake when he used the words "we lawyers" used them ed torially and not "we" as a group. We do not intend be evasive, but I see no need for this type of bill.

Let me bring to your attention a large chain of cand stores, of great size, which provide this Commonwealt and the city of Philadelphia, as well as the Feder Government, with quite a large sum of tax money. The have chosen to remain closed on Saturday. They occup a store in the city of Philadelphia, at Thirteenth an Chestnut Streets, which is one of the best locations in th city for the sale of that type of merchandise. They choo to remain closed on Saturday, which is the busiest da of the week, and operate on Sunday. How will this bi benefit them? How will they be able to continue o erating? We are not only saying to them that they ca be closed on Saturdays if they wish, but we are al saying that they cannot be open on Sundays if the choose to do so.

It seems to me that at each Session of the Legislatur we infringe on some other group or people constantl I have heard the very same gentlemen, who have spoke in favor of this bill, speak both privately and openly o this floor of the Senate. They have said that they do n want further regulations. They do not want the gover ment creeping further and further into people's busines

All the letters we have received are typical of th type of letters which most Legislators get in any kin of given activity or in connection with any kind of bi There are gentlemen sitting around this Senate who hav a deep interest in this bill, who have organized the

people, who have printed the letters, who have mailed them, who have mimeographed them and who have even stamped the addresses of the Senators on them. All the people had to do was sign their names and drop them in the mailbox. I will venture to say that many of your letters, if you take the time and trouble to answer them, would come back marked, "Not Known," "Not at this Address," or something similar.

This bill would not be moved—and I would like someone on this floor to contradict me if they think I am saying what is not properly so—here today if it were not for the lobbyists who feel they have been kept waiting and who are anxious to move this bill. They are most adamant about moving this bill so they can report back to their bosses that the job has been well done.

This bill, Mr. President, is not necessary. We are doing something which is completely beyond the purview of this Legislature. Senator Mahady is also a lawyer and he has just returned from Europe. He gave us his views on the international law on this subject, of what is happening abroad. Senator Mahady will also tell you that the Blue Laws, such as they are, will remain in effect for some time. We do not need to clarify them any longer. If we are going to clarify them, why pick on certain groups or certain activities? Why have we said in this bill that souvenirs and novelties are all right, but every other kind of retail selling is no good? How can we do this type of thing? If we are going to do it for this group, tomorrow morning another group will come in and want the bill amended to take care of their purpose. We can spend the rest of this Session amending this bill until we have taken care of every pressure or lobby group which comes before us.

Mr. President, this bill is religious in nature, and let us not ever try to escape that fact. There are many people in this Commonwealth who observe some day other than Saturday or Sunday as their Sabbath Day. If we are now going to provide and set up a day, I think in a sense we are abrogating one of our basic rights under the Constitution of the United States and the Constitution of the Commonwealth of Pennsylvania, that of religious liberty.

I dare say that many of the people who have been working in the car business, for whom we passed that legislation last Session, would be very happy to be working on Sunday and off on Monday or Tuesday. If this type of activity continues and the mobility of our population as it is today, so they can move easily from the Philadelphia area to the New Jersey area in a matter of eight minutes, we will find ourselves in the position where some of these people will not only be home on Sunday, but they will be home every other day of the week with their families. We will be looking for ways and means of finding money to keep them going on unemployment compensation, which problem we already have in this Commonwealth.

What are we doing here, Mr. President? Who are we serving? The only people being served are the large super markets which are now closed on Sunday. The corner grocer, the small businessman who only lives because of his Saturday and Sunday business, is being slowly wiped out. This, gentlemen, is the vanishing American, the corner storekeeper, the very backbone of our economy, the very man who has kept this Commonwealth and this Country going.

We are doing this to serve a handful of people who have decided that they are going to, once and for all, invoke their will on the people of this Country and of this Commonwealth. This is the means and the vehicle they are using. We can see here that it does not run on party lines because we have found, on both sides of the aisle, that people are not so sure on it. I am certain that many of these men here, if they did not have to stand up and be publicly counted, would actually vote against this bill. However, they are just afraid of what might happen and of what vengance these gentlemen who sit in the rear of the Senate Chamber, and who control a great deal of wealth, will be able to inflict on them in the coming election. This is an awful way of voting for any kind of legislation.

Mr. RIPP. Mr. President and Members of the Senate, about all that any Senator can say at this time is that he reiterates the remarks made by certain other Senators. If, as of this moment, I did not admire and respect Senator Weiner, you could not help but admire the type of gentleman he is. A man who would get up before this Senate Body and speak from the heart, as Senator Weiner did, deserves the acclaim and applause of every Member of this Senate. He told you what was on his mind, and that should be on the mind and conscience of each Senator in this room. Senator Weiner spoke as a lawyer. He knows the constitutional impact of such a measure without a doubt. I, as a lawyer, also say to you that this bill is totally and wholly unconstitutional and could not stand before the Pennsylvania Constitution or the Federal Constitution of the United States.

Whether it be constitutional, whether it be religious or otherwise, it is a bill of deception. A sales job has been done on this bill, the like of which I have never seen. The people have gotten to believe that on the passage of this bill, every store in the Commonwealth will be closed. How wrong they are and how unhappy they are going to be after this bill is passed. People who have nothing to do with retail stores, and people whose parents do not work in retail stores, are being led to believe that they are going to have a day of rest. They are not. The wholesale house is going to be open. This bill is aimed specifically at retail stores.

Members of this Senate, do not let them deceive you. These people handling this bill, labeled "lobbyists," have gone to great extremes to tell the people that the retail stores must be closed. Otherwise, there would be no day of rest.

Mr. President, there is still one God and one Lord. He is the same God and the same Lord for the retail man as he is for the wholesaler. Why did they select the word "retail" in this bill? Because certain big business, as outlined by Senator Weiner, are out to do harm and oppression to certain small business houses. We of the Senate, of this Commonwealth, should not permit that to take place.

As I said in my opening remarks, I reiterate what Senator Weiner said. I admire and respect what Senator McGinnis said. The good Senator McGinnis carries a great number of years of practical knowledge, legal knowledge and what we would term political know-how. The good Senator, I am sure, gave this bill some study, because he knows the possible adverse affect such a bill can have.

Therefore, Mr. President, I say, do not consider the constitutionality of it if you do not care to. Do not con-

sider the economic or religious phase of it, if you do not care to. However, consider the type of deception which is being played on you and on me. Let us not vote for it. I ask you, as a body, to vote against this bill by voting "no" when the roll is called.

Mr. STIEFEL. Mr. President, I intend to vote in favor of this bill, but for different reasons.

I feel today that many people advocate the passage of this bill, but they are able to go to New Jersey and get all they want. Some people, who appear as the champions of this bill, are actually insincere. Nevertheless, because a certain segment of the population can enjoy Sunday's freedom and some will not take advantage of it, the situation is mixed up and we have a condition of obfuscation.

In the downtown area of Philadelphia, on a Sunday afternoon, the rich and opulent can go to a club and get all the drinks they want. Two years ago, I stood on the floor of the Senate and said it was about time to get to these one-man clubs and if they are literary societies, make them lecture. If they are singing societies, make them sing. Make them do what their charter calls for. Yet, people go to these clubs and enjoy the drinks and enjoy the leniencies of life simply because they can afford to be members of a club.

For this reason, Mr. President, we have a mix-up in our thinking. I feel that with the passage of this bill, the situation will become so unbearable that three years from now, there will be a general upheaval and all these bills and all these closings will go down the drain. I am simply voting for this bill to reduce the entire situation to absurdity and then have general relief for all the people in Pennsylvania.

Mr. KALMAN. Mr. President and Members of the Senate, after hearing the many eloquent speeches, both on behalf and against this bill, I am compelled to rise and speak on its behalf. My remarks are somewhat similar to Senator Mahady's, from Westmoreland County, who said that is purely a clarifying law and not making a new law.

In order to refresh your recollection, I would at this time like to read a portion of the Penal Code of June 24, 1939, Section 699.4, which is now on the statutory books and is the law of the Commonwealth of Pennsylvania. It read as follows:

> "Whoever does or performs any worldly employment or business whatsoever on the Lord's day, commonly called Sunday (works of necessity and charity only excepted), or uses or practices any game, hunting, shooting, sport or diversion whatsoever on the same day not authorized by law shall, upon conviction thereof in a summary proceeding, be sentenced to pay a fine of four dollars ($4), for the use of the Commonwealth, or, in default of the payment thereof, shall suffer six (6) days imprisonment."

I am sure all of you have read Senate Bill No. 405. It just puts more teeth into the law and specifically adds Section 699.10 which states as follows:

> "Selling certain personal property on Sunday whoever engages on Sunday in the business of selling or sells or offers for sale on such day at retail clothing and wearing apparel clothing accessories furniture houseware home business or office furnishings household business or office appliances hardware tools paints building and lumber supply materials jewelry silverware watches clocks luggage musical instruments and recordings or toys excluding novelties and souvenirs shall upon conviction thereof in a summary proceeding for the first offense be sentenced to pay a fine of not exceeding one hundred dollars ($100) and for the second or any subsequent offense committed within one year after conviction for the first offense be sentenced to pay a fine of not exceeding two hundred dollars ($200) or undergo imprisonment not exceeding thirty days in default thereof."

Mr. President, we are highly inconsistent, especially in the speeches made opposing this bill. Here you have an existing Act and you have one which is clarifying it, putting more teeth into it. If this bill is unconstitutional, as the opponents so state, then all of the Blue Laws of the Commonwealth are unconstitutional. All of us here know full well that not only the local courts, but the appellate courts of the Commonwealth have upheld the Blue Laws of the Commonwealth of Pennsylvania to the utmost degree.

In the most recent cases in Pennsylvania,—and this is why we have legislation such as Senate Bill No. 405—you have two guys from Harrison coming into Pennsylvania and establishing a store in Whitehall Township, in Lehigh County, and they are willing to pay the four dollar fine any time in order to do business. The court in Lehigh County, in District and County Reports, page 571, in the Bauder and Mills cases, bases its decision on the Appellate Courts of Pennsylvania and it states as follows:

> ". . . since this provision is a civil regulation and does not attempt to control or interfere with conscience or establish a preference for any religious establishment or mode of worship.
>
> ". . . does not violate the due process clause of the Fourteenth Amendment to the United States Constitution as being an invalid exercise of the police power, since the legislature may in the interest of the community properly provide a period of rest from labor, and for that purpose it may select a specific day to aid in the enforcement of its provisions, . . ."

The court further said:

> ". . . . is not unreasonably discriminatory as applied to persons working for hire in departments of a store not dealing in goods necessary to be sold on Sunday, . . ."

Mr. President, there is nothing in this bill that is of necessity to the public of Pennsylvania, where they should be able to go to a store and buy it on Sunday. You heard me read and quote from the bill the items which are specifically excluded. If these men who are opposed to this measure would read the bill, they would find that it surely does not hurt them or any of their constituents.

All of my letters have been in favor of this bill. I can say very emphatically that I have received no letters opposing this bill. I did receive one card which said that the bill interferes with the freedom of religious worship. However, I go back to the Blue Laws of the Commonweath which have been upheld by the courts of the Commonwealth.

I ask all of the Members, on both sides of the aisle, to vote "aye" on this bill.

Mr. McGINNIS. Mr. President, am going to deny that this is a clarfying bill. If it is clarfied more, I might vote for it. If it were amended to hit the Jews, the Seventh Day Adventists and other religions in this State, I might

vote for it. However, inasmuch as it only hits one day of the week, it is unconstitutional; it is a religious bill. I cannot vote for it because if it were amended, as I said, to include the Jews, the Seventh Day Adventists and such other religions, and if there were separate amendments to this bill, I might vote for it.

Mr. WHALLEY. Mr. President, in my opinion, Senate Bill No. 405 is good legislation.

I think it is principally economic. More and more places are open for business today than ever before on Sunday. If this is to continue, all businesses are going to be forced to open or stay open if they are going to be competitive.

I know that automobile dealers in our section of Pennsylvania are very happy that the law was passed two years ago, closing their places of business on Sunday. I think people generally, employers, employees and the public in general, are in favor of this type of legislation. I certainly hope that my colleagues will vote for this bill.

Mr. LANE. Mr. President, I must say that we have had quite a lot of free expression here today in regard to this piece of legislation. I am inclined to agree with Senator Kalman in the position that he has taken here, and I believe that this is good legislation. I have heard charged on this floor that it is discrimination, and I have heard the argument that it is unconstitutional. However, I have not heard anyone get up and read any notification from the Attorney General that the legislation is unconstitutional.

Let me say further, Mr. President, that someone mentioned something about lobbyists doing a good job on this particular piece of legislation. Let me say this to you here and now, no lobbyists have contacted me. I have not seen any lobbyists in regard to this piece of legislation. I have received thousands upon thousands of letters from good people who feel that this law should be passed. I have received three in opposition. I believe that it is about time that the Senate of Pennsylvania realizes and appreciates its responsibilities and passes legislation like this. It is not going to hurt anyone. It is not going to put anyone out of business. It is going to give the people of Pennsylvania, especially the working people, however, a day of rest to which they are entitled and we should make sure that they receive that day of rest by voting for this legislation.

I am proud to vote for it. I will stand up and defend my position any place and anywhere, and there is not a lobbyist who influences my vote.

Mr. SEYLER. Mr. President, there are two historical figures whom I have always greatly admired, Thaddeus Stevens and Senator Ehrgood. When we find the two combined in one argument, it seems it would be almost irresistible. However, in a long and brilliant career, such as each of these gentlemen has had, it is pardonable I think if we find either one of them speaking a bit of nonsense every now and then.

I know of no religion, Mr. President, which says that a man should sell on any given day. This bill only says that there shall be one day on which people shall not sell. It is difficult for me, on that basis, to raise the religious issue which several of these gentlemen seem to be trying to raise.

I think we have a practical situation in Pennsylvania, Mr. President. I come from a county where we have a district attorney who has done a sincere job, I believe, in trying to do what the law requires on this point. He has found it impossible to enforce the law, because the law which is on the books is of an ambiguity which makes it impossible for a law enforcement officer, seeking to do his duty, to carry out the law.

I would say if we are going to have the law on the book ,and we have had it on a long time, then it is about time we put it into shape in a definable manner so that law enforcement officers can take that law and can say what it means, and so that the public and the people who have stores can understand what the law means in order that we can have a sensible enforcement.

If Senator Ehrgood, or anyone else who feels strongly on this matter, would bring to the floor of this Senate and have on this calendar a bill which would abolish the Sunday observance laws, I think perhaps some of the arguments they made would be defensible arguments. I might not agree with them, but I think they would be defensible.

The choice we are given here today is, shall we keep the law as it is on the books, unenforceable, vague, ambiguous; or shall we put into the law, specifications, details which make this law tangible, which make it possible for our law enforcement officers to enforce it, and for the people who are affected by it to understand what the law means.

On that basis, Mr. President, I intend to vote "aye" on this bill .

Mr. VAN SANT. Mr. President, I had hoped to avoid making any statement on this bill today. I think that those who have followed the enforcement of the Sunday legislation in the Commonwealth of Pennsylvania are familiar with the fact that the test cases in enforcement have been tried in Lehigh County, as has been pointed out by Senator Kalman. The court decisions have been appealed from Lehigh County.

Frankly, I am not going to speak for or against the bill. However, I would like to enlighten the Members of the Senate on some of the past history of the bill and will call names, names.

It was several months ago, over a year ago, that a business from New Jersey moved into the aforementioned Whitehall Township of Lehigh County. It was known as the "Two Guys from Harrison." They started operating on Sunday. It was a novelty. The people came from Northampton, Bucks, Monroe, Pike, Schuylkill and all the surrounding counties, so much so that they jammed traffic on the highways of the Seventh Street Pike in Allentown and Whitehall Township. However, the people came and they did business. There were other enterprises along the same route which were open on Sunday and doing business.

Since last September, the District Attorney of Lehigh County has tried to enforce the old law which is on the books. Appealing to the court, there was a decision rendered and it upheld the District Attorney. When the appeal went to the Supreme Court, the Supreme Court then ruled that the adiministration of the old law was discriminartory and the cases involved were thrown out.

There has been reference here to the amount of mail that has been sent to the Senators and to the Members of the House regarding the Sunday sales bill. I would like to enlighted the Members of the Senate as to the situation that has existed throughout the areas affected. There

is nothing wrong with this because anyone is entitled to do this same thing, and that is to write to your Senator or your House Member. It so happens that I know some employees of various stores in my particular locale, and other locales, who wrote the letters and they submitted them to the officers of the affected stores, which mailed them for the employees. This is a perfectly legal procedure. The only thing that is doubtful in my mind, as of this minute, is the fact that the Supreme Court of Pennsylvania has ruled that the enforcement of the old law was discriminatory.

Again, I repeat, I am not speaking for or against the bill, but I would like to ask if that was discriminatory administration, would there not be a question of discriminatory administration on this bill in its present form?

I thank the gentlemen for their attention.

Mr. WEINER. Mr. President, I believe that all this discussion has resulted in one fact being made absolutely clear, and that is that the present Blue Laws which we have on the books and which have been upheld by the Supreme Court apparently are not being enforced because many of these businesses are still operating. Therefore, we are not trying to narrow this further by this type of legislation, which I believe everyone here will agree is further discriminatory and is unconstitutional because it delimits the items which can be sold. In other words, we pick out retail and proceed along barring that area. We then go along and say that wholesale, by not including it in here,—in other words, by exclusion—is all right. We further delimit it by narrowing down the items and spelling out the items that cannot be sold in this bill.

I would just like to add an addendum to what Senator Van Sant said. The case he was speaking about was taken from the Supreme Court and appealed to the Federal District Circuit Court. My impression is, if my memory serves me corectly, that it was overruled and that the people are now allowed to operate on Sunday. This is one of the further reasons that we have this bill.

I feel that this bill is one more blow for closing and restricting our State, keeping out activity, cutting down the revenue that our people are able to obtain, and also cutting down employment for many people in this Commonwealth who can use an extra day of employment, whatever that day of the week happens to be.

I, therefore, ask respectfully that my colleagues vote "no" on this bill.

Mr. RIPP. Mr. President, I just want to make this brief comment. The statement was made by one of the previous Senators, who spoke on this measure, that this law helps to clarify the present existing law. Yet, when you talk to some of the sponsors of the bill and you ask them, "Do wholesalers have to stay closed?", they tell you that wholesalers must stay closed. They tell you that under this bill, a wholesaler must stay closed because the word "retail," to them, includes the word wholesale.

Mr. President and Members of the Senate, visualize yourself as a lawyer, and a client comes to you. This bill says that you cannot sell at retail on Sunday. If this is a clarifying measure, I have to say that I wish, again, that I never see another clarifying measure. This is merely going to create chaos and confusion among wholesalers and retailers, large business and small business.

We have asked for time to amend this bill and it was indicated that the bill was going to be voted on today. One of the things was clarification of whether the word "retail" included "wholesale," by getting a ruling from the Attorney General which was not forthcoming. The bill had to move today, they told us. What is so important about this piece of legislation? Is another Sunday or two going to make that much difference? We, in this Senate, who are lawyers and who are going to be called upon to advise clients, must know whether a client who sells at wholesale is going to be penalized $100 every Sunday and $200 thereafter. Are the cops on the beats and the constables going to arrest my clients because of something that is being passed today which uses the word "retail" and yet the sponsors of the bill will tell you that wholesalers are barred? It becomes a penalty for a wholesaler to sell on Sunday.

I challenge any sponsor of this bill to get on this floor and tell me how a wholesaler can be barred from selling on Sunday under this bill. It cannot be done, and if this bill is passed, I shall advise my clients that under the wording of this bill, in a law passed in this Senate, a wholesaler can sell on Sunday.

Mr. President, I tell you this bill is not clear. This bill is going to put us back days, months and years. It is not the type of bill which we should put our stamp of approval on until such time as definite clarification is forthcoming.

Mr. EHRGOOD. Mr. President, there have been a great many lawyers taking this floor today. I think it is time that we get an expert, a layman, to give his views on this bill.

Therefore, Mr. President, I yield to my good friend, an expert, Senator Watkins.

Mr. WATKINS. Mr. President and Members of the Senate, I am confused.

Mr. VAN SANT. Mr. President, I would just like to place upon the record another fact, neither for nor against the bill.

This bill, as reported in the Allentown Morning Call by one of the gentlemen of the Press, Mr. Charles Ettinger, was drawn and written by the Attorney General.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—37

Barr,	Kromer,	Propert,	Taylor,
Chapman,	Lane,	Rooney,	Van Sant,
Confair,	Mahady,	Ruth,	Wade,
Elliott,	Mallery,	Scott,	Wagner,
Flack,	McCreesh,	Seyler,	Walker,
Harney,	McMenamin,	Shafer,	Walley,
Hays,	Miller,	Silvert,	Wolfe,
Kalman,	Mullin,	Stevenson,	Fleming,
Keller,	Murray,	Stiefel,	Presiding Officer
Kessler,	Pechan,		

NAYS—9

Berger,	Madigan,	Ripp,	Watkins,
Donolow,	McGinnis,	Sarraf,	Weiner,
Ehrgood,			

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

The PRESIDING OFFICER. The Chair at this time will relinquish the gavel to the President of the Senate, Gov-

ernor Davis.

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the Chair.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 444, entitled:

An Act amending the act of June 25, 1913 (P. L. 551) entitled "An act to authorize the incorporated or unincorporated churches cemeteries or burial assocaitions owning burial-grounds located wholly or in part in any city, township or borough of this Commonwealth to purchase other grounds and to sell and convey in fee simple such portions of their land not used or conveyed by them for burial purposes or which may have been reconveyed to them or shall have reverted or become acquired by them under the terms hereof or otherwise * * *" further regulating the change of location of burial-grounds or portions thereof and removal of bodies by court order.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Camiel,	Kessler	Murray,	Stiefel,
Chapman,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 495, Printer's No. 671, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill 510, entitled:

An Act amending the act of June 7, 1901 (P. L. 493), entitled as amended, "An act providing for the examination, licenseure and registration of persons, firms or corportions engaged or engaging in the business of work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class second class A and third class and imposing fines, penalties and forfeiture for violation thereof," permitting the use of rigid polyvinyl chloride pipe and providing for the joining of pipes.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

Mr. WEINER. Mr. President, I hate to be an "aginer," but that seems to be my role here today.

I have been advised by the Department of Health that, as mentioned in Senate Bill No. 510, Printer's No. 760, this new piping, which will be made of a plastic substance, will not do what the advocates of this bill say it will. The piping will be used for venting and for carrying waste substances. The piping, as I am advised by the Department, will not be anti-corrosive. It will not be able to carry this chemical substance away or act in a proper manner in venting.

I do not know how many Members of the Senate are aware of some of the problems which may be involved in this type of a situation. However, where you have sewer gas or chemical substances which form a gas, it can cause great difficulty. If the piping, itself, is not of such a substance as the present type we are using, which is made of hard clay or a solid pipe, as it is known, to carry away this gas or properly dispose of it, you will have great problems and you may even have a very dangerous situation. It may cause explosions or the back venting of this gas into a home which can do great harm to the people living there.

Therefore, Mr. President, since I have been so advised by the experts on this subject, I ask my colleagues to vote against this bill. If the sponsors would like the bill to be passed over in order, and discuss the bill further with the Department of Health, I woud be most happy to agree to that motion. As my position stands now, I ask that my colleagues vote "no" because we are doing something which I think is within the purview of the Department of Health.

And the question recurring,

Shall thebill pass finally?

PARLIAMENTARY INQUIRY

Mr. BERGER. Mr. President, I rise to a question of parliamentary inquiry.

The PRESIDENT. The gentleman will state it.

Mr. BERGER. I did not realize that Senate Bill No. 510 had passed third reading. Is that correct?

The PRESIDENT. It passed third reading.

Mr. BERGER. Did you say it has passed third reading?

The PRESIDENT. That is correct.

Mr. WEINER. Mr. President, my impression is that the bill has not passed third reading, and that it is before us now on third reading. It is open for debate at this moment.

The PRESIDENT. In other words, your objection was to it being passed on third reading? Is that correct, Senator Weiner?

Mr. WEINER. That is correct, Mr. President.

And the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF SENATE BILL No. 510

Mr. WEINER. Mr. President, I now move that the Senate do reconsider the vote by which this bill passed third reading.

The PRESIDENT. Actually, at the present time, if your

objection does not go to the third reading of the bill, then it has passed third reading. You may reconsider the vote by which it passed third reading. Is that what you propose, senator weiner?

Mr. WEINER. Yes, sir. That is my motion, Mr. President.

The PRESIDENT. How did you vote, Senator Weiner.

Mr. WEINER. With the prevailing side.

Mr. SEYLER. I second the motion, Mr. President.

The PRESIDENT. How did the gentleman vote?

Mr. SEYLER. I voted with the prevailing side, Mr. President.

On the question,

Will the Senate agree to the motion?

Mr. BERGER. Mr. President, I have no particular objection to the motion and having the vote taken on it. However, if the bill has passed third reading, and I am informed by the Chair that it has, it was my intention to request that it go over in its order and appear on tomorrow's Final Passage Calendar. I did not, however, understand that it had passed third reading.

Mr. SEYLER. Mr. President, may I ask the Majority Leader whether he would have any objection to reconsidering the vote by which the bill passed third reading and then have it go over on the Third Reading Calendar for tomorrow?

Mr. BERGER. I have no particular objection, Mr. President.

Mr. SEYLER. Then, Mr. President, I suggest we pass the motion and put the bill over on third reading.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 510, Printer's No. 760, on third reading, now go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 553, entitled:

An Act authorizing the Pennsylvania Turnpike Commission to construct tunnels on the Turnpike between the Irwin and Middlesex interchanges.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Camiel,	Kessler,	Murray,	Stiefel,
Chapman,	Kopriver, Jr.,	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Walley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 613, entitled:

An Act amending the act of March 2, 1956 (P. L. 1211) entitled "Practical Nurse Law" providing for examinations for licensure to be given at State teachers colleges and State-aided universities.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

Mr. WEINER. Mr. President, the arguments I am going to advance against Senate Bill No. 613 are also applicable to Senate Bill No. 614. They are similar bills; one dealing with the practical nurses and the other dealing with registered nurses.

The purport of the bill is to convenience the examinees. In other words, the bill sets up the examinations to be taken in any of the fourteen State Teachers' Colleges. If we, just for a moment, think about his situation, where we are setting up all these different centers to convenience the examinees, the cost to th Commonwealth will be terrific. It will also cost money for the personnel required to run these examinations. It will cost money, also, in the basic setup to procure enough papers and material to go around to all these different institutions, with enough proctors to proctor this examination.

I do not believe that the present situation, as it now exists, causes any real inconvenience to anyone wanting to take these examinations. They happen so infrequently that I think it improper to put an extra burden on the Commonwealth, either by way of money or by way of personnel, when seeking to cut down our expenses should be the prime business of this Body.

Mr. PECHAN. Mr. President, I am goinng to request that these bills go over today and possibly over until next week. However, I want to state what inspired me to present these bills. A doctor or a dentist may graduate from Pitt or Pennsylvania, and he is at liberty to take his examination either in the western end of the State or in the eastern end of the State, at hardly any cost to him.

These young girls who graduate from nursing school, some of whom live in Erie County and some of whom live in Washington County, are forced to come to Harrisburg just for the convenience of the Board. It costs these girls, who are just graduating, a minimum of $100 to come down here and live for two or three days, and many of them come from families who cannot afford it.

I am willing to amend this bill if we go back to the old manner of doing it, by allowing the examinations to be taken in Philadelphia and Pittsburgh. I do think it is

unfair to pick this one group of professional people and have them spend at least $100 to come down here and take the examination.

Therefore, I am going to request, if I may, that these bills go over until proper amendments are prepared. Next week when we get these bills, I think both sides of the aisle will be satisfied that they are good bills.

Mr. LANE. Mr. President, I just want to make an observation on Senate Bills Nos. 613 and 614.

I believe Senator Pechan's position is very sound. I think he is absolutely right. I do believe that these young ladies, who are graduating from school and those who are taking the practical nurse's examination, would be more than happy to pay an additional licensure fee for the convenience of taking these examinations close to their homes.

I know for an actual fact that last year, fifty-one young ladies from western Pennsylvania, especially from Washington and Greene Counties, traveled all the way to Harrisburg, stayed overnight, took the examination, then went back to western Pennsylvania and it cost their parents at least $100.

First of all, it seems to me that it would only be fair and proper that we should make this convenient for these young ladies because, in most cases, their parents do not have the money. Secondly, they have just finished school and they, themselves, do not have the finances. I know very well they would be willing to pay triple the fee if they could only take the examination close to home. I think it is good legislation.

And the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF SENATE BILL No. 613

Mr. BERGER. Mr. President, I move that the Senate do now reconsider the vote by which this bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. BERGER. Mr. President, I voted with the prevailing side.

Mr. McGINNIS. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. McGINNIS. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 613, Printer's No. 660, on third reading, now go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 614, Printer's No. 661, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 758, entitled:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "Second Class City Law" adding additional means of security and further regulating the deposit of city funds with depositories.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Camiel,	Kessler,	Murray,	Stiefel,
Chapman,	Kopriver, Jr.,	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner,
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Walley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

HOUSE CONCURRENT RESOLUTION No. 37 REPORTED FROM COMMITTEE

Mr. BERGER, from the Committee on Rules, to which was referred on March 31, 1959, the following resolution from the House of Representatives, reported the same with amendments as follows, viz:

In the House of Representatives, March 2, 1959.

CONCURRENT RESOLUTION

Whereas the Korean Conflict Veterans' Compensation Bond Act is to be enacted to provide for the creation of debt and the issuance of bonds to provide funds for the payment by the Commonwealth to certain veterans of Korean Conflict Veterans' Compensation under the provisions of the act of July 8, 1957 (P. L. 569) known as the "Korean Conflict Veterans' Compensation Act" and

Whereas the act of July 8, 1957 (P. L. 594) known as the "Pennsylvania Cigarette Tax Act of 1957" has been amended by the act of May 4, 1959 (Act No. 38) to provide revenue to amortize the amount to be borrowed and paid under the provisions of the act to be known as the "Korean Conflict Veterans' Compensation Bond Act" therefore be it

Resolved (the Senate concurring) that the House of Representatives of Pennsylvania do hereby declare that the revenue-raising measure has been enacted which the House of Representatives deems sufficient to amortize the amount to be borrowed and paid and be it further

Resolved that in accordance with the provisions of the constitutional amendment authorizing the aforementioned acts the Governor is advised to affix his signature to the bill subsequently to be known as the "Korean Conflict Veterans' Compensation Bond Act" authorizing the creation of the debt and the issuance of the bonds which act is to be effective immediately

Laid over for one day under the Rules.

ALLEGHENY COUNTY COUNCIL OF REPUBLICAN WOMEN PRESENTED TO SENATE

Mr. FLEMING. Mr. President, I would like to present to you, and to the Members of the Senate, a group of women from Pittsburgh and Allegheny County who are members of the Council of Republican Women from Allegheny County. These young ladies are down here observing Pennsylvania Government today, and I wish that you, sir, would extend an official welcome to them.

The PRESIDENT. I had the extreme pleasure of greeting some of the ladies directly as I came out of my office just a few moments ago. Now, officially, I greet you and say to you that the Senate makes you welcome. Thank you for coming.

FORMER CONGRESSMAN EARL H. BESHLIN PRESENTED TO SENATE

Mr. CHAPMAN. Mr. President, I would like to call to the attention of the Members of the Senate that we have in our presence today, former Congressman Earl H. Beshlin, from Warren, Pennsylvania.

The PRESIDENT. It is a pleasure for the Chair, on behalf of the Senate, to welcome former Congressman Beshlin. We are glad to have you with us.

SENATE BILL No. 35 CALLED UP

Mr. BERGER. Mr. President, I call up, from page 1 of today's Third Reading Calendar, Senate Bill No. 35, Printer's No. 741, which previously went over in its order temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 35, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing temporary investment of city funds.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur inthe same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 35

Mr. BERGER. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 35.

Mr. STEVENSON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Kalman,	Miller,	Silvert,
Berger,	Keller,	Mullin,	Stevenson,
Camiel,	Kessler	Murray,	Stiefel,
Chapman,	Kopriver, Jr.	Pechan,	Taylor,
Confair,	Kromer,	Propert,	Van Sant,
DiSilvestro,	Lane,	Ripp,	Wade,
Donolow,	Madigan,	Rooney,	Wagner.
Ehrgood,	Mahady,	Ruth,	Walker,
Elliott,	Mallery,	Sarraf,	Watkins,
Flack,	McCreesh,	Scott,	Weiner,
Fleming,	McGinnis,	Seyler,	Whalley,
Harney,	McMenamin,	Shafer,	Wolfe,
Hays,			

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 9, Printer's No. 769;
Senate Bill No. 11, Printer's No. 770;
Senate Bill No. 12, Printer's No. 771; and
Senate Bill No. 27, Printer's No. 772.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 48, Printer's No. 773; and
Senate Bill No. 53, Printer's No. 774.

The PRESIDENT. Is there objection? The Chair hears none.

REMAINING BILLS ON SECOND READING CALENDAR OVER IN ORDER

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the remaining bills on today's Second Reading Calendar go over in their order.

The bills were as follows:

Senate Bill No. 58, Printer's No. 58;
House Bill No. 77, Printer's No. 155;
Senate Bill No. 95, Printer's No. 775;
Senate Bill No. 112, Printer's No. 776;
House Bill No. 163, Printer's No. 301;
Senate Bill No. 233, Printer's No. 733;
Senate Bill No. 313, Printer's No. 777;
House Bill No. 315, Printer's No. 493;
Senate Bill No. 351, Printer's No. 778;
Senate Bill No. 356, Printer's No. 383;
Senate Bill No. 359, Printer's No. 779;
Senate Bill No. 373, Printer's No. 400;
Senate Bill No. 380, Printer's No. 742;
Senate Bill No. 383, Printer's No. 415;
Senate Bill No. 392, Printer's No. 424;
Senate Bill No. 399, Printer's No. 780;
Senate Bill No. 420, Printer's No. 452;
Senate Bill No. 429, Printer's No. 744;
Senate Bill No. 435, Printer's No. 467;
Senate Bill No. 456; Printer's No. 490;

Senate Bill No. 512, Printer's No. 547;
House Bill No. 583, Printer's No. 172; and
Senate Bill No. 688, Printer's No. 782.

SENATE BILL No. 58 CALLED

Mr. PECHAN. Mr. President, I now call up Senate Bill No. 58, Printer's No. 58, from page 6 of today's Calendar, which went over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. PECHAN. Mr. President, I move that Senate Bill No. 58, on second reading, entitled:

An Act amending the act of April 23 1956 (P L 1510) entitled as amended "Disease Prevention and Control Law of 1955" providing for the treatment of eyes of newborn children.

be recommitted to the Committee on Public Health and Welfare for the purpose of further study.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 91, entitled:

An Act amending the act of June 15 1937 P L 1743) entitled as amended "1937 Magistrates' Court Act," requiring stenographic reports to be available within thirty days making them available to the Defender Association of Philadelphia and authorizing stenographers and stenographic clerks to retain money received from sales of copies of transcripts.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 108, entitled:

An Act amending the act of May 1 1907 (P. L. 135) entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in several courts of common pleas and orphans' courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace of this Commonwealth . . .," changing liability for payment of costs in furnishing copies of notes of testimony requested by defendants.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 134, entitled:

An Act providing for the recording of specified forms of stipulations of general mortgage provisions and of short form mortgages defining the effect and construction to be geven thereto.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 166, entitled:

A joint Resolution proposing an amendment to article nine section eight of the Constitution of the Commonwealth of Pennsylvania increasing the borrowing capacity of school districts.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 232, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," providing for guaranteed arrest bond certificates issued by insurance companies and by automobile clubs or associations and for sureties thereon and defining the use and effect thereof.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 295, entitled:

An Act amending the act of June 27 1947 (P L 1046) entitled "State Tax Equalization Board Law," further regulating the valuation of real property in school districts.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 371, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," increasing the amount of salary, compensation, or emolument which may be paid without prior vote of the board of directors.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 372, entitled:

An Act amending the act of May 17, 1921 (P. L. 682), entitled "The Insurance Company Law of 1921," providing for deferment of payment of a portion of the salary of officers or employes for more than twelve months.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 382, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing the assessing and levying of taxes by all the school board members when union districts are first created.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 489, entitled:

An Act permitting the recording of leases subleases and agreements to lease or sublease permitting the re-

cording of memoranda thereof prescribing the minimum contents of such memoranda prescribing the effect of recording such instruments including provisions thereof for the purchase of or refusal on the demised premises and specifying that the recording of such a memorandum shall be a sufficient recording of the full lease sublease or agreement in connection with the assignment or mortgaging of the lesee's interest therein.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 499, entitled:

An Act to provide for the assignment of counsel in criminal cases in certain counties, and for the allowance of compensation in such cases.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 563, entitled:

An Act authorizing the Department of Highways, with the approval of the Governor, to rebuild Brinton Bridge over Brandywine Creek, in Chester County, and to provide the necessary approaches and connections with State Highway Route 15199, empowering counties to pay certain damages, and making an appropriation therefor.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 568, entitled:

An Act amending the act of May 5, 1933 (P. L. 364), entitled "Business Corporation Law," conferring upon additional courts of common pleas jurisdiction to hear petitions of dissenting shareholders in certain cases.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 569, entitled:

An Act establishing a limitation on the time in which a deficiency judgment can be recovered after repossession of a motor vehicle.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideraiton of House Bill No. 582, entitled:

An Act amending the act of January 7, 1952 (P. L. 1841) entitled "Minor Judiciary Fee Bill," changing fees in civil cases.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 639, entitled:

An Act amending the act of June 25, 1937 (P. L. 2085) entitled "An act providing for the making of compacts by the Commonwealth with other states for mutual helpfulness in relation to persons on probation or parole; and imposing certain powers and duties on the Governor and the Board of Pardons," whereby the term "State" shall mean any one of the several states and certain territories and possessions of the United States.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 643, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for the use of moneys in the State School Fund of Pennsylvania for assisting public school districts and State Teachers' Colleges to comply with required safety standards in certain cases; conferring powers and imposing duties upon the State Council of Education, the Auditor General, the Superintendent of Public Instruction and the Secretary of Labor and Industry; and making an appropriation.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 644, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing representation on the board of directors of union and merged school districts.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 677, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," defining high school pupils.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 685, entitled:

An Act repealing section 802 of the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," relating to the use of textbooks for a period of not less than five years.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 864, entitled:

An Act amending the act of May 17, 1921 (P. L. 789) entitled as amended "The Insurance Department Act of 1921," increasing the fee for filing papers with the department.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 960, entitled:

An Act relating to the retirement of public school em-

ployes amending revising consolidating and changing the laws relating thereto.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 961, entitled:

An Act relating to the retirement of State employes amending revising and consolidating and changing the laws relating thereto.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 987, entitled:

An Act amending the act of May 17, 1921 (P. L. 789), entitled, as amended, "The Insurance Department Act of 1921," by continuing the provisions of section 211.1 in effect for a further period.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1030, entitled:

An Act amending the act of June 5, 1947 (P. L. 445) entitled "The Insurance Unfair Practices Act," prohibiting untrue deceptive or misleading advertising of insurance business on television.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1031, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," prohibiting the unlawful advertising of insurance business through television broadcasting and prescribing penalties.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor John Morgan Davis) in the presence of the Senate signed the following bills:

Senate Bill No. 266, Printer's No. 290;
House Bill No. 198, Printer's No. 59;
House Bill No. 610, Printer's No. 153;
House Bill No. 611, Printer's No. 154; and
House Bill No. 863, Printer's No. 222.

GENERAL COMMUNICATIONS

LETTER FROM STATE BOARD OF VOCATIONAL EDUCATION AND CITATION PRESENTED BY THE NATIONAL REHABILITATION ASSOCIATION

The PRESIDENT laid before the Senate the following communications, which were read by the Clerk as follows:

Commonwealth of Pennsylvania
State Board of Vocational Education
Bureau of Vocational Rehabilitation
Labor and Industry Building
Seventh & Forster Streets
Harrisburg, Pennsylvania

April 21, 1959.

The Honorable John Morgan Davis
Lieutenant Governor, Commonwealth of Pennsylvania
Harrisburg, Pennsylvania

Dear Mr. Davis:

I wish to thank you for making the Testimonial Dinner in the auditorium of the Rehabilitation Center at Johnstown a huge success.

It would be very appropriate if the attached copy of the Citation presented by the National Rehabilitation Association would be read to the members of the Senate since they made the construction of the Center a reality.

The personnel of the Bureau of Vocational Rehabilitation and the staff of the Rehabilitation Center will be dedicated to restoring dignity to the severely handicapped residents of Pennsylvania by giving them the physical capacities and ability to engage in employment.

Sincerely yours,
/s/ Charles L. Eby
Charles L. Eby
Director

Citation

The National Rehabilitation Association cites the State of Pennsylvania for its significant accomplishments on behalf of its handicapped citizens: for the vision, courage, and persistence of its leadership which has resulted in the establishment at Johnstown of the nation's most complete, comprehensive rehabilitation center; for support of ongoing rehabilitation programs which has resulted in the State's achievement of highest rank in the quality and quantity of rehabilitation services; and for the practical demonstration it is giving to the United States and to the world of the human and economic value of rehabilitation.

Presented at Johnstown, Pennsylvania, April 16, 1959.
E. B. Whitten, Executive Director
S. W. Hendrix, President

The PRESIDENT. These communications will be printed in the Journal.

I wish to report to the Senate that, on behalf of the Governor, I accepted this Rehabilitation Center for the State. I wanted to say to you that along with Senator Whalley and Senator Walker, I was proud to be a Pennsylvanian and to see what the General State Authority had been able to construct for the people of Pennsylvania. I am sure you would have all been proud had you been able to be there. It was really worth-while.

BILLS INTRODUCED AND REFERRED

Mr. KALMAN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. KALMAN, KOPRIVER Jr., MAHADY, WALKER and MURRAY read in place and presented to the Chair Senate Bill No. 732, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," providing that certain titles to real estate conveyed by cities shall be good and valid and free and clear of any defects unless proceedings to attach such sales are brought within a prescribed period.

Which was committed to the Committee on Local Government.

Mr. MULLIN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MULLIN read in place and presented to the Chair Senate Bill No. 733, entitled:

An Act amending the act of March 6, 1956 (P. L. 1228), entitled as amended "Selective Sales and Use Tax Act," excluding from taxation, certain periodical and other publications which are given away.

Which was committed to the Committee on Finance.

Mr. WEINER. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. WEINER and BERGER read in place and presented to the Chair Senate Bill No. 734, entitled:

An Act providing for combining trusts for the benefit of employes of the same employer upon approval by the court having jurisdiction of any one of such trusts.

Which was committed to the Committee on Judiciary General.

Messrs. WEINER, MALLERY and BERGER read in place and presented to the Chair Senate Bill No. 735, entitled:

An Act amending the act of April 24, 1947 (P. L. 89), entitled "Wills Act of 1947," providing a rule of interpretation regarding the source of payment of inheritance tax.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 736, entitled:

An Act amending the act of April 18, 1949 (P. L. 512), entitled "Fiduciaries Act of 1949," providing for the investment of funds, clarifying the power of a personal representative to sell with the joinder of the specific devisee, and including the power to pledge in the power to sell.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 737, entitled:

An Act amending the act of April 24, 1947 (P. L. 100), entitled "Estates Act of 1947," defining conveyance.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 738, entitled:

An Act amending the act of April 24, 1937 (P. L. 100), entitled "Estates Act of 1947," providing a rule of interpretation regarding the source of payment of inheritance tax.

Which was committed to the Committee on Judiciary General.

They also read in place and presented to the Chair Senate Bill No. 739, entitled:

An Act amending the act of April 24, 1947 (P. L. 89), entitled "Wills Act of 1947," providing for the revocation of wills by persons in military service and mariners; and providing a rule of interpretation for the lien of pecuniary legacies in excess of one hundred dollars.

Which was committed to the Committee on Judiciary General.

GUESTS OF SENATOR PAUL W. MAHADY PRESENTED TO SENATE

Mr. MAHADY. Mr. President, I would like, at this time, to make two introductions. The first are three Republican women from the town of Latrobe, which is my home town. The very good looking woman, sitting in the rear of the Chamber, is my neighbor, Mrs. Thomas Bird, and the two very good looking women sitting up above her are Mrs. Anna Bick and Mrs. Helen Fine.

The PRESIDENT. Will the ladies rise? We are very glad to welcome you. Thank you, Senator.

MRS. PAUL W. MAHADY PRESENTED TO SENATE

Mr. MAHADY. Mr. President, I also would like the privilege of introducing my wife, Mrs. Mahady.

The PRESIDENT. We are, indeed, glad to have the pleasure of your company, Mrs. Mahady.

Mr. MAHADY. Mr. President, just so there is no misunderstanding, my wife is a Democrat and is here for the $100 dinner.

The PRESIDENT. We are very glad to have her. Now she is thrice welcomed.

PETITIONS AND REMONSTRANCES

Mr. BERGER. Mr. President, this is probably not the right order of business under which to make this statement. However, I would like to say that there will be a Republican Caucus immediately following the adjournment of the Senate, in the Senate Caucus Room, and remonstrances may be put in down there.

More importantly, I would ask the Senators to bring with them the bills which they have on their desks, because there will be no picked Calendars at this Caucus.

That is all the remonstrances I have, Mr. President.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Wednesday, May 6, 1959, at 9:00 o'clock, a.m., Eastern Standard Time.

Mr. HARNEY. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:29 o'clock, p.m., Eastern Standard Time, until Wednesday, May 6, 1959, at 9:00 o'clock, a.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, May 5, 1959

The House met at 1:30 p. m., EST.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

O Gracious Father, Everloving Son, and Everlasting Spirit, the light of Thy faith ever shines within our land. We thank Thee for that guiding torch which has led Thy servants in the past to bow in adoration before Thee and receive from Thee the stamina with which to meet and overcome the cares and difficulties of life. In this hour we look to Thee with that same confidence and assurance as exemplified by Abraham of old, and pray that Thou wilt grant to each one of us the keen insight to discern the problems which confront us, as well as the knowledge with which to discover and carry through an adequate solution: through Jesus Christ, Thy dear Son, our Lord, Who liveth and reigneth with Thee and the Holy Ghost, Ever One God, world without end. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, May 4, 1959 will be postponed until printed.

The Chair hears none.

STUDENTS OF JOSEPH BROWN SCHOOL WELCOMED

The SPEAKER. The Chair has been notified that we have as visitors and guests today students of the eighth grade, Joseph Brown School of Philadelphia, who are here with their teachers, Mrs. Marshall and Mrs. Murphy. They are the guests of the Lady from Philadelphia, Mrs. Pashley, and the gentleman from Philadelphia, Mr. Eilberg and Mr. McKeever

STUDENTS OF ABINGTON TOWNSHIP SENIOR HIGH SCHOOL WELCOMED

The SPEAKER. The Chair has also been notified that we have as guests a delegation of students of the Abington Township Senior High School of Montgomery County, who are the guests of the gentlemen from Montgomery County, Messrs. Brenninger, Fetterolf, Willaredt, and the lady from Montgomery County, Mrs. Henzel.

STUDENTS OF WEST HAZLETON HIGH SCHOOL WELCOMED

The SPEAKER. The Chair has also been notified that there is present in the Hall of the House a delegation of senior students from the West Hazleton High School, who are here under the supervision of Mr. and Mrs. McGeehan. They are the guests of Representative Kubitzky of Luzerne County.

BILLS INTRODUCED AND REFERRED

By Mr. A. D. WILLIAMS and Mrs. KOOKER.
HOUSE BILL No. 1501.

An Act to provide for two additional law judges of the court of common pleas in the seventh judicial district.

Referred to the Committee on Judiciary.

By Mr. BLAIR. HOUSE BILL No. 1502.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), further regulating contracts for construction, reconstruction, repairs and work of any nature.

Referred to the Committee on Education.

By Messrs. FRASCELLA and MULDOWNEY (By Request). HOUSE BILL No. 1503.

An Act amending the "1937 Magistrates' Court Act," approved June 15, 1937 (P. L. 1743), prohibiting the unlawful avoidance of prosecutions for the commission of summary offenses under "The Vehicle Code" and certain ordinances.

Referred to the Committee on Judiciary.

By Messrs. MERRY and MAXWELL.
HOUSE BILL No. 1504.

An Act amending "The Vehicle Code" approved April 29, 1959 (Act No. 32), requiring certain persons to remove glass and other material from the highway when removing damaged motor vehicles or tractors therefrom.

Referred to the Committee on Motor Vehicles.

By Messrs. MAXWELL, BOIES, AGNEW and GIBB. HOUSE BILL No. 1505.

An Act amending the act of April 6, 1951 (P. L. 68), entitled "An act authorizing the Department of Welfare, the Department of Health, or any departmental administrative board, commission or officer of either department to proceed by injunction or other process in the court of common pleas in any county where an alleged unathorized activity is committed, * * *" defining standards for issuance of an injunction for enjoining the operation of establishments not licensed theretofore.

Referred to the Committee on Judiciary.

By Messrs. STIMMEL and HAMILTON.
HOUSE BILL No. 1506.

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921 (P. L. 682), specifically designating the allowing of rates based on fictitious grouping of risks as constituting unfair discrimination.

Referred to the Committee on Insurance.

By Mrs. REIBMAN, Messrs. McCANN and HELM. HOUSE BILL No. 1507.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), authorizing the Department of Public Instruction to grant priority of reimbursement eligibility to certain projects, and providing that the approved reimbursable costs of such projects shall not be included within the aggregate for projects already undertaken or to be undertaken.

Referred to the Committee on Education.

By Mrs. REIBMAN, Messrs. McCANN and HELM. HOUSE BILL No. 1508.

An Act making an appropriation to the Department of Public Instruction for making grants to financially handicapped and distressed school districts which must make repairs and alterations to school buildings in order to comply with orders of the Department of Labor and Industry.

Referred to the Committee on Education.

By Mrs. REIBMAN, Messrs. McCANN and HELM. HOUSE BILL No. 1509.

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing additional safeguards against fire hazards.

Referred to the Committee on Education.

By Mr. BELL. HOUSE BILL No. 1510.

An Act providing for the destruction of certain records and papers upon petition in counties of the third class.

Referred to the Committee on Counties.

By Messrs. PETROSKY, LUTTY, VARNER and PRICE. HOUSE BILL No. 1511.

An Act amending the "Public Utility Law," approved May 28, 1937 (P. L. 1053), changing the fees to be charged by the commission for copies of papers, testimony and records.

Referred to the Committee on Public Utilities and Corporations.

By Messrs. BOIES and MAXWELL. HOUSE BILL No. 1512.

An Act amending the "Pharmaceutical Practice Law" approved May 17, 1917 (P. L. 208), changing from annual to biennial registration.

Referred to the Committee on State Government.

By Messrs. BOIES and MAXWELL. HOUSE BILL No. 1513.

An Act amending the "Real Estate Brokers License Act of one thousand nine hundred and twenty-nine," approved May 1, 1929 (P. L. 1216), changing from annual to biennial registration, and increasing certain fees.

Referred to the Committee on State Government.

By Messrs. BOIES and MAXWELL. HOUSE BILL No. 1514.

An Act amending "The Veterinary Law," approved April 27, 1945 (P. L. 321), changing from annual to biennial registration.

Referred to the Committee on State Government.

By Messrs. BOIES and MAXWELL. HOUSE BILL No. 1515.

An Act amending the "Medical Practice Act," approved June 3, 1911 (P. L. 639), changing from annual to biennial registration and increasing the registration fee.

Referred to the Committee on State Government.

By Messrs. BOIES and MAXWELL. HOUSE BILL No. 1516.

An Act amending the "Chiropractic Registration Act of 1951," approved August 10, 1951 (P. L. 1182), changing from annual to biennial registration.

Referred to the Committee on State Government.

By Messrs. BOIES and MAXWELL. HOUSE BILL No. 1517.

An Act amending the "Beauty Culture Law," approved May 3, 1933 (P. L. 242), changing from annual to biennial registration and increasing registration fees.

Referred to the Committee on State Government.

By Mrs. REIBMAN, Messrs. VERONA, PRENDERGAST and J. A. O'DONNELL. HOUSE BILL No. 1518.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey .0806 acres of land, more or less, situate in the City of Bethlehem, Northampton County.

Referred to the Committee on State Government.

By Mrs. REIBMAN, Messrs. VERONA, PRENDERGAST and J. A. O'DONNELL. HOUSE BILL No. 1519.

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey .096 acres of land, more or less, situate in the City of Bethlehem, Northampton County.

Referred to the Committee on State Government.

By Mr. WHEELER. HOUSE BILL No. 1520.

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149) increasing the permanent tax.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 1521.

An Act amending the "Fuel Use Tax Act," approved January 14, 1952 (P. L. 1965), increasing the permanent excise tax.

Referred to the Committee on Ways and Means.

By Messrs. McCANN, KORNICK, HELM and POLEN. HOUSE BILL No. 1522.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), expanding the purposes for which area technical schools may be established; further regulating the method of approval of such schools; * * *.

Referred to the Committee on Education.

By Messrs. NAUGLE, AUKER, FRASCELLA and LIMPER. HOUSE BILL No. 1523.

An Act amending the "Consumer Discount Company Act," approved April 8, 1937 (P. L. 262), changing provisions relating to licenses, bonds, fees, reports, powers of licensees and penalties.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. MAXWELL, MILLS, RIGBY and EWING. HOUSE BILL No. 1524.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, authorizing the use of chemical tests to determine intoxication of persons operating motor vehicles.

Referred to the Committee on Rules.

By Messrs. MILLS, MAXWELL, GOLDSTEIN and RIGBY. HOUSE BILL No. 1525.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, providing for suspension and revocation of operator's licenses and learner's permits by the Secretary of Revenue on a point system based on offenses and violations.

Referred to the Committee on Motor Vehicles.

By Messrs. YATRON, O'DELL, DENNISON and LUIGARD. HOUSE BILL No. 1526.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, providing for an operator license period of three years and fixing fees relative thereto.

Referred to the Committee on Motor Vehicles.

By Mrs. MONROE, Messrs. RILEY and ARLENE. HOUSE BILL No. 1527.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, to bring within the definition of signal lamp, trailers and semi-trailers.

Referred to the Committee on Motor Vehicles.

By Messrs. TAYLOR and SULLIVAN. HOUSE BILL No. 1528.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, directing the issuance of special registration plates for suburban motor vehicles and prescribing the fee thereof.

Referred to the Committee on Motor Vehicles.

By Messrs. HEAVEY and DOUGHERTY. HOUSE BILL No. 1529.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, by incorporating in one section all provisions relating to age requirements for drivers, driving as paid employes or as drivers of school buses.

Referred to the Committee on Motor Vehicles.

By Messrs. EILBERG and DOUGHERTY. HOUSE BILL No. 1530.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.), No. 32, by providing that no registration plates shall be issued to any person who has failed to pay for previously issued plates.

Referred to the Committee on Motor Vehicles.

By Messrs. McKEEVER and DOUGHERTY. HOUSE BILL No. 1531.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, requiring that vehicle being operated by learner must be a vehicle that the accompanying licensed driver is capable of operating.

Referred to the Committee on Motor Vehicles.

By Messrs. PARLANTE and DOUGHERTY. HOUSE BILL No. 1532.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, by excluding from the definition of "Antique Motor Vehicle" reproductions thereof.

Referred to the Committee on Motor Vehicles.

By Messrs. SCARCELLI and PARLANTE. HOUSE BILL No. 1533.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, by excluding constables from the definition of "Peace Officer."

Referred to the Committee on Motor Vehicles.

By Messrs. SCARCELLI, HEAVEY and PARLANTE. HOUSE BILL No. 1534.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, by redefining private road or driveway.

Referred to the Committee on Motor Vehicles.

By Mrs. ANDERSON, Messrs. ARLENE and MULLEN. HOUSE BILL No. 1535.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, by substituting the phrase "habit producing drugs" in place of "narcotic drugs" so as to bar persons from being licensed who are addicted to the use of habit producing drugs.

Referred to the Committee on Motor Vehicles.

By Mrs. REIBMAN, Messrs. GALLAGHER, BUCHANAN, and Mrs. HENZEL. HOUSE BILL No. 1536.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), regulating the opening and closing of daily sessions and setting standards for the length of sessions.

Referred to Committee on Education.

By Mrs. REIBMAN, Messrs. SHUPNICK, BUCHANAN and Mrs. HENZEL. HOUSE BILL No. 1537.

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing provisions relating to the keeping open of schools.

Referred to Committee on Education.

By Messrs. MULLEN and PARLANTE. HOUSE BILL No. 1538.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, by requiring that when the secretary has issued a special number plate to replace a manufacturer's serial number, it shall be placed on the fire wall of the motor vehicle, trailer, or semi-trailer for which issued.

Referred to the Committee on Motor Vehicles.

By Messrs. FULMER, WHITTAKER, LIMPER and FRASCELLA. HOUSE BILL No. 1539.

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L.) No. 32, extending the definition of "Dealer" and extending the use of dealer's registration plates by boat and boat trailer dealers.

Referred to the Committee on Motor Vehicles.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. POLEN asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

Mr. POLASKI asked and obtained permission for the Committee on Municipal Corporations to meet during the session of the House.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. A. W. JOHNSON, RIGBY, McCANN, J. P. O'DONNELL, DOUGHERTY and A. M. LEE. (Concurrent) RESOLUTION No. 64.

In the House of Representatives, May 4, 1959.

The Commonwealth of Pennsylvania has for many years participated in the international trade and commerce of

the United States and generates substantial volumes of international traffic, including passengers, cargo and mail.

The Commonwealth of Pennsylvania is vitally interested in preserving and expanding its international trade and commerce and in providing improved transportation services for its passengers and shippers, as well as for mail.

The Commonwealth of Pennsylvania has always enjoyed a common interest in trade with the countries of the Orient and is vitally interested in expanding trade and relations with the Orient as a means of fostering commercial and industrial development and providing increased job opportunities for its citizens.

The advent of jet air transportation will, if properly employed, remove the principal historic handicaps to major expansion of trade and relations with the countries of the Orient, namely, remoteness and high transportation costs, and will establish the Orient as the world's greatest frontier for development of international trade and travel.

Presently available air services and routes are wholly inadequate to meet the present and future needs of the Commonwealth for preservation and expansion of its trade and travel to the Orient and to maintain its competitive position with other states and areas; therefore be it

Resolved (the Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania, in session convened, favors prompt establishment of direct, competitive American-flag air services between Pennsylvania and the principal countries of the Orient in such a manner as to insure the fullest possible realization, now and in the future, of the convenience, comfort and time and cost savings of modern jet air transportation; and be it further

Resolved, That the Attorney General, The Pennsylvania Aeronautics Commission, The Department of Commerce and other official offices of the Commonwealth interested and affected thereby, are hereby authorized and directed to make such presentations and to take such other action as may be appropriate to present and support the aforesaid position of the General Assembly of the Commonwealth of Pennsylvania before the Civil Aeronautics Board and to such other agencies and persons as may have an interest in this matter, all with a view to securing the earliest possible adoption and implementation thereof; and be it further

Resolved, That copies of this resolution be forwarded to the Attorney General, The Pennsylvania Aeronautics Commission and The Department of Commerce.

Referred to the Committee on Rules.

By Mr. VARNER. RESOLUTION (Not Printed).

In the House of Representatives, May 4, 1959.

On August 16, 1958, Alexander S. Robertson passed away. Mr. Robertson served in 1939-1940 as a member of this House of Representatives. He was born in Foxburg in 1894, and resided in Clarion County all of his life. A machinist by trade and owner of a garage, Mr. Robertson served his friends and neighbors in Clarion County during his active life in many capacities—he was President of the Foxburg Borough Council from 1930 to 1938, a member and past president of the Foxburg Community Club, member of the Clarion County Bucktails, and actively interested in the affairs of the American Legion, serving as Commander of his post, County Commander and Deputy District Commander. Mr. Robertson enlisted in the Navy in 1917, and until after the Armistice, served on sea duty on destroyers and submarines. Mr. Robertson's active life, marked with many civic and social contributions, both to his county and community, and to the people of this Commonwealth, came to an end last summer at the age of sixty-four. He was survived by his wife, Mrs. Josephine Bash Robertson, and five children: James of Toledo, Ohio; Alexander, Syracuse, New York; Mrs. Jeanne Thomas, Waterloo, Iowa; Mrs. Sarah Johnston, Coraopolis, Pennsylvania, and Mrs. Barbara Davenport, Iowa City, Iowa. With the passing of Mr. Alexander S. Robertson, we have lost a fine friend and citizen of this Commonwealth; therefore, be it

Resolved, That the members of this House of Representatives express their sincere sympathy to the surviving members of the family of Alexander S. Robertson; and be it further

Resolved, That a copy of this resolution be transmitted to his widow at her home in Foxburg, Pennsylvania.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 223.

An Act amending the act of March 10 1949 (P L 30) entitled "Public School Code of 1949" providing for payment to joint boards under certain conditions by the Commonwealth for the acceptance of non-resident pupils.

Referred to the Committee on Education.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 198.

An Act reenacting and amending the act of July 27 1955 (P L 288) entitled as amended "An act making it unlawful for owners of certain property in cities of the first class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification * * *" extending the provisions of the act to cities of the second class.

HOUSE BILL No. 610.

An Act amending "The Fiscal Code" approved April 1929 (PL 343) providing for the Rehabilitation Center Fund and for disbursements therefrom repealing provisions relating to the Federal Rehabilitation Fund and adding provisions relating to the Vocational Rehabilitation Fund.

HOUSE BILL No. 611.

An Act amending "The Vocational Rehabilitation Act of one thousand nine hundred forty-five" approved May 22 1945 (P L 849) changing the definition of vocational rehabilitation expanding the functions of the State Board and reducing vocational rehabilitation services available to persons not requiring financial assistance.

HOUSE BILL No. 863.

An Act amending the act of February 9 1901 (P L 3) entitled "An act to provide for increasing the capital stock and indebtedness of corporations" deleting certain requirements of corporate officers

15th AND PERKIOMEN GRADE SCHOOL OF READING WELCOMED

The SPEAKER. The Chair has been informed there are present with us as guests, students from the 15th and Perkiomen Grade School of Reading, who are here with their principal, Mrs. Ruth Heck. They are the guests of the gentleman from Berks, Mr. Yatron.

DEMOCRATIC WOMEN OF THE 19th WARD OF READING WELCOMED

The SPEAKER. The Chair has also been informed that we have with us as guests today a delegation of Democratic Women from the 19th Ward of the city of Reading. They are the guests of the gentlemen from Berks, Mr. Yatron and Mr. Luigard.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Tompkins for Mr. H. G. MILLER for today.

Mr. Tompkins for Mr. GIBSON for the week.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WHEELER asked and obtained permission for the Committee on Ways and Means to meet during the session of the House.

REPORTS FROM COMMITTEE

Mr. ISAACS from the Committee on Municipal Corporations, reported as committed, House Bill No. 33, entitled:

An Act amending the act of June 18, 1941 (P. L. 137), entitled "An act providing for the appointment, powers and control of members of volunteer fire companies as special fire police, and conferring powers on them at fires attended by their fire companies in any city, borough, town and township," extending the rights and powers of special fire police to other duties performed upon request of municipal authorities.

Mr. GAILEY from the Committee on Law and Order, reported as amended, House Bill No. 148, entitled:

An Act amending "The Penal Code," approved June 24, 1939 (P. L. 872) prohibiting unprotected abandoned mines and quarries in places accessible to children.

Mr. NEEDHAM from the Committee on Mines and Mineral Industries, reported as amended, House Bill No. 176, entitled:

An Act prohibiting mining under rivers, streams and large bodies of water and within two hundred feet of the high water mark thereof without prior approval therefor and prescribing penalties.

Mr. LUTTY from the Committee on Banking and Building and Loan Associations, reported as amended, House Bill No. 323, entitled:

An Act amending the "Banking Code," approved May 15, 1933 (P. L. 624), extending the time in which the department may approve articles of incorporation, amendment or merger; * * * and further providing for the powers and limitations on powers of corporations authorized to engage in a banking business.

Mr. CLARKE from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 466, entitled:

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), authorizing appropriations to posts of the Italian American War Veterans of the United States, Incorporated, to help defray the costs of Memorial Day and Armistice Day, and authorizing such organizations to collect prepare and file data concerning burial places of military, naval and other combat personnel with the county commissioners.

Mr. CLARKE from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 468, entitled:

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), further regulating membership of the board of managers of the memorial monument or memorial hall in honor of the soldiers, sailors and marines of the county and providing rooms for use of the Italian American War Veterans of the United States, Incorporated.

Mr. R. P. JOHNSON from the Committee on Law and Order, reported as committed, House Bill No. 632, entitled:

An Act amending the act of May 11, 1949 (P. L. 1116), entitled "An act to regulate deliveries of light fuel oil to domestic consumers; * * *." requiring that vehicles delivering light fuel oil be equipped with meters capable of furnishing printed receipts; and requiring that such receipts be furnished to consumers.

Mr. GAILEY from the Committee on Education, reported as amended, House Bill No. 998, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 defining distresed school districts; * * * defining the powers and duties of the Superintendent of Public Instruction.

Mr. IRVIS from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 1113, entitled:

An Act amending the act of March 7, 1901 (P. L. 20), entitled "An act for the government of cities of the second class," increasing the maximum penalties which may be enforced.

Mr. A. M. LEE from the Committee on Banking and Building and Loan Associations, reported as amended, House Bill No. 1237, entitled:

An Act amending the "Banking Code" approved May 15, 1933 (P. L. 624), further regulating the pledge of assets for deposits.

Mr. ROVANSEK from the Committee on Education, reported as committed, House Bill No. 1246, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for the payment of interest on account of unpaid salaries of employes of school districts.

Mr. KAMYK from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 1363, entitled:

An Act amending the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities * * *," providing for additional payments to certain pensioned or retired employes.

Mr. DENNISON from the Committee on Mines and Mineral Industries, reported as amended, House Bill No. 1365, entitled:

An Act amending the "Anthracite Coal Mining Law," approved June 2, 1891 (P. L. 176), changing applicability of act.

Mr. PRENDERGAST from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 1454, entitled:

An Act amending the "Bituminous Coal Open Pit Mining

Conservation Act," approved May 31, 1945 (P. L. 1198) further regulating time when operation shall be deemed completed.

Mr. NEEDHAM from the Committee on Mines and Mineral Industries, reported as committed, House Bill No. 1455, entitled:

An Act amending the "Bituminous Coal Open Pit Mining Conservation Act," approved May 31, 1945 (P. L. 1198), changing penalties in regards to certain actions relating to registration and furnishing of bonds.

Mr. REIDENBACH from the Committee on Appropriations, reported as amended, House Bill No. 1491, entitled:

An Act authorizing the Department of Highways, in cooperation with the Department of Mines and Mineral Industries, to construct strips of highways using coal as a road building material.

Mr. CAPANO from the Committee on Ways and Means, reported as committed, House Bill No. 1520, entitled:

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149) increasing the permanent tax.

Mr. CAPANO from the Committee on Ways and Means, reported as committed, House Bill No. 1521, entitled:

An Act amending the "Fuel Use Tax Act," approved January 14, 1952 (P. L. 1965), increasing the permanent excise tax.

Mrs. HENZEL from the Committee on Education, reported as committed, Senate Bill No. 60, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949" authorizing the temporary investment of funds by certain school districts.

Mr. H. P. Murray from the Committee on Banking and Building and Loan Associations, reported as committed, Senate Bill No. 181, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828), entitled "Fiduciaries Investment Act of 1949" making obligations of banks for cooperatives authorized investments.

Mr. H. P. MURRAY from the Committee on Banking and Building and Loan Associations, reported as committed, Senate Bill No. 182, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled as amended "Banking Code" further providing for lending and investment powers of banks and banks and trust companies and certain savings banks.

Mr. J. J. MURRAY from the Committee on Law and Order, re-reported as amended, House Bill No. 3, entitled:

An Act providing for a referendum to determine the will of the electorate in regard to horse racing with legal wagering within the State with the moneys derived therefrom by the Commonwealth of Pennsylvania to be deposited in the General Fund.

Mr. DOWN from the Committee on Highways, re-reported as amended, House Bill No. 317, entitled:

An Act prohibiting the erection and maintenance of certain advertising devices along highways on the National System of Interstate and Defense Highways * * *.

BILL RE-REFERRED

Mr. POLASKI from the Committee on Municipal Corporations, returned with the recommendation that it be re-referred to the Committee on Motor Vehicles, Senate Bill No. 44, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code" exempting certain municipal authorities from motor vehicles registration and certificate of title fees.

The SPEAKER. The bill is re-referred to the Committee on Motor Vehicles.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1341, entitled:

An Act lapsing the unexpended and unencumbered balance of a certain appropriation from the General Fund to the Department of Property and Supplies.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 598, entitled:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519), excluding certain contracts or purchases for operation of public works from requirement of advertising and bidding.

The first section was read.

On the question,

Will the House agree to the section?

Mr. UJOBIA offered the following amendment:

Amend Sec. 1 (Sec. 1316), page 2, line 9 by striking out "operation" and inserting "fuel oil."

It was agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1051, entitled:

An Act regulating the mining of anthracite coal prescribing duties for certain municipal officers and imposing penalties.

The first section was read.

On the question,

Will the House agree to the section?

Messrs. CROSSIN and NEEDHAM offered the following amendments:

Amend Sec. 1, page 1, line 1, by striking out "It" and inserting "(a) In order to guard the safety of the public in areas above mined areas, to prevent the excavation of coal so near the surface or so deep or in such other manner as to expose the public to danger it.

Amend Sec. 1, page 1, line 3, by inserting after "anthracite" "or bituminous."

Amend Sec. 1, page 1, line 4, by inserting after "anthracite" where it appears for the first time "or bituminous."

Amend Sec. 1, page 1, line 4, by inserting after "anthracite" where it appears for the second time "or bituminous."

Amend Sec. 1, page 2, by inserting between lines 13 and 14 (b) Criterian to guide operators in their mining activities shall include: bearing strength of coal in the vein or seam, percentage of coal left in place, uniformity of distribution of said percentage, height of vein or seam, nature of immediate roof over seam, nature of floor of seam, pitch of seam, thickness of rock strata overlying the seam, nature of rock strata, thickness and nature of unconsolidated surface materials overlying rock strata, proximity of and conditions in overlying or underlying seams, underground water conditions in seam, and underground water conditions in strata over the seam.

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Messrs. CROSSIN and NEEDHAM offered the following amendments:

Amend Sec. 2, page 2, line 15, by inserting after "mining" "of."

Amend Sec. 2, page 2, line 15, by inserting after "anthracite" "or bituminous."

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Messrs. CROSSIN and NEEDHAM offered the following amendments:

Amend Sec. 3, page 3, line 13, by inserting after "anthracite" "or bituminous."

Amend Sec. 3, page 3, line 15, by inserting after "anthracite" "or bituminous."

Amend Sec. 3, page 3, line 16, by inserting after "anthracite" "or bituminous."

They were agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Messrs. CROSSIN and NEEDHAM offered the following amendment:

Amend Sec. 4, page 4, line 10, by inserting after "anthracite" "or bituminous."

It was agreed to.

The section was agreed to as amended.

The fifth section was read.

On the question,

Will the House agree to the section?

Messrs. DONALDSON, AGNEW and LAMB offered the following amendment:

Amend Sec. 5, page 4, line 18, by inserting after "anthracite" "or bituminous."

It was agreed to.

The section was agreed to as amended.

The sixth section was read and agreed to.

The seventh section was read.

On the question,

Will the House agree to the section?

Messrs. DONALDSON, AGNEW and LAMB offered the following amendments:

Amend Sec. 7, page 5, line 14, by inserting after "anthracite" "or bituminous."

Amend Sec. 7, page 5, line 16, by inserting after "anthracite" "or bituminous."

They were agreed to.

The section was agreed to as amended.

The eighth, ninth, tenth, eleventh and twelfth sections were separately read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Messrs. CROSSIN and NEEDHAM offered the following amendments:

Amend Title, page 1, first line of Title, by striking out "Regulating" and inserting "To protect the public safety by regulating."

Amend Title, page 1, first line of Title, by inserting after "anthracite" "and bituminous."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1332, entitled:

An Act amending the "Business Corporation Law" approved May 5, 1933 (P. L. 364) changing the law as to the merger or consolidation of parent and wholly-owned subsidiary corporations.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1346, entitled:

An Act amending the "Optometrists' Licensure Law" approved March 30, 1917 (P. L. 21) further regulating the refusal cancellation revocation and suspension of licenses providing for rules and regulations.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1366, entitled:

An Act amending the "Anthracite Coal Mining Law" approved June 2, 1891 (P. L. 176) requiring the examination of collieries every two months.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1367, entitled:

An Act amending the act of June 2, 1891 (P. L. 176)

entitled "An Act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania * * *" requiring all mine foreman and assistants to have a certificate of qualification or service.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1368, entitled:

An Act amending the "Anthracite Coal Mining Law" approved June 2, 1891 (P. L. 176) regulating the use of electrically operated automotive mining loading or conveying machinery.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1369, entitled:

An Act amending the act of June 2, 1891 (P. L. 176) entitled "An Act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" requiring maps or plans of workings or excavations to be made.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1370, entitled:

An Act amending the "Anthracite Strip Mining Law" approved June 27, 1947 (P. L. 1095) regulating the distance of mining from highways.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1371, entitled:

An Act amending the "Anthracite Coal Mining Law" approved June 2, 1891 (P. L. 176) further regulating the erection of props timber or temporary roof jacks.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1378, entitled:

An Act amending the act of February 9, 1901 (P. L. 3) entitled "An act to provide for increasing the capital stock and indebtedness of corporations" permitting corporations to mortgage or encumber all or any portion of its property without authorization of the stockholders.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1381, entitled:

An Act providing for the certification by the Secretary of Health of operators in responsible charge of water supply systems and water treatment plants specifying the classifications of water supply systems and water treatment plants and the grades of certificates for operators thereof requiring that only certified operators may operate certain plants and systems providing for revocation and suspension of certificates and providing for penalties and civil relief.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1382, entitled:

An Act providing for the certification by the Sanitary Water Board of operators in responsible charge of sewage treatment plants specifying the classifications of sewage treatment plants and the grades of certificates for operators thereof requiring that only certified operators may operate certain plants providing for revocation and suspension of certificates and providing for penalties and civil relief.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1406, entitled:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) providing that the tax upon intrastate telephone and telegraph service shall be computed on the basis of the total amount billed to customers periodically.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

AVONWORTH HIGH SCHOOL PUPILS WELCOMED

The SPEAKER. The Chair welcomes the members of the Ninth Grade, Avonworth High School, who are here under the supervision of their teacher, Mr. Johnston. They are the guests of Messrs. Wilt, Gibb, Donaldson and Agnew, the gentlemen from Allegheny.

COUNCIL OF REPUBLICAN WOMEN FROM INDIANA COUNTY WELCOMED

The SPEAKER. There was also present in the Hall of the House members of the Council of Republican Women from Indiana County, guests of the gentleman from Indiana, Mr. Buchanan.

BILL ON FINAL PASSAGE RECALLED FROM THE GOVERNOR

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 412, entitled:

An Act authorizing courts to alter modify suspend reinstate terminate amend or rescind any order decree judgment or sentence for a period of thirty days from the date of entering of record the order decree judgment or sentence.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Agnew,	Frascella,	McCormack,	Riley,
Anderson,	Fulmer,	McDonald,	Rovansek,
Arlene,	Gailey,	McInroy,	Royer,
Auker,	Gallagher,	McKeever,	Rudisill,
Balthaser,	Garlock,	McLaughlin,	Scarcelli,
Barton,	Gelfand,	Machmer,	Schaaf,
Bell,	George,	Magee,	Schuster,
Boles,	Gibb,	Mahan,	Schwartz,
Bonner,	Goldstein,	Markley,	Seltzer,
Boris,	Goodrich,	Maxwell,	Sherman,
Bower,	Gramlich,	Meholchick,	Shupnik,
Bowman,	Guthrie,	Merry,	Silverman,
Branca,	Hamilton,	Mihm,	Snare,
Brenninger,	Heffner,	Miller, B. Z.,	Snider,
Breth,	Helm,	Mills,	Stank,
Brown,	Henzel,	Monroe,	Steckel,
Buchanan,	Hocker,	Muldowney,	Stevens,
Burns,	Holliday,	Mullen,	Stewart,
Capano,	Holt,	Munley,	Stimmel,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stone,
Cianfrani,	Irvis,	Murphy, P. J.,	Stoner,
Cioffi,	Isaacs,	Murray, H. P.	Stroup,
Clarke,	Jenkins,	Murray, J. J.,	Sullivan,
Comer,	Jim,	Musto,	Taylor,
Cooper,	Johnson, A. W.,	Naugle,	Tompkins,
Crossin,	Johnson, R.,	Needham,	Ujobai,
Curwood,	Jones, T. H. W.,	Nelson,	Varallo,
Davis,	Jump,	O'Dell,	Verona,
Dengler,	Kamyk,	O'Donnell, J. A.,	Wall,
Dennison,	Keiser,	O'Donnell, J. P.,	Walsh,
Devlin,	Kernaghan,	Odorisio,	Wargo,
Donahue,	Kessler,	Ogilvie,	Weidner,
Donaldson,	Kooker,	O'Neil,	Welsh,
Dougherty,	Korns,	Parlante,	Wheeler,
Down,	Kovolenko,	Pashley,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Ellberg,	Lamb,	Perry, P. E.,	Willard,
Eshback,	Lee, A. M.,	Petrosky,	Willaredt,
Eshleman,	Lee, K. B.,	Polaski,	Wilt,
Ewing,	Leonard,	Polen,	Wood,
Farabaugh,	Light,	Prendergast,	Worley,
Fetterolf,	Limper,	Price,	Wynd,
Filo,	Lippincott,	Pursley,	Yatron,
Fineman,	Lopresti,	Reibman,	Yetter,
Floyd,	Luigard,	Reidenbach,	Zimmerman,
Flynn,	Lutty,	Renwick,	Andrews,
Foerster,	McCandless,	Rigby,	Speaker
Fox,	McCann,		

NAYS—0

NOT VOTING—20

Ashton,	Haudenshield,	Miller, H. G.,	Thompson,
Blair,	Heavey,	Moran,	Trusio,
Dennis,	Kee,	Murray, P. G.,	Varner,
Frank,	Knecht,	Sakulsky,	Wescott,
Gibson,	Kornick,	Strausser,	Whittaker,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

COUNCIL OF REPUBLICAN WOMEN FROM CAMBRIA COUNTY WELCOMED

The SPEAKER. The Chair is pleased to note in the Hall of the House a delegation representing the Council of Republican Women from Cambria County.

The members of the delegation are the guests of the House generally, and the guests of the gentleman from McKean, the Minority Leader, in particular.

The Chair recognizes the gentleman from McKean and expects from him a fitting word of welcome to this wonderful delegation of Republican women from the rock-ribbed Democratic County known as Cambria. We expect him to be very pretty in his remarks.

Mr. A. W. JOHNSON. Well, Mr. Speaker, on behalf of the House of Representatives we certainly want to welcome to the Hall of the House of Representatives, this very, very beautiful chamber, these very, very lovely ladies. We are delighted that they are gracing us with their presence today.

I just made a speech to them upstairs, and they have given me their unqualified support in the coming election this fall, and they are going to make Cambria County Republican for the first time in its history. So we are awfully glad they are here.

The SPEAKER. We await such election returns with interest.

BILLS ON FINAL PASSAGE

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 141, entitled

An Act imposing liability upon parents for the wilful and malicious acts of children over seven and under seventeen years of age setting limitations and providing procedure for recovery.

On the question,

Shall the bill pass finally?

Mrs. HENZEL. I think I need not remind the House, Mr. Speaker, of the lengthy debate and discussion that we had when this bill was before us some weeks ago, and I have no intention of belaboring the bill before its vote today.

But I think the discussion we had when the bill was in front of us formerly brought out two things; that there were differences of opinion as to the philosophy involved in parental responsibility, but certainly that there was a need for such legislation as parental responsibility represented. The bill we have before us today is an effort of a number of weeks' work to reconcile these differences, to evolve something that would be acceptable to the varying philosophies as they relate to parental responsibility, and to make legislation on this subject possible.

Therefore I would ask that the Members of the House look with acquiescence today on this bill as it appears before us, supporting it in order that we may put upon the books legislation that will make a kind of parental responsibility a necessity in Pennsylvania.

Mr. FLOYD. Mr. Speaker, I rise in opposition to this bill, House Bill No. 141, Printer's No. 489.

I question whether there is any real need for this kind of legislation. I believe the property owners are properly protected under the present laws of the Commonwealth.

They can file a suit for any damages they have received under the present laws of the Commonwealth.

I have with me here a copy of the Penal Code, P. L. 872. Under the provisions of this Penal Code, any person found guilty of maliciously destroying property is subject to a $300 fine or six months in jail, or both.

Now it seems to me there is really no need for this type of legislation if we have a provision already in the Penal Code to cover that.

The other provisions that this bill seems to propose to enact is to permit the landlord to collect a $300 fine, or up to a $1000 fine, for any injuries he may receive at the hands of the tenants.

The landlord is also protected under the present law as far as this provision is concerned, because he can file a charge of assault and battery by whatever means the tenant may injure him, or he can file a libel suit for any other injuries.

I would say maybe 65 or 70 percent of the people of the Commonwealth are tenants. They are renting in one form or another. Now this bill would affect each one of those people. For that reason, and that reason alone, I think this is a bad bill, and I would like to ask the Members of the House to vote this bill down.

Mr. ISAACS. Mr. Speaker, I would like to interrogate either one of the sponsors of this measure, or one of the framers of the amendments which have been placed in it since the bill was entered.

The SPEAKER. Will either one of the sponsors consent to be interrogated by the gentleman from Montgomery?

The Chair recognizes the lady from Montgomery, Mrs. Henzel.

Mr. ISAACS. Mr. Speaker, will the lady tell me what this bill accomplishes that cannot be accomplished by present law?

Mrs. HENZEL. Mr. Speaker, I can only answer that in the words of a lay person. I would say this is one step towards closing the gap as far as making the parents responsible.

As I understand it from a lay point of view, at the present time the law specifies that a parent cannot be held responsible unless he has had some prior indication on the part of a child that he is potentially wilful and malicious, and it is only after such wilful and malicious tendency has been proven that he can be held responsible. This would close that gap and say that on the very first instance of a wilful and malicious act the parent, if proven to be neglectful or negligent, would be held responsible.

If the gentleman from Delaware demands a more technical and legal explanation, I would defer to Mr. Fineman.

Mr. ISAACS. Mr. Speaker, I do not care to belabor the interrogation, but one question I would like answered: Does this bill provide anything which is not provided for by present laws?

Mrs. HENZEL. I felt, Mr. Speaker, that in my answer I had shown that this is one step further toward making a parent responsible by wiping out the so-called one bite clause.

Mr. ISAACS. I thank the lady, Mr. Speaker.

Mr. ISAACS. Mr. Speaker, I believe the sponsors of this measure have made the error of trying to please everyone to such an extent that we have a bill on the calendar which I believe does not provide anything new.

I am possibly one of the prime advocates of a parental responsibility bill in this House. However, this bill in its present form reminds me somewhat of a waif wandering around in a cruel world where nobody lives and dogs bark at strangers. Personally, I doubt if it is worth the printer's ink that has been used on it.

Mr. SCHWARTZ. Mr. Speaker, I must agree with the previous speaker. I think the medical profession has a term called a placebo, and I think that is what this bill attempts to do. It is the case of a doctor very often giving a patient a prescription that has nothing but water, or a little aspirin in it to make them feel better, and I think that is what this bill will do and nothing more.

I object to the bill on several grounds. First of all, it treats children from the ages of 7 to 17 exactly alike. I think, Mr. Speaker, you and I and the rest of the Members of the House know that in a child of 7 and a mature child of 17 their tendencies are completely different, and there is no differentiation here whatsoever.

Another reason I am opposed to this bill is because there are children who are bad, whether they come from a wealthy family or from a poor family, but this will not be a deterrent to the children of a poor family. To the child of a wealthy family the $300 or $1000 will not mean a thing, but to a poor family it will mean a great deal. I think this is a bad piece of legislation.

Mr. McCORMACK. Mr. Speaker, I want to take exception to the statements made by my learned colleague, Representative Schwartz. I am heartily in favor of this bill and legislation along these lines. It seems to me, and especially now while we have so many wonderful ladies in the Chamber, that a bill such as this should be brought up.

I do not want to lecture these parents who are here today because I am sure they are not the type who would be involved in legislation like this. But it seems to me that over the years there has been an attitude that is quite prevalent not only in Pennsylvania but throughout the United States, of parental irresponsibility. The responsibility of a parent to the child is inherent in the natural relationship. There is no reason in the world, moral or legal, why a parent should not be responsible for what that child does.

In law we impose responsibility on an employer for not the wilful and malicious acts of his employes, but really for the negligent acts of his employes. It seems to me where the relationship is of blood rather than of contract that the parent should act responsible. Now what this bill does is merely set forth in law what that natural relationship is and the responsibilities. It is a step in the right direction.

We are plagued, especially in Philadelphia today, with vandalism that is running rampant. We have malicious destruction of property. The Board of Education has been asking for this type of legislation because of the terrible problem involved, and there has never been a step taken to offset it and to correct it.

I might agree with the gentleman from Delaware, Mr. Isaacs, that this bill might not be worth much as a practical matter, but I think it is a tool that can be used by a judge in a juvenile court to get some parents who are constantly brought before the court to accept that responsibility which is theirs under the eyes of God. If it does that it accomplishes its purpose. But there is noth-

ing wrong in the world, and I want to repeat this, why a parent should not by law be held responsible for the wilful and malicious acts of that child. Whether the child is a good child or a bad child it is a relationship so close that the parent should accept the obligation, the legal obligation, as well as the moral obligation. I, therefore, ask everyone to vote in favor of this bill.

Mr. YATRON. Mr. Speaker, as one of the sponsors of this bill I agree that the bill has been watered-down. However, as Mr. McCormack pointed out, it is a step in the right direction, and I feel that there is a need for this type of legislation and we, as parents, should be responsible. So I am asking both sides to help pass this bill.

Mr. SHERMAN. Mr. Speaker at previous sessions of this legislature we have had some 10 to 15 bills of this nature introduced. We have heretofore passed a bill of this kind more stiff in its nature.

When this bill came to my attention I had to say whether or not I would go for a bill of this kind. I feel under no circumstances can it do any harm.

I am pleased to see that the age limit has been lowered to 17 instead of 18, which was one of my original objections. But I feel the one main reason that we ought to have legislation of this kind upon the statute books, and that in itself, if there was any question as to whether or not I would be for or against a bill of this kind, I would be for it, and it is that too many people in this Commonwealth do not realize perhaps that bordering upon law of this kind exists in the state of Pennsylvania. If we did have legislation upon our books it would become known throughout the state of Pennsylvania that legislation of this kind does exist and that in itself, Mr. Speaker, would be quite a deterent to a good many parents who should have greater control and custody over their children and do not.

Therefore, for that reason, among others. I say vote "aye" for this bill.

Mr. FINEMAN. Mr. Speaker, it was not my intention today to speak upon this bill whatsoever, until I heard the round-robin of argument pro and against the bill.

I would inform the House that I do not rise as a militant advocate for the pasage of this bill, although I am going to vote for the bill. I am going to vote for the bill because I stated at the time of the initial debate on this bill that if there were placed before me a bill that sought to hold responsible those parents who by their own negligent conduct, by their failure to guide and counsel their children, made possible the acts of which complaint is made, then I would vote for such legislation.

I have also risen because I think I would be remiss if I did not take this opportunity to express to the lady from Delaware, the charming Mrs. Henzel, my appreciation for her very fine cooperation and consideration in working out and resolving the problems with which we were confronted when first this bill was before us. Again I extend my deep appreciation and gratitude to her.

Mr. GELFAND. Mr. Speaker, I have been laboring with my conscience to see if I could sit still in my chair and allow a bill such as this to go by without making any comment. However, I feel so strongly about this particular bill that I cannot allow the opportunity just to say a few words of opposition go by.

I believe the bill is a misnomer. We call it a parent responsibility bill, but actually it is a parent irresponsibility bill. If we want to legislate against irresponsibility, I do not think we have any need to do so because already the laws of this Commonwealth provide for irresponsibile parents. Because the child has a propensity toward certain types of negligent action and the parent is aware of this, he can be made fully responsible for any of the actions of the child. However, if the parent is a good parent, observes all the necessities for keeping his child under control, what this bill would do would be to create a schism between him and his child, because if the child gets into some trouble, although the parent would try to supervise him properly, the parent becomes responsible for the child's malicious conduct.

I say to you that what we are trying to do is to attack a sociological problem in a legalistic way, when this is no correct solution. What we should do is establish certain types of committees, commissions. We should go to psychiatrists, psychologists, allow them to study such a problem and establish a way to treat these children, because these children need help. They are emotionally disturbed. I do not think that making the parent responsible will in any way satisfy the need of the problem, nor has this type of legislation been successful elsewhere.

Only last year I remember reading a group of articles in the Evening Bulletin in which they indicated that a number of states have already tried this type of legislation and in each state in which it has been tried they have ultimately had to give it up. The fact of the matter is all that has happened in the states where they had any sort of history with this type of legislation is that the problem has continued to be such as it was or the problem has increased, and what has happened has been a schism, a rift, between the parent and the child.

I say to you what we do is we rush hastily to meet a problem when we do not know what the solution is, and I think we should give it full study, a clear study, and then reach an ample solution before we head into something we will regret later on.

I say that a vote for this bill is wrong and I suggest that we vote it down.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows

YEAS—135

Agnew,	Fulmer,	Luigard,	Rigby,
Auker,	Gallagher,	McCandless,	Royer,
Balthaser,	George,	McCann,	Schaaf,
Barton,	Gibb,	McCormack,	Schuster,
Bell,	Goldstein,	McInroy,	Seltzer,
Blair,	Goodrich,	McKeever,	Sherman,
Boles,	Gramlich,	Machmer,	Shupnik,
Bonner,	Guthrie,	Magee,	Silverman,
Boris,	Hamilton,	Mahan,	Snider,
Bower,	Heffner,	Markley,	Steckel,
Bowman,	Helm,	Meholchick,	Stevens,
Branca,	Henzel,	Merry,	Stewart,
Brenninger,	Hocker,	Miller, B. Z.,	Stimmel,
Breth,	Holliday,	Mullen,	Stone,
Brown,	Horst,	Munley,	Stoner,
Buchanan,	Isaacs,	Murphy, A.J., Jr.,	Stroup,
Comer,	Jim,	Murphy, P. J.,	Tompkins,
Cooper,	Johnson, A. W.,	Murray, H. P.	Ujobai,
Crossin,	Johnson, R.,	Murray, J. J.,	Varallo,
Davis,	Jones, T. H. W.,	Musto,	Wall,
Dengler,	Jump,	Naugle,	Walsh,
Dennison,	Kamyk,	Needham,	Wargo,
Devlin,	Keiser,	Nelson,	Weidner,
Donahue,	Kernaghan,	O'Dell,	Wheeler,
Donaldson,	Kessler,	Odorisio,	Williams, A.D., Jr.,
Down,	Kooker,	Ogilvie,	Williams, E. S.,

Eshback,	Korns,	Pashley,	Willard,
Eshleman,	Kubitsky,	Perry, H. H.,	Willaredt,
Ewing,	Lamb,	Petrosky,	Wilt,
Fetterolf,	Lee, A. M.,	Polaski,	Wood,
Filo,	Lee, K. B.,	Polen,	Wynd,
Fineman,	Leonard,	Price,	Yatron,
Foerster,	Light,	Pursley,	Yetter,
Fox,	Lippincott,	Reidenbach,	

NAYS—53

Anderson,	Flynn,	Mihm,	Rovansek,
Arlene,	Frascella,	Mills,	Rudisill,
Burns,	Gailey,	Monroe,	Scarcelli,
Capano,	Garlock,	Muldowney,	Schwartz,
Capitolo,	Gelfand,	O'Donnell, J. A.,	Snare,
Cianfrani,	Holt,	O'Donnell, J. P.,	Sullivan,
Cioffi,	Irvis,	O'Neil,	Taylor,
Clarke,	Kovolenko,	Parlante,	Verona,
Curwood,	Limper,	Perry, P. E.,	Welsh,
Dougherty,	Lutty,	Prendergast,	Wescott,
Edwards,	McDonald,	Reibman,	Worley,
Eilberg,	McLaughlin,	Renwick,	Zimmerman,
Farabaugh,	Maxwell,	Riley,	Andrews, Speaker
Floyd,			

NOT VOTING—21

Ashton,	Jenkins,	Miller, H. G.,	Strausser,
Dennis,	Kee,	Moran,	Thompson,
Frank,	Knecht,	Murray, P. G.,	Trusio,
Gibson,	Kornick,	Sakulsky,	Varner,
Haudenshield,	Lopresti,	Stank,	Whittaker,
Heavey,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of, Senate Bill No. 250, entitled

An Act amending the act of April 9, 1929 (P. L. 343) entitled "The Fiscal Code" providing for additional reimbursement and procedures relative thereto in the auditing of disbursements affairs and accounts and clarifying the provisions relating to audits.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows

YEAS—190

Agnew,	Fox,	McCann,	Riley,
Anderson,	Frascella,	McCormack,	Rovansek,
Arlene,	Fulmer,	McDonald,	Royer,
Auker,	Gailey,	McInroy,	Rudisill,
Balthaser,	Gallagher,	McKeever,	Scarcelli,
Barton,	Garlock,	McLaughlin,	Schaaf,
Bell,	Gelfand,	Machmer,	Schuster,
Blair,	George,	Magee,	Schwartz,
Boles,	Gibb,	Mahan,	Seltzer,
Bonner,	Goldstein,	Markley,	Sherman,
Boris,	Goodrich,	Maxwell,	Shupnik,
Bower,	Gramlich,	Meholchick,	Silverman,
Bowman,	Guthrie,	Merry,	Snare,
Branca,	Hamilton,	Mihm,	Snider,
Brenninger,	Heffner,	Miller, B. Z.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Brown,	Henzel,	Monroe,	Stevens,
Buchanan,	Hocker,	Muldowney,	Stewart,
Burns,	Holliday,	Mullen,	Stimmel,
Capano,	Holt,	Munley,	Stone,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Irvis,	Murphy, P. J.,	Stroup,
Cioffi,	Isaacs,	Murray, H. P.	Sullivan,
Clarke,	Jenkins,	Murray, J. J.,	Taylor,
Comer,	Jim,	Musto,	Tompkins,
Cooper,	Johnson, A. W.,	Naugle,	Ujobai,
Crossin,	Johnson, R.,	Needham,	Varallo,
Curwood,	Jones, T. H. W.,	Nelson,	Verona,
Davis,	Jump,	O'Dell,	Wall,
Dengler,	Kamyk,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wheeler,
Dougherty,	Korns,	Parlante,	Williams, A.D., Jr.,
Down,	Kovolenko,	Pashley,	Williams, E. S.,
Edwards,	Kubitsky,	Perry, H. H.,	Willard,
Eilberg,	Lamb,	Perry, P. E.,	Willaredt,
Eshback,	Lee, A. M.,	Petrosky,	Wilt,
Eshleman,	Lee, K. B.,	Polaski,	Wood,
Ewing,	Leonard,	Polen,	Worley,
Farabaugh,	Light,	Prendergast,	Wynd,
Fetterolf,	Limper,	Price,	Yatron,
Filo,	Lippincott,	Pursley,	Yetter,
Fineman,	Lopresti,	Reibman,	Zimmerman,
Floyd,	Luigard,	Reidenbach,	Andrews, Speaker
Flynn,	Lutty,	Renwick,	
Foerster,	McCandless,	Rigby,	

NAYS—1

Wescott,

NOT VOTING—18

Ashton,	Heavey,	Moran,	Thompson,
Dennis,	Kee,	Murray, P. G.,	Trusio,
Frank,	Knecht,	Sakulsky,	Varner,
Gibson,	Kornick,	Strausser,	Whittaker,
Haudenshield,	Miller, H. G.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

WOMEN'S DEMOCRATIC CLUB OF PHILADELPHIA WELCOMED

The SPEAKER. The Chair has been informed that there is present in the Hall of the House a delegation representing the Women's Democratic Club of Philadelphia who are here as the guests of the ladies from Philadelphia, Mrs. Varallo, Mrs. Monroe, Mrs. Pashley, and Mrs. Anderson.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILLS

Mr. McCANN asked and obtained unanimous consent to extend the time five days on House Bill No. 114, Printer's No. 230 on page 9 of today's calendar, bills on final pasage postponed.

Mr. McCANN asked and obtained unanimous consent to extend the time five days on House Bill No. 438, Printer's No. 255, on page 9 of today's calendar, bills on final passage postponed.

REVENUE BILLS ON THIRD READING

BILLS PASSED OVER

The SPEAKER. Without objection, all revenue bills on third reading on pages 9, 10 and 11 of today's calendar. The Chair hears none.

REVENUE BILLS ON FINAL PASSAGE

BILL PASSED OVER

There being no objection House Bill No. 769, Printer's No. 491, was passed over at the request of the SPEAKER.

STATEMENT BY MAJORITY LEADER

Mr. McCANN. As we pass over the revenue raising measures on the House calendar today, I would like to say that we had an exploratory meeting this morning between the leadership of the Republican and Democratic side of the House regarding our revenue taxing measures that were a part of our program here this morning.

We have agreed that following the present Primary which will be held in a few days within the Commonwealth that we will hold a series of meetings between the leadership of the two parties in discussing our revenue taxation problems in an effort to accomplish a goal of financing the budget as soon as the budget hearings may be completed.

We are at this time approximately $85 million short of mandated revenue raising measures according to the existing mandates of the 1959-61 budget. The House has passed existing tax measures, it has passed certain new tax measures. And we hope that by the series of meetings we may be able to accomplish the proper financing of this Commonwealth to eliminate this financial chaos, to find a program that we may agree upon, to do the things that we honestly believe we can do with the tax dollars and to present a true and honest budget, not wasting any money and demanding that for every dollar we spend we get the fullest possible value of that taxpayer's dollar.

It is with these hopes and these intentions that the revenue raising measures will be passed over for the period of this week and next week since we will be in session both weeks and then have our recess for the Primary week. We are asking and hoping that we can begin our meetings with the primary week, following the Primary, and schedule the proper series of conferences to establish those things in which we can agree that we must, as two parties, find a solution to these financial problems, both to our schools, our hospitals, our universities, and those things that we agree on in the budget that we must finance in new revenue in the 1959-61 biennial period.

Mr. Speaker, I believe that this will then place the membership of this House in the proper knowledge that we are attempting to meet and find these answers, that we will present to each of our caucuses each of the series of discussions in an effort to solve this as soon as humanly possible following the primary period.

Therefore Mr. Speaker, the revenue raising measures on the calendar will be passed over each of the days that I mentioned until following the Primary week.

The SPEAKER. There being a party tonight, and quite a number of bills to refer to Committee, the Chair would request the gentleman from Cambria, Mr. Lopresti, if he is so inclined, to preside while the Chair refers the bills and gets them to the Printer. If we wait until after the party, the Printer will not be able to get the bills done.

MR. LOPRESTI IN THE CHAIR

Mr. A. W. JOHNSON. I would like to confirm what Mr. McCann has said. We did this morning meet with Mr. McCann, the Speaker of the House and Mr. Lopresti. Present at the conference was myself, Mr. Helm and Mr. Gibson. With repeats to our policy on this side of the House we are not ready to move any tax measures until we know more about the budget, more about the revenue needs and what existing taxes on the books will bring in.

We were assured that after the Primary recess, that the hearings would continue and they felt that in not too long a period of time maybe they could give us what they felt was a realistic figure of what is necessary to run the Commonwealth, including support of public schools.

Now I believe that there is a little resentment on our side of the House with respect to having 15 minute hearings on different groups being brought before the Appropriations Committee. I believe a longer time should be given for this important matter because our members feel that they can not intellegently arrive at a budget figure in such a short period of time. We will be glad, on this side of the House, to sit down with you and discuss the problem. However any decisions made, or any propositions offered will of necessity be brought back to our caucus for approval and through discussion, and to give you back a report as to the wishes of the Republican caucus on this side of the House.

Mr. POLEN. Mr. Speaker, I would like to interrogate the gentlemen from McKean.

The SPEAKER pro tempore. Will the gentleman from McKean, Mr. Johnson, permit himself to be interrogated?

Mr. A. W. JOHNSON. I shall, Mr. Speaker.

Mr. POLEN. Mr. Speaker, I would like to ask the gentleman from McKean, Mr Johnson, what subject that we discussed this morning or at any other time that we had the committee hearings took only 15 minutes?

Mr. A. W. JOHNSON. Mr. Polen, in answer to your question, I, of course, was not present at your hearing this morning. I was in this conference that Mr. McCann spoke about. I am just reiterating the word that was brought back to my office that there was a feeling that scheduling hearings 15 minutes apart was to rapid, and that you would not be able to hear the groups you wanted to hear in that short period of time and do justice to it.

Mr. POLEN. I thank the gentleman, Mr. Speaker.

The schedule was made which scheduled the hearings 15 minutes apart and I explained that there was no limit at all on the time. We have alerted these different departments, bureaus and boards and told them we wanted to have them there and they were there, but that each group would be given as much time as the members considered necessary. At no time was there any rush to stop any questioning, and before we concluded each hearing every member was asked if he had any additional questions and, if you look at the time that was involved and the number of hearings, you will see that, I think, the shortest hearing took about 40 minutes.

These hearings that we scheduled were small and covered small items that we felt we could dispose of this morning. We started at 9:30 and the last hearing was closed about 1:00 o'clock. I want to assure Mr. Johnson, and all the Members of this House, that as much time as is necessary will be given to the membership of the committee and there is no intention to rush anything through.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 256, entitled as follows:

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225), designating magistrates, aldermen or justices of the peace before whom informations charging summary offenses may be brought.

On the question,
Will the House agree to the bill on third reading?
Mr. RENWICK asked unanimous consent to offer an amendment at this time.
The SPEAKER. The amendment will be read by the Clerk for information.

Amend Section 1 (Section 1202), page 3, line 2 and 3, by striking out "DUE TO CERTAIN CIRCUMSTANCES"

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.
On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the bill on third reading as amended?
It was agreed to.
Ordered, that the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection,
House Bill No. 359, Printer's No. 427,
was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 506, entitled as follows:

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149), reducing the tax rate of fuels used in jet or turbo-jet propelled aircraft and aircraft engines.

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?
Mr. EILBERG. Mr. Speaker, this bill would reduce the tax rate on jet fuels from one and one-half cents a gallon to one cent a gallon. With this bill Pennsylvania has an opportunity to move ahead in aviation and provide a tremendous stimulus to the jet age as it affects Pennsylvania.

I would like to point out that this jet fuels tax that is on jet gas come into being on June 1, 1956. The income during the following twelve months was some seventy-seven thousand dollars during the following twelve-month period. In '57 and '58 the seventy-seven thousand dollar figure increased to in excess of one hundred thirty-three thousand dollars, or an increase of 72 percent. There is every reason to believe the rate of consumption of jet gas will increase substantially.

At the present time there is only one airline, as I understand it, Capitol Airline, that is using this type of gasoline, but there are other airlines which are coming into Pennsylvania—Eastern Airlines, T.W.A. and others.

I have been reliably informed also that jet engines use three and a half times the consumption of gasoline that ordinary aviation uses. Therefore the need for some help is readily apparent.

I would like to point out that a very real reason for this bill is that other states are competing with us in not having any such tax, so that when the airlines come into Pennsylvania they are at a competitive disadvantage. We want to do everything possible to encourage the airlines, to bring them into Pennsylvania and help Pennsylvania.

The figures which I indicated previously as coming from jet gas were provided by the Auditor General. I would like to point out also at the same time that these monies are turned into the Aeronautics Commission. I have been informed by the office of the Auditor General that the Aeronautics Commission is now financially in excellent shape. I ask everyone to vote for the bill.

On the question recurring,
Shall the bill pass finally?
Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—161

Agnew,	Floyd,	McCann,	Rigby,
Anderson,	Flynn,	McCormack,	Riley,
Arlene,	Foerster,	McDonald,	Rovansek,
Balthaser,	Fox,	McInroy,	Royer,
Barton,	Frascella,	McKeever,	Rudisill,
Blair,	Gailey,	McLaughlin,	Scarcelli,
Boies,	Gallagher,	Machmer,	Schaaf,
Bonner,	Gelfand,	Magee,	Schuster,
Boris,	Gibb,	Mahan,	Schwartz,
Bower,	Goodrich,	Maxwell,	Seltzer,
Branca,	Gramlich,	Meholchick,	Sherman,
Brenninger,	Guthrie,	Merry,	Shupnik,
Breth,	Hamilton,	Mihm,	Silverman,
Brown,	Heffner,	Miller, B. Z.,	Snider,
Buchanan,	Helm,	Mills,	Stank,
Burns,	Henzel,	Monroe,	Stewart,
Capano,	Holt,	Muldowney,	Stone,
Capitolo,	Horst,	Mullen,	Stoner,
Cianfrani,	Irvis,	Munley,	Sullivan,
Cioffi,	Jenkins,	Murphy, P. J.,	Taylor,
Clarke,	Jim,	Murray, H. P.	Tompkins,
Comer,	Johnson, A. W.,	Murray, J. J.,	Ujobai,
Cooper,	Johnson, R.,	Musto,	Varallo,
Crossin,	Jones, T. H. W.,	Naugle,	Wall,
Davis,	Jump,	Needham,	Walsh,
Dengler,	Kamyk,	Nelson,	Wargo,
Dennison,	Kernaghan,	O'Dell,	Weidner,
Devlin,	Kessler,	O'Donnell, J. A.,	Welsh,
Donahue,	Korns,	O'Donnell, J. P.,	Wescott,
Donaldson,	Kubitsky,	Odorisio,	Wheeler,
Dougherty,	Lamb,	O'Neil,	Williams, E. S.,
Down,	Lee, A. M.,	Parlante,	Willard,
Edwards,	Lee, K. B.,	Pashley,	Willaredt,
Eilberg,	Leonard,	Perry, H. H.,	Wilt,
Eshback,	Light,	Perry, P. E.,	Wood,
Eshleman,	Limper,	Polaski,	Wynd,
Ewing,	Lippincott,	Polen,	Yatron,
Farabaugh,	Lopresti,	Price,	Yetter,
Fetterolf,	Luigard,	Reidenbach,	Andrews,
Filo,	Lutty,	Renwick,	Speaker
Fineman,	McCandless,		

NAYS—30

Auker,	Hocker,	Ogilvie,	Stevens,
Bell,	Holliday,	Petrosky,	Stimmel,
Bowman,	Isaacs,	Prendergast,	Stroup,
Curwood,	Keiser,	Pursley,	Verona,
Fulmer,	Kooker,	Reibman,	Williams, A.D., Jr.,
Garlock,	Kovolenko,	Snare,	Worley,
George,	Markley,	Steckel,	Zimmerman,
Goldstein,	Murphy, A.J., Jr.,		

NOT VOTING—18

Ashton,	Heavey,	Moran,	Thompson,
Dennis,	Kee,	Murray, P. G.,	Trusio,
Frank,	Knecht,	Sakulsky,	Varner,
Gibson,	Kornick,	Strausser,	Whittaker,
Haudenshield,	Miller, H. G.,		

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection,

House Bill No. 584, Printer's No. 215,

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 609, entitled as follows:

An Act amending the act of May 29, 1917 (P. L. 322), entitled "An act to give protection and to regulate the catching or taking or having in possession within this Commonwealth of any bullfrogs, tadpoles and terrapin * * *" making this act apply to turtles, frogs and tadpoles, changing creel limits and revising methods of taking.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Fox,	McCann,	Riley,
Anderson,	Frascella,	McCormack,	Rovansek,
Arlene,	Fulmer,	McDonald,	Royer,
Auker,	Gailey,	McInroy,	Rudisill,
Balthaser,	Gallagher,	McKeever,	Scarcelli,
Barton,	Garlock,	McLaughlin,	Schaaf,
Bell,	Gelfand,	Machmer,	Schuster,
Blair,	George,	Magee,	Schwartz,
Boles,	Gibb,	Mahan,	Seltzer,
Bonner,	Goldstein,	Markley,	Sherman,
Boris,	Goodrich,	Maxwell,	Shupnik,
Bower,	Gramlich,	Meholchick,	Silverman,
Bowman,	Guthrie,	Merry,	Snare,
Branca,	Hamilton,	Mihm,	Snider,
Brenninger,	Heffner,	Miller, B. Z.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Brown,	Henzel,	Monroe,	Stevens,
Buchanan,	Hocker,	Muldowney,	Stewart,
Burns,	Holliday,	Mullen,	Stimmel,
Capano,	Holt,	Munley,	Stone,
Capitolo,	Horst,	Murphy, A. J., Jr.,	Stoner,
Cianfrani,	Irvis,	Murphy, P. J.,	Stroup,
Cioffi,	Isaacs,	Murray, H. P.	Sullivan,
Clarke,	Jenkins,	Murray, J. J.,	Taylor,
Comer,	Jim,	Musto,	Tompkins,
Cooper,	Johnson, A. W.,	Naugle,	Ujobai,
Crossin,	Johnson, R.,	Needham,	Varallo,
Curwood,	Jones, T. H. W.,	Nelson,	Verona,
Davis,	Jump,	O'Dell,	Wall,
Dengler,	Kamyk,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Korns,	Parlante,	Wheeler,
Down,	Kovolenko,	Pashley,	Williams, A. D., Jr.,
Edwards,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Ellberg,	Lamb,	Perry, P. E.,	Willard,
Eshback,	Lee, A. M.,	Petrosky,	Willaredt,
Eshleman,	Lee, K. B.,	Polaski,	Wilt,
Ewing,	Leonard,	Polen,	Wood,
Farabaugh,	Light,	Prendergast,	Worley,
Fetterolf,	Limper,	Price,	Wynd,
Filo,	Lippincott,	Pursley,	Yatron,
Fineman,	Lopresti,	Reibman,	Yetter,
Floyd,	Lulgard,	Reidenbach,	Zimmerman,
Flynn,	Lutty,	Renwick,	Andrews,
Foerster,	McCandless,	Rigby,	Speaker

NAYS—0

NOT VOTING—18

Ashton,	Heavey,	Moran,	Thompson,
Dennis,	Kee,	Murray, P. G.,	Trusio,
Frank,	Knecht,	Sakulsky,	Varner,
Gibson,	Kornick,	Strausser,	Whittaker,
Haudenshield,	Miller, H. G.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 761, entitled as follows:

An Act repealing the act of March 9, 1771 (1 Sm. L. 313), entitled "An act to prevent the destruction of rock-fish and oysters."

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. FINEMAN. Mr. Speaker, the bill that is before us today seeks to repeal an Act that had its statutory birth in antiquity back in 1771. Now I realize that there are very few Members of this House who have reached the grand old age of 188 years, so I want to explain briefly what the Act of 1771 did.

The Act of 1771, although the title to the Act doesn't so indicate, prohibited the sale of clams and oysters between May tenth and September first in any one year. I imagine that this law was put on our books because of health reasons. In those days they didn't have the freezing equipment or the refrigeration equipment we have today, and I understand that clams and oysters, from our good friend, Harris Breth, become milky inside during warm days and that they spoil easily and can be dangerous if consumed. So the need for this type of legislation is no longer apparent.

Now, the necessity for repeal came into focus recently when two Pittsburgh attorneys—and all Pittsburgh attorneys are smart— went into a hotel and ordered some clams. After they had consumed this delicacy they refused to pay for the clams and the proprietor went to a lawyer who is also a Pittsburgh lawyer and said, "You better start suit for these clams. I had two colleagues of yours come in and partake of his delicacy and they refused to pay me." He immediately went to the statute books and he said, "You know, they are right because under the laws that exist today if you sell clams between May tenth and September first you are subject to a penalty of ten shillings and in addition the clams are forfeited to the constable or the overseer of the poor for purposes of giving it to the poor. So the Act is no longer needed and I respectfully submit to the House that we ought to repeal it and get up to date with our seafood laws.

Now the Act also makes an additional provision concerning rock-fish, and a lot of men have asked me since this bill has been on the calendar, what is a rock-fish? I am not a fisherman by any means, and so I had to go to a dictionary this morning and the natural habitat of a rock-fish is the rocks. It is not akin to scotch on the rocks or anything like that, but its natural habitat is in waters where the bottom of the waters have a rocky

foundation. As far as the rock-fish are concerned, the Act says that you could not sell a rock-fish between March first and September first of any one year. This was not necessarily a health measure, as I read the law, but rather an act to protect the spawning and proprogation of rock-fish before they reached a certain length because before you could sell a rock-fish during this period, it had to reach at least a length of twelve inches from the eye to the fork in the tail. I am sure everyone knows what a "fork in the tail" is.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Fox,	McCann,	Riley,
Anderson,	Frascella,	McCormack,	Rovansek,
Arlene,	Fulmer,	McDonald,	Royer,
Auker,	Gailey,	McInroy,	Rudisill,
Balthaser,	Gallagher,	McKeever,	Scarcelli,
Barton,	Garlock,	McLaughlin,	Schaaf,
Bell,	Gelfand,	Machmer,	Schuster,
Blair,	George,	Magee,	Schwartz,
Boles,	Gibb,	Mahan,	Seltzer,
Bonner,	Goldstein,	Markley,	Sherman,
Boris,	Goodrich,	Maxwell,	Shupnik,
Bower,	Gramlich,	Meholchick,	Silverman,
Bowman,	Guthrie,	Merry,	Snare,
Branca,	Hamilton,	Mihm,	Snider,
Brenninger,	Heffner,	Miller, B. Z.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Brown,	Henzel,	Monroe,	Stevens,
Buchanan,	Hocker,	Muldowney,	Stewart,
Burns,	Holliday,	Mullen,	Stimmel,
Capano,	Holt,	Munley,	Stone,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Irvis,	Murphy, P. J.,	Stroup,
Cioffi,	Isaacs,	Murray, H. P.	Sullivan,
Clarke,	Jenkins,	Murray, J. J.,	Taylor,
Comer,	Jim,	Musto,	Tompkins,
Cooper,	Johnson, A. W.,	Naugle,	Ujobai,
Crossin,	Johnson, R.,	Needham,	Varallo,
Curwood,	Jones, T. H. W.,	Nelson,	Verona,
Davis,	Jump,	O'Dell,	Wall,
Dengler,	Kamyk,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Korns,	Parlante,	Wheeler,
Down,	Kovolenko,	Pashley,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Eilberg,	Lamb,	Perry, P. E.,	Willard,
Eshback,	Lee, A. M.,	Petrosky,	Willaredt,
Eshleman,	Lee, K. B.,	Polaski,	Wilt,
Ewing,	Leonard,	Polen,	Wood,
Farabaugh,	Light,	Prendergast,	Worley,
Fetterolf,	Limper,	Price,	Wynd,
Filo,	Lippincott,	Pursley,	Yatron,
Fineman,	Lopresti,	Reibman,	Yetter,
Floyd,	Luigard,	Reidenbach,	Zimmerman,
Flynn,	Lutty,	Renwick,	Andrews,
Foerster,	McCandless,	Rigby,	Speaker

NAYS—0

NOT VOTING—18

Ashton,	Heavey,	Moran,	Thompson,
Dennis,	Kee,	Murray, P. G.,	Trusio,
Frank,	Knecht,	Sakulsky,	Varner,
Gibson,	Kornick,	Strausser,	Whittaker,
Haudenshield,	Miller, H. G.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection,

House Bill No. 923, Printer's No. 35,

House Bill No. 1058, Printer's No. 439 and

House Bil No. 1059, Printer's No. 440,

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1099, entitled as follows:

An Act amending "The Professional Nursing Law," approved May 22, 1951 (P. L. 317), providing for biennial registration.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Fox,	McCann,	Riley,
Anderson,	Frascella,	McCormack,	Rovansek,
Arlene,	Fulmer,	McDonald,	Royer,
Auker,	Gailey,	McInroy,	Rudisill,
Balthaser,	Gallagher,	McKeever,	Scarcelli,
Barton,	Garlock,	McLaughlin,	Schaaf,
Bell,	Gelfand,	Machmer,	Schuster,
Blair,	George,	Magee,	Schwartz,
Boles,	Gibb,	Mahan,	Seltzer,
Bonner,	Goldstein,	Markley,	Sherman,
Boris,	Goodrich,	Maxwell,	Shupnik,
Bower,	Gramlich,	Meholchick,	Silverman,
Bowman,	Guthrie,	Merry,	Snare,
Branca,	Hamilton,	Mihm,	Snider,
Brenninger,	Heffner,	Miller, B. Z.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Brown,	Henzel,	Monroe,	Stevens,
Buchanan,	Hocker,	Muldowney,	Stewart,
Burns,	Holliday,	Mullen,	Stimmel,
Capano,	Holt,	Munley,	Stone,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Irvis,	Murphy, P. J.,	Stroup,
Cioffi,	Isaacs,	Murray, H. P.	Sullivan,
Clarke,	Jenkins,	Murray, J. J.,	Taylor,
Comer,	Jim,	Musto,	Tompkins,
Cooper,	Johnson, A. W.,	Naugle,	Ujobai,
Crossin,	Johnson, R.,	Needham,	Varallo,
Curwood,	Jones, T. H. W.,	Nelson,	Verona,
Davis,	Jump,	O'Dell,	Wall,
Dengler,	Kamyk,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Korns,	Parlante,	Wheeler,
Down,	Kovolenko,	Pashley,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Eilberg,	Lamb,	Perry, P. E.,	Willard,
Eshback,	Lee, A. M.,	Petrosky,	Willaredt,
Eshleman,	Lee, K. B.,	Polaski,	Wilt,
Ewing,	Leonard,	Polen,	Wood,
Farabaugh,	Light,	Prendergast,	Worley,
Fetterolf,	Limper,	Price,	Wynd,
Filo,	Lippincott,	Pursley,	Yatron,
Fineman,	Lopresti,	Reibman,	Yetter,
Floyd,	Luigard,	Reidenbach,	Zimmerman,
Flynn,	Lutty,	Renwick,	Andrews,
Foerster,	McCandless,	Rigby,	Speaker

NAYS—0

NOT VOTING—18

Ashton,	Heavey,	Moran,	Thompson,
Dennis,	Kee,	Murray, P. G.,	Trusio,
Frank,	Knecht,	Sakulsky,	Varner,
Gibson,	Kornick,	Strausser,	Whittaker,
Haudenshield,	Miller, H. G.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection,

House Bill No. 1119, Printer's No. 292 and

House Bill No. 1143, Printer's No. 492,

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1144, entitled as follows:

An Act amending the "Nonprofit Corporation Law," of May 5, 1933 (P. L. 289), providing for the expiration of registered names if the corporation is not formed within one year from the date of registration and deleting the proof of advertisement as a requirement for the granting of a certificate of authority to a foreign nonprofit corporation.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Fox,	McCann,	Riley,
Anderson,	Frascella,	McCormack,	Rovansek,
Arlene,	Fulmer,	McDonald,	Royer,
Auker,	Gailey,	McInroy,	Rudisill,
Balthaser,	Gallagher,	McKeever,	Scarcelli,
Barton,	Garlock,	McLaughlin,	Schaaf,
Bell,	Gelfand,	Machmer,	Schuster,
Blair,	George,	Magee,	Schwartz,
Boles,	Gibb,	Mahan,	Seltzer,
Bonner,	Goldstein,	Markley,	Sherman,
Boris,	Goodrich,	Maxwell,	Shupnik,
Bower,	Gramlich,	Meholchick,	Silverman,
Bowman,	Guthrie,	Merry,	Snare,
Branca,	Hamilton,	Mihm,	Snider,
Brenninger,	Heffner,	Miller, B. Z.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Brown,	Henzel,	Monroe,	Stevens,
Buchanan,	Hocker,	Muldowney,	Stewart,
Burns,	Holliday,	Mullen,	Stimmel,
Capano,	Holt,	Munley,	Stone,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Irvis,	Murphy, P. J.,	Stroup,
Cioffi,	Isaacs,	Murray, H. P.	Sullivan,
Clarke,	Jenkins,	Murray, J. J.,	Taylor,
Comer,	Jim,	Musto,	Tompkins,
Cooper,	Johnson, A. W.,	Naugle,	Ujobai,
Crossin,	Johnson, R.,	Needham,	Varallo,
Curwood,	Jones, T. H. W.,	Nelson,	Verona,
Davis,	Jump,	O'Dell,	Wall,
Dengler,	Kamyk,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Korns,	Parlante,	Wheeler,
Down,	Kovolenko,	Pashley,	Williams,A.D.,Jr.,
Edwards,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Eilberg,	Lamb,	Perry, P. E.,	Willard,
Eshback,	Lee, A. M.,	Petrosky,	Willaredt,
Eshleman,	Lee, K. B.,	Polaski,	Wilt,
Ewing,	Leonard,	Polen,	Wood,
Farabaugh,	Light,	Prendergast,	Worley,
Fetterolf,	Limper,	Price,	Wynd,
Filo,	Lippincott,	Pursley,	Yatron,
Fineman,	Lopresti,	Reibman,	Yetter,
Floyd,	Luigard,	Reidenbach,	Zimmerman,
Flynn,	Lutty,	Renwick,	Andrews,
Foerster,	McCandless,	Rigby,	Speaker

NAYS—0

NOT VOTING—18

Ashton,	Heavey,	Moran,	Thompson,
Dennis,	Kee,	Murray, P. G.,	Trusio,
Frank,	Knecht,	Sakulsky,	Varner,
Gibson,	Kornick,	Strausser,	Whittaker,
Haudenshield,	Miller, H. G.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1145, entitled as follows:

An Act amending the act of June 8, 1911 (P. L. 710), entitled "An act to regulate the doing of business in this Commonwealth by foreign corporations * * *," providing for the withdrawal from business and the surrender of the certificate of authority.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Fox,	McCann,	Riley,
Anderson,	Frascella,	McCormack,	Rovansek,
Arlene,	Fulmer,	McDonald,	Royer,
Auker,	Gailey,	McInroy,	Rudisill,
Balthaser,	Gallagher,	McKeever,	Scarcelli,
Barton,	Garlock,	McLaughlin,	Schaaf,
Bell,	Gelfand,	Machmer,	Schuster,
Blair,	George,	Magee,	Schwartz,
Boles,	Gibb,	Mahan,	Seltzer,
Bonner,	Goldstein,	Markley,	Sherman,
Boris,	Goodrich,	Maxwell,	Shupnik,
Bower,	Gramlich,	Meholchick,	Silverman,
Bowman,	Guthrie,	Merry,	Snare,
Branca,	Hamilton,	Mihm,	Snider,
Brenninger,	Heffner,	Miller, B. Z.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Brown,	Henzel,	Monroe,	Stevens,
Buchanan,	Hocker,	Muldowney,	Stewart,
Burns,	Holliday,	Mullen,	Stimmel,
Capano,	Holt,	Munley,	Stone,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Irvis,	Murphy, P. J.,	Stroup,
Cioffi,	Isaacs,	Murray, H. P.	Sullivan,
Clarke,	Jenkins,	Murray, J. J.,	Taylor,
Comer,	Jim,	Musto,	Tompkins,
Cooper,	Johnson, A. W.,	Naugle,	Ujobai,
Crossin,	Johnson, R.,	Needham,	Varallo,
Curwood,	Jones, T. H. W.,	Nelson,	Verona,
Davis,	Jump,	O'Dell,	Wall,
Dengler,	Kamyk,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Korns,	Parlante,	Wheeler,
Down,	Kovolenko,	Pashley,	Williams,A.D.,Jr.,
Edwards,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Eilberg,	Lamb,	Perry, P. E.,	Willard,
Eshback,	Lee, A. M.,	Petrosky,	Willaredt,
Eshleman,	Lee, K. B.,	Polaski,	Wilt,
Ewing,	Leonard,	Polen,	Wood,
Farabaugh,	Light,	Prendergast,	Worley,
Fetterolf,	Limper,	Price,	Wynd,
Filo,	Lippincott,	Pursley,	Yatron,
Fineman,	Lopresti,	Reibman,	Yetter,
Floyd,	Luigard,	Reidenbach,	Zimmerman,
Flynn,	Lutty,	Renwick,	Andrews.
Foerster,	McCandless,	Rigby,	Speaker

NAYS—0

NOT VOTING—18

Ashton,	Heavey,	Moran,	Thompson,
Dennis,	Kee,	Murray, P. G.,	Trusio,
Frank,	Knecht,	Sakulsky,	Varner,
Gibson,	Kornick,	Strausser,	Whittaker,
Haudenshield,	Miller, H. G.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection,

House Bill No. 1173, Printer's No. 375,

House Bill No. 1174, Printer's No. 376,

House Bill No. 1175, Printer's No. 377 and

House Bill No. 1176, Printer's No. 378,

were passed over at the request of the SPEAKER pro tempore.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Greene, Mr. McCann.

Mr. McCANN. Mr. Speaker, on the series of bills that you have just passed over, 1173, 1174, 1175 and 1176, commonly known as continuity of government we have some problems to work out. We have appointed a six-man committee to meet as soon as possible and handle these problems. From the Democratic side, the Chairman, Mr. Philip Lopresti, Mr. Schwartz of Philadelphia and Mr. Devlin of Allegheny. From the Republican side, Mr. Lippincott, Mr. Steckel and Mr. Wood. These six Members of the House will work out the amendments to the continuity of government as soon as possible and I believe we can act on them next week.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1215, entitled as follows:

An Act relating to the satisfaction of mortgages in counties of the second third fourth fifth sixth seventh and eighth classes by the recording of a satisfaction piece prescribing forms therefor and fixing fees for the recording thereof.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Fox,	McCann,	Riley,
Anderson,	Frascella,	McCormack,	Rovansek,
Arlene,	Fulmer,	McDonald,	Royer,
Auker,	Gailey,	McInroy,	Rudisill,
Balthaser,	Gallagher,	McKeever,	Scarcelli,
Barton,	Garlock,	McLaughlin,	Schaaf,
Bell,	Gelfand,	Machmer,	Schuster,
Blair,	George,	Magee,	Schwartz,
Boles,	Gibb,	Mahan,	Seltzer,
Bonner,	Goldstein,	Markley,	Sherman,
Boris,	Goodrich,	Maxwell,	Shupnik,
Bower,	Gramlich,	Meholchick,	Silverman,
Bowman,	Guthrie,	Merry,	Snare,
Branca,	Hamilton,	Mihm,	Snider,
Brenninger,	Heffner,	Miller, B. Z.,	Stank,
Breth,	Helm,	Mills,	Steckel,
Brown,	Henzel,	Monroe,	Stevens,
Buchanan,	Hocker,	Muldowney,	Stewart,
Burns,	Holliday,	Mullen,	Stimmel,
Capano,	Holt,	Munley,	Stone,
Capitolo,	Horst,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Irvis,	Murphy, P. J.,	Stroup,
Cioffi,	Isaacs,	Murray, H. P.	Sullivan,
Clarke,	Jenkins,	Murray, J. J.,	Taylor,
Comer,	Jim,	Musto,	Tompkins,
Cooper,	Johnson, A. W.,	Naugle,	Ujobai,
Crossin,	Johnson, R.,	Needham,	Varallo,
Curwood,	Jones, T. H. W.,	Nelson,	Verona,
Davis,	Jump,	O'Dell,	Wall,
Dengler,	Kamyk,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Korns,	Parlante,	Wheeler,
Down,	Kovolenko,	Pashley,	Williams, A.D., Jr.,
Edwards,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Eilberg,	Lamb,	Perry, P. E.,	Willard,
Eshback,	Lee, A. M.,	Petrosky,	Willaredt,
Eshleman,	Lee, K. B.,	Polaski,	Wilt,
Ewing,	Leonard,	Polen,	Wood,
Farabaugh,	Light,	Prendergast,	Worley,
Fetterolf,	Limper,	Price,	Wynd,
Filo,	Lippincott,	Pursley,	Yatron,
Fineman,	Lopresti,	Reibman,	Yetter,
Floyd,	Lulgard,	Reidenbach,	Zimmerman,
Flynn,	Lutty,	Renwick,	Andrews,
Foerster,	McCandless,	Rigby,	Speaker

NAYS—0

NOT VOTING—18

Ashton,	Heavey,	Moran,	Thompson,
Dennis,	Kee,	Murray, P. G.,	Trusio,
Frank,	Knecht,	Sakulsky,	Varner,
Gibson,	Kornick,	Strausser,	Whittaker,
Haudenshield,	Miller, H. G.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1271, entitled as follows:

An Act amending "The Borough Code" approved May 4 1927 (P. L. 519) authorizing the Shade Tree Commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy plants shrubs and shade trees and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Frascella,	McCann,	Riley,
Anderson,	Fulmer,	McCormack,	Rovansek,
Arlene,	Gailey,	McDonald,	Royer,
Auker,	Gallagher,	McInroy,	Rudisill,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Blair,	George,	Machmer,	Schuster,
Boles,	Gibb,	Magee,	Schwartz,
Bonner,	Goldstein,	Mahan,	Seltzer,
Boris,	Goodrich,	Markley,	Sherman,
Bower,	Gramlich,	Maxwell,	Shupnik,
Bowman,	Guthrie,	Meholchick,	Silverman,
Branca,	Hamilton,	Merry,	Snare,
Brenninger,	Heffner,	Mihm,	Snider,
Breth,	Helm,	Miller, B. Z.,	Stank,
Brown,	Henzel,	Mills,	Steckel,
Buchanan,	Hocker,	Monroe,	Stevens,
Burns,	Holliday,	Muldowney,	Stewart,
Capano,	Holt,	Mullen,	Stimmel,
Capitolo,	Horst,	Munley,	Stone,

Cianfrani,	Irvis,	Murphy, A.J., Jr.,	Stoner,
Cioffi,	Isaacs,	Murphy, P. J.,	Stroup,
Clarke,	Jenkins,	Murray, H. P.	Sullivan,
Comer,	Jim,	Murray, J. J.,	Taylor,
Cooper,	Johnson, A. W.,	Musto,	Tompkins,
Crossin,	Johnson, R.,	Naugle,	Ujobai,
Curwood,	Jones, T. H. W.,	Needham,	Varallo,
Davis,	Jump,	Nelson,	Verona,
Dengler,	Kamyk,	O'Dell,	Wall,
Dennison,	Kee,	O'Donnell, J. A.,	Walsh,
Devlin,	Keiser,	O'Donnell, J. P.,	Wargo,
Donahue,	Kernaghan,	Odorisio,	Weidner,
Donaldson,	Kessler,	Ogilvie,	Welsh,
Dougherty,	Kooker,	O'Neil,	Wescott,
Down,	Korns,	Parlante,	Wheeler,
Edwards,	Kovolenko,	Pashley,	Williams,A.D.,Jr.,
Eilberg,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Eshback,	Lamb,	Perry, P. E.,	Willard,
Eshleman,	Lee, A. M.,	Petrosky,	Willaredt,
Ewing,	Lee, K. B.,	Polaski,	Wilt,
Farabaugh,	Leonard,	Polen,	Wood,
Fetterolf,	Light,	Prendergast,	Worley,
Filo,	Limper,	Price,	Wynd,
Fineman,	Lippincott,	Pursley,	Yatron,
Floyd,	Lopresti,	Reibman,	Yetter,
Flynn,	Luigard,	Reidenbach,	Zimmerman,
Foerster,	Lutty,	Renwick,	Andrews,
Fox,	McCandless,	Rigby,	Speaker

NAYS—1

Bell,

NOT VOTING—17

Ashton,	Heavey,	Moran,	Thompson,
Dennis,	Knecht,	Murray, P. G.,	Trusio,
Frank,	Kornick,	Sakulsky,	Varner,
Gibson,	Miller, H. G.,	Strausser,	Whittaker,
Haudenshield,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1331, entitled as follows:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for the election of directors where a union or merged district is formed from an existing union or merged district and one or more other districts.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Frascella,	McCann,	Riley,
Anderson,	Fulmer,	McCormack,	Rovansek,
Arlene,	Gailey,	McDonald,	Royer,
Auker,	Gallagher,	McInroy,	Rudisill,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schuster,
Blair,	Gibb,	Magee,	Schwartz,
Boies,	Goldstein,	Mahan,	Seltzer,
Bonner,	Goodrich,	Markley,	Sherman,
Boris,	Gramlich,	Maxwell,	Shupnik,
Bower,	Guthrie,	Meholchick,	Silverman,
Bowman,	Hamilton,	Merry,	Snare,
Branca,	Heffner,	Mihm,	Snider,
Brenninger,	Helm,	Miller, B. Z.,	Stank,
Breth,	Henzel,	Mills,	Steckel,
Brown,	Hocker,	Monroe,	Stevens,
Buchanan,	Holliday,	Muldowney,	Stewart,
Burns,	Holt,	Mullen,	Stimmel,
Capano,	Horst,	Munley,	Stone,
Capitolo,	Irvis,	Murphy, A.J., Jr.,	Stoner,
Cianfrani,	Isaacs,	Murphy, P. J.,	Stroup,
Cioffi,	Jenkins,	Murray, H. P.	Sullivan,
Clarke,	Jim,	Murray, J. J.,	Taylor,
Comer,	Johnson, A. W.,	Musto,	Tompkins,
Cooper,	Johnson, R.,	Naugle,	Ujobai,
Crossin,	Jones, T. H. W.,	Needham,	Varallo,
Curwood,	Jump,	Nelson,	Verona,
Davis,	Kamyk,	O'Dell,	Wall,
Dengler,	Kee,	O'Donnell, J. A.,	Walsh,
Dennison,	Keiser,	O'Donnell, J. P.,	Wargo,
Devlin,	Kernaghan,	Odorisio,	Weidner,
Donahue,	Kessler,	Ogilvie,	Welsh,
Donaldson,	Kooker,	O'Neil,	Wescott,
Dougherty,	Korns,	Parlante,	Wheeler,
Down,	Kovolenko,	Pashley,	Williams,A.D.,Jr.,
Edwards,	Kubitsky,	Perry, H. H.,	Williams, E. S.,
Eilberg,	Lamb,	Perry, P. E.,	Willard,
Eshback,	Lee, A. M.,	Petrosky,	Willaredt,
Eshleman,	Lee, K. B.,	Polaski,	Wilt,
Ewing,	Leonard,	Polen,	Wood,
Farabaugh,	Light,	Prendergast,	Worley,
Fetterolf,	Limper,	Price,	Wynd,
Filo,	Lippincott,	Pursley,	Yatron,
Fineman,	Lopresti,	Reibman,	Yetter,
Floyd,	Luigard,	Reidenbach,	Zimmerman,
Flynn,	Lutty,	Renwick,	Andrews,
Foerster,	McCandless,	Rigby,	Speaker
Fox,			

NAYS—0

NOT VOTING—17

Ashton,	Heavey,	Moran,	Thompson,
Dennis,	Knecht,	Murray, P. G.,	Trusio,
Frank,	Kornick,	Sakulsky,	Varner,
Gibson,	Miller, H. G.,	Strausser,	Whittaker,
Haudenshield,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection,

Senate Bill No. 309, Printer's No. 610,

was passed over at the request of the SPEAKER pro tempore.

REPORTS FROM COMMITTEE

Mr. CIOFFI from the Committee on Highways, re-reported as amended, House Bill No. 60, entitled:

An Act amending the act of May 29, 1945 (P. L. 1108) entitled "An act authorizing the establishment construction and maintenance of limited access highways and local service highways * * *" requiring that areas under elevated portions of limited access highways in urban areas be lighted and regulating parking under elevated portions of limited access State highways.

Mr. COMER from the Committee on Banking and Building and Loan Associations, re-reported as committed, House Bill No. 337, entitled:

An Act amending the "Banking Code" approved May 15 1933 (P. L. 624) by permitting banks and bank and trust companies to invest to a limited extent in the shares of small business investment companies.

Mr. COMER from the Committee on Banking and Building and Loan Associations, reported as committed, Senate Bill No. 183, entitled:

An Act amending the act of April 5, 1917 (P. L. 47) entitled "An act specifying additional securities in which trustees or directors of saving banks savings institutions

and providing institutions chartered under general or special acts of Assembly may invest moneys deposited therein" providing for investments in debentures bonds or other obligations issued under the authority of certain acts of Congress.

BILLS RE-REFERRED

Mrs. REIBMAN from the Committee on Education, returned with the recommendation that it be re-referred to the Committee on Ways and Means, House Bill No. 949, entitled:

An Act amending the act of June 20, 1947 (P. L. 733), entitled, as amended, "An act to provide revenue in school districts of the first class A by imposing a temporary tax upon certain classes of personal property; * * *," excepting therefrom personal property held in trust forming a part of welfare and unemployment benefit plans for employes.

The SPEAKER. The bill is re-referred to the Committee on Ways and Means.

Mrs. REIBMAN from the Committee on Education, returned with the recommendation that it be re-referred to the Committee on Ways and Means, House Bill No. 950, entitled:

An Act amending the act of May 23, 1949 (P. L. 1676), entitled, as amended, "An act to provide revenue in school districts of the first class by imposing a tax upon certain classes of personal property; * * *; providing for compensation to certain officers and employes; and imposing penalties," excepting therefrom personal property held in trust forming a part of welfare and unemployment benefit plans for employes.

The SPEAKER. The bill is re-referred to the Committee on Ways and Means.

Mrs. REIBMAN from the Committee on Education, returned with the recommendation that it be re-referred to the Committee on Professional Licensure, House Bill No. 1054, entitled:

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), regulating membership and compensation of the State Board of Barber Examiners and imposing duties on the board.

The SPEAKER. The bill is re-referred to the Committee on Professional Licensure.

Mrs. REIBMAN from the Committee on Education, returned with the recommendation that it be re-referred to the Committee on Professional Licensure, House Bill No. 1055, entitled:

An Act amending the "Barbers' License Law" approved June 19, 1931 (P. L. 589) altering the requirements for licensure, increasing penalties for unlicensed barbering or teaching, * * *.

The SPEAKER. The bill is re-referred to the Committee on Professional Licensure.

PERMISSION TO ADDRESS HOUSE

Mr. PETROSKY asked and obtained unanimous consent to address the House.

Mr. Speaker, today my colleague, Herman Willaredt, from Montgomery County, and myself have introduced a piece of legislation that would create a bureau of verification in the Department of Justice for the verification of the eligibility of persons to receive public assistance grants.

I believe that we should give the membership of the House a bit of background relative to this legislation so that there may be no misrepresentation of the purpose of this proposal. I would like to refer the membership of the House to a report of the Joint State Government Commission that was compiled after a resolution was passed by the 1951 Session of the General Assembly.

In the findings of that study one glaring summation stands out more so than any other. In the summary of findings in this report, and the membership can procure a limited supply of this report from the Joint State Government Commission, you will find on Page 3, under the summary of findings under paragraph 8, it is estimated that during the biennium 1949-1951 net assistance overpayments to recipients amounted to $16 million. Of this amount $10 million was financed from Commonwealth taxes.

The gentleman who is co-sponsor with me on this legislation and myself served with an interim committee of the Joint State Government Commission on the finances and budget of this Commonwealth. During that time we ran across this report and we felt that something should be done about it. We want to say to you that this is no plan to eliminate the needy and the eligible from receiving public assistance. In fact it may be a plan that will enable those who are needy and eligible for assistance to have a better ratio of same by eliminating those who are ineligible and are receiving it.

I believe at this time it is appropo for the sponsorship to consider this bill inasmuch as we have been having a running report of events in our daily Press related to public assistance recipients and to certain alleged revelations concerning public assistance recipients.

It is my hope that this bill can come before the House and be fully debated in the shortest possible time so that we can, in conformity with the findings in this report, institute such a bureau in the Department of Justice, and it is our estimation that such a bureau will cost approximately $200,000 per biennium. In the event that the amount of money can be saved or any substantial portion of that money can be saved that is so reported in these findings from prior bienniums, the bill is a good one.

I must say to the Members of the House we have no figures. We have no figures from the later bienniums with reference to public asssistance, but we feel sure that the report has proven that the social worker is not sufficiently competent to cope with the type of problem that we learned in this report had to be coped with in order to find out those ineligibles which are on the rolls. If we can spend $200,000 in that bureau to do a job of this kind for the Commonwealth of Pennsylvania, it will be a landmark in the history of Pennsylvania in bringing about better government in this manner.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. KORNS asked and obtained unanimous consent to add additional sponsors to a resolution to be introduced by him.

RESOLUTION

Mr. KORNS offered a resolution which was filed with the Clerk under the Rules.

RESOLUTION
CONGRATULATIONS

Mrs. MUNLEY, Mesrs. WARGO, NEEDHAM and EDWARDS offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, May 5, 1959.

The Honorable William J. Reidenbach was born in Scranton on May 5, 1900, the son of Frederick W. and Margaret Reidenbach.

Mr. Reidenbach's interest in sports, charitable and fraternal organizations, and government has permitted him to contribute much to the well-being of his community. He has long been looked upon as a person whose interest in the well-being of his fellow citizens is sincere and varied, and he has done much as a member of this House of Representatives to forward farsighted and sound legislation, geared to benefit the interests of the residents of this Commonwealth; therefore, be it

Resolved, That this House of Representatives extends its good wishes to the Honorable William J. Reidenbach on his fifty-ninth birthday anniversary, and its sincere hope that he may long continue to serve the best interests of his community and add to the accomplishments of this House of Representatives.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Lackawanna, Mr. Reidenbach.

Mr. REIDENBACH. Mr. Speaker, I do not want to detain the Members here from attending the dinner this evening.

I want to thank my colleagues for remembering my birthday. We are all going out and having a very good time at the expense of the Victory Dinner this evening. I am going to have a very cheap evening.

INTERROGATION

Mr. A. W. JOHNSON. Mr. Speaker, I realize that it is late but Mr. Petrosky made what he figures is quite an important announcement and I would like to interrogate him very briefly on what he had to say.

The SPEAKER pro tempore. Will the gentleman from Westmoreland, Mr. Petrosky permit himself to be interrogated?

Mr. PETROSKY. I shall, Mr. Speaker.

Mr. A. W. JOHNSON. Mr. Speaker, are we to understand that the gentleman's so-called far-reaching bill will rip out of the Department of Public Assistance, the right of social workers and of those in charge in the County to determine the eligibility of relief recipients and lodge it in the Department of Justice here in Harrisburg?

Mr. PETROSKY. Mr. Speaker, I did not say that.

Mr. A. W. JOHNSON. I think the gentleman said he was going to establish a bureau of eligibility or something like that in the Department of Justice, is that right?

Mr. PETROSKY. Mr. Speaker, I stated that the bill provides that there would be a bureau of verification which shall verify the eligibility of persons to receive public assistance grants.

The gentleman well knows that the federal government is a contributory to some of our programs of public assistance grants, and the Federal Social Security Act provides that a single agency shall administer that fund.

There is no intention of ripping anything out of anywhere, and if the gentleman will refer to the report we spoke about, out of the Joint State Government Commission, and this solution, we believe, is the one that will bring about the savings in taking off the rolls those that are ineligible.

Mr. A. W. JOHNSON. Mr. Speaker, are we to infer that it is the findings of the Joint State Government Commission that the judgment of the Attorney General shall be substituted for that of the Secretary of Welfare as to who goes on relief?

Mr. PETROSKY. Absolutely not. The eligibility and the rules and regulations shall be set, as they are today, in the law.

Mr. A. W. JOHNSON. This bureau of verification would apparently look over every application for relief and then would make a decision whether that particular person was eligible or not. Isn't that about it?

Mr. PETROSKY. No. They would conduct investigations, similar to the type that were conducted, in order to procure the data that has been procured in arriving at the figures that I gave you as to the possibilities in saving funds of the Commonwealth.

The SPEAKER pro tempore. Will the gentleman yield?

Does the gentleman from Allegheny, Mr. Lamb, desire to be recognized?

POINT OF ORDER

Mr. LAMB. Mr. Speaker I rise to a point of order here.

The SPEAKER pro tempore. The gentleman will state it.

Mr. LAMB. I feel, Mr. Speaker, that this is a debate on a bill that is not on the floor and has never been introduced.

Mr. A. W. JOHNSON. Mr. Speaker, the point is well taken.

I realized when Mr. Petrosky got up and made the speech about the bill, that it was a contravention of our rules, but I did want to know more about it.

I do not want the Press of Pennsylvania to get the idea that the Attorney General of Pennsylvania is going to determine who is going to be entitled to relief. I realize that it is problem that needs study and needs correction, but I am just wondering whether that is the way to do it.

The SPEAKER pro tempore. Will the gentleman yield?

Section 3 of Article 3 of the Constitution of Pennsylvania reads as follows:

> "No bill shall be considered unless referred to a committee, returned therefrom, and printed for the use of the Members."

The point of order is well taken.

Mr. PETROSKY. Mr. Speaker, on the point of order, I spoke under unanimous consent of the House to address the House.

The SPEAKER. pro tempore. The Chair would say that we cannot waive the Constitution of Pennsylvania by unanimous consent of the House.

Mr. PETROSKY. I agree. However, Mr. Speaker, my questioning was not in relation to the bill but in relation to my remarks before the House.

The SPEAKER pro tempore. The remarks pertained to a bill which the gentleman himself introduced.

CONGRESSMAN PROKOP WELCOMED

The SPEAKER pro tempore. The Chair would like to welcome to the Hall of the House Congressman Stanley Prokop of the 10th Congressional District. He is the guest of Mrs. Munley and Messrs. Wargo, Needham and Reidenbach of Lackawanna County.

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair would also like to welcome a former Member of this House, the gentleman from Greene County, James Cole.

PARLIAMENTARY INQUIRY

Mr. AGNEW. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. AGNEW. My inquiry is directed to the last ruling of the Chair. It is my opinion, and this is my inquiry, that this House can discuss any subject, legislative or otherwise, by the unanimous consent of its Members, and I intend to use the proper procedure to pursue this inquiry so that we have a proper ruling on it, so that all Members of this House can understand it once and for all. I wish to take this up with the Speaker of the House and the Parliamentarian at their convenience sometime during the day or tomorrow.

The SPEAKER pro tempore. The Chair will submit the question to the Speaker of the House.

Mr. McCANN. I want to thank the gentleman from Allegheny, because I think we should clear this point. Tomorrow we should set this question as a special order of business to emphatically clear this situation.

I am sure it is my understanding that none of us is to speak or make a statement on a bill we are about to introduce, although we certainly do grant unanimous requests, and no one ever objects to any of us speaking on any subject in this House.

Therefore, tomorrow in the Session let us be absolutely clear, that the Parliamentarian be well prepared to settle this question under the rules which will govern for the balance of this Session and Every session in the future.

The SPEAKER pro tempore. The Chair wishes to advise the Members that the question is on the Constitution, something which the Members themselves would necessarily have to decide. The question will be submitted to the Members.

PERMISSION TO ADDRESS HOUSE

Mr. McCORMACK asked and obtained unanimous consent to address the House.

Mr. Speaker, I was looking through the calendar, and I recall specifically a Debate—I do not recall the date of the Debate— following the time a statement was made, I believe by the Minority Leader, in reference to a bill he had introduced. It specifically came up on the floor at that time, after he had finished speaking, that hereafter, the Majority Leader said, it is against the policy of the House that we debate and discuss bills that have been introduced but have not been printed. I think it is a wise rule because the Members do not know what is going on. You were talking about a bill that none of us has had the opportunity to review, and I think even if it were not for the Constitutional provision the Speaker has set forth, that it is sound and wise to adhere to this strict rule that we should not discuss a bill we do not have before us, so that we can intelligently decide and discuss it.

PERMISSION TO ADDRESS HOUSE

Mr. PETROSKY asked and obtained unanimous consent to address the House.

Mr. Speaker, for the record, so that all may understand, I did not get up to discuss a bill that I had introduced as such. I did make reference to certain material that is available. You must recognize that the bill I introduced is a certain change in certain of our procedures within the framework of the law, and would comply with the federal law as well.

Principally I wanted to make certain references to the material that the Members could look up in the Joint State Government Commission because of the running battle that has been going on on public assistance in the last 30 to 60 days in the newspapers. Certainly they would be interested in being conversant with the issue, and the only way they could be is to procure the material in respect to the proposed legislation.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, the House will bein Session tomorrow. There will not be any Session of this House on Thursday. Scheduled time is 10:00 a. m. tomorrow morning. I hope everyone will get an hour's sleep and be here in plenty of time, bright and fresh.

ADJOURNMENT

Mr. LAMB. Mr. Speaker, I move that this House do now adjourn until Wednesday, May 6, 1959 at 9:00 a. m. EST.

The motion was agreed to, and (at 4:11 p. m. EST) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1959. 143rd of the General Assembly.

Vol. 36. HARRISBURG, PA., WEDNESDAY, MAY 6, 1959. No. 42.

SENATE

WEDNESDAY, MAY 6, 1959.

The Senate met at 9:00 o'clock, a.m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

The Chaplain, Rev. JOHN S. ALLISON, Pastor of Rock Bend Methodist Church, Homewood, Pittsburgh, offered the following prayer:

Almighty God, our Heavenly Father, we thank Thee for the rest of the night and for the privilege of living another day. May it be lived for Thee and others.

In these moments of devotion, we would speak together of Thy loving kindness and Thy tender mercies. Thou hast kept our feet from falling. In the midst of dangers, we have had Thy protection and peace. When others have been afraid, we have been able to say: "The Lord is my strength and my salvation. Whom shall I fear?"

Here in Thy presence, we confess our sins, sins of omission and commission. May they be covered by the mantle of Thy forgiving grace.

Bless our homes, our dear ones and our communities. Bless our State, our Governor and all our officials. Bless both Houses of our Legislature, and especially bless and guide the Members of this Body. May they find in Thee the way, the truth and the life.

Pour Thy blessing on our National life; bless our President and his advisors. May they have wisdom that cometh from above as they face these difficult hours. Speak to our world. May it learn to live together in peace and brotherhood.

May the words of our mouths and the meditation of our hearts be acceptable in Thy sight, O Lord, our strength and our redeemer. We ask these things in Christ's Name, Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BERGER and Mr. RUTH, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. BERGER asked and obtained leave of absence for Mr. BLASS, due to illness.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

Special Funds Budget Message of Governor David L. Lawrence, Harrisburg, Pennsylvania, Wednesday, May 6, 1959, and 19th Biennial Budget of the Commonwealth of Pennsylvania for the Fiscal Biennium June 1, 1959 to May 31, 1961, Special Funds, Submitted to the General Assembly by David L. Lawrence, Governor.

The PRESIDENT pro tempore. Copies of the Special Funds Budget Message, together with the Biennial Budget of the Special Funds, have been made available to the Members of the Senate.

BILL SIGNED

The PRESIDENT pro tempore (M. Harvey Taylor) in the presence of the Senate signed the following bill:

Senate Bill No. 35, Printer's No. 741.

HOUSE MESSAGES

SENATE BILL No. 250 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 250, entitled:

An Act amending the act of April 9, 1929 (P. L. 343), entitled "The Fiscal Code," providing for additional reimbursement and procedures relative thereto in the auditing of disbursements, affairs and accounts and clarifying the provisions relating to audits.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

The PRESIDENT pro tempore. The bill, as amended, will appear on Monday's Calendar.

AMENDMENT TO HOUSE BILL No. 412, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 412, entitled:

An Act authorizing courts to alter, modify, suspend, reinstate, terminate, amend, or rescind any order, decree, judgment or sentence for a period of forty-five days from the date of entering of record the order, decree, judgment or sentence.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third

reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT pro tempore. The bill, as amended, will appear on Monday's Calendar.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 141, entitled:

An Act imposing liability upon parents for the tortious acts of children under eighteen years of age, setting forth limitations and providing procedure for recovery.

Which was committed to the Committee on Rules.

House Bill No. 506, entitled:

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149), reducing the tax rate of fuels used in jet or turbo-jet propelled aircraft and aircraft engines.

Which was committed to the Committee on Fiance.

House Bill No. 609, entitled:

An Act amending the act of May 29, 1917 (P. L. 322), entitled "An act to give protection, and to regulate the catching or taking or having in possession, within this Commonwealth of any bullfrogs, tadpoles, and terrapin; * * *," making this act apply to turtles, frogs, and tadpoles; changing creel limits and revising methods of taking.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 761, entitled:

An Act repealing the act of March 9, 1771 (1 Sm. L. 313), entitled "An act to prevent the destruction of rockfish and oysters."

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 1099, entitled:

An Act amending "The Professional Nursing Law," approved May 22, 1951 (P. L. 317), providing for biennial registration.

Which was committed to the Committee on Public Health and Welfare.

House Bill No. 1144, entitled:

An Act amending the "Nonprofit Corporation Law," of May 5, 1933 (P. L. 289), providing for the expiration of registered names if the corporation is not formed within one year from the date of registration and deleting the proof of advertisement as a requirement for the granting of a certificate of authority to a foreign nonprofit corporation.

Which was committed to the Committee on Judiciary General.

House Bill No. 1145, entitled:

An Act amending the act of June 8, 1911 (P. L. 710), entitled "An Act to regulate the doing of business in this Commonwealth by foreign corporations; . . ." providing for the withdrawal from business and the surrender of the certificate of authority.

Which was committed to the Committee on Judiciary General.

House Bil No. 1215, entitled:

An Act relating to the satisfaction of mortgages in counties of the second, third, fourth, fifty, sixth, seventh and eighth classes by the recording of a satisfaction piece, prescribing forms therefor, and fixing fees for the recording thereof.

Which was committed to the Committee on Judiciary General.

House Bill No. 1271, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) authorizing the Shade Tree Commission to require the cutting and removal of trees afflicted with the Dutch elm or other disease which threatens to injure or destroy plants, shrubs, and shade trees, and to levy and collect the cost thereof from the owner of the property by action in assumpsit or by the filing of a municipal claim therefor.

Which was committed to the Committee on Local Government.

House Bill No. 1331, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), providing for the election of directors where a union or merged district is formed from an existing union or merged district and one or more other districts.

Which was committed to the Committee on Elections.

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Carbon, Senator Scott, to the restrum to preside.

The PRESIDING OFFICER (William Z. Scott) in the Chair.

REPORTS FROM COMMITTEES

Mr. STEVENSON, from the Committee on Local Government, reported as committed, House Bill No. 338, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103) changing provisions relating to compensation of special school police.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 588, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "The Borough Code," authorizing boroughs to construct storm sewers and other drainage facilities.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 661, entitled:

An Act amending the act of May 24, 1945 (P. L. 991), entitled "Urban Redevelopment Law," authorizing the relocation of businesses and families and limiting powers of eminent domain.

He also, from the Committee on Local Government, reported as committed, House Bill No. 692, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), providing for payment to organizations of American Gold Star Mothers.

He also, from the Committee on Local Government, reported as committed, House Bill No. 695, entitled:

An Act amending the "Second Class County Code," ap-

proved July 28, 1953 (P. L. 723), providing for payment to organizations of American Gold Star Mothers.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 699, entitled:

An Act amending the act of June 4, 1943 (P. L. 886), entitled, as amended, "Municipal Employes' Retirement Law," defining certain words; establishing eligibility requirements for municipal membership in the retirement system; providing for payment of the expenses of administration and changing the retirement allowances payable to beneficiaries, and the administration of the funds and accounts of the system.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 701, entitled:

An Act amending the act of April 29, 1937 (P. L. 526), entitled, as amended, "An act providing for and regulating joint purchases by counties (other than counties of the first class), cities of the second and third class, boroughs, towns, townships, school districts, institution districts and poor districts," increasing the amount of expenditures without bids.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 713, entitled:

An act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," increasing the per diem payments and traveling allowance of delegates to conventions of county associations of township officers.

He also, from the Committee on Local Government, reported as committed, House Bill No. 908, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) empowering the borough council to adopt a procedure for the sale of personal property of an estimated sale value of less than two hundred dollars ($200), such procedure not to require the approval of each individual sale by the council.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1211, entitled:

A Supplement to the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," providing a period during which certain persons may join the pension fund created under the act.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1226, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; * * *," providing payments to the widow and children of members who are killed while on duty.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1227, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law," approved May 22, 1935 (P. L. 233), providing payments to the widow and children of members who are killed while on duty.

He also, from the Committee on Local Government, reported as amended, Senate Bill No. 716, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code," allowing contracts for personal or professional services in the nature of expert advice to be made without advertising or bids.

Mr. WADE, from the Committee on Highways, reported as committed, Senate Bill No. 490, entitled:

An Act amending the act of May 14, 1929 (P. L. 1721), entitled as amended, "An act providing for the service of process in civil suits on nonresident operators, or nonresident owners, of motor vehicles operated within the Commonwealth of Pennsylvania; . . .," providing for service of process on nonresidents or residents who subsequently become nonresidents or conceal their whereabouts on whose behalf a motor vehicle is being operated in Pennsylvania.

BILLS INTRODUCED AND REFERRED

Messrs. VAN SANT and MULLIN read in place and presented to the Chair Senate Bill No. 740, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," including chiropractors in the definition of "family physician" and authorizing chiropractors to make medical examinations.

Which was committed to the Committee on Education.

Messrs. VAN SANT and SARRAF read in place and presented to the Chair Senate Bill No. 741, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," providing for the stocking and sale of miniature bottles at Pennsylvania liquor stores.

Which was committed to the Committee on Law and Order.

They also read in place and presented to the Chair Senate Bill No. 742, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," providing for the ordering and sale of miniature bottles to certain licensees.

Which was committed to the Committee on Law and Order.

Mr. RIPP read in his place and presented to the Chiar Senate Bill No. 743, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "Public School Employes Retirement Law," including members of the school staff of the State Hospital for Crippled Children at Elizabethtown within the retirement system.

Which was committed to the Committee on Education.

REPORTS FROM COMMITTEE

Mr. CONFAIR. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. CONFAIR, from the Committee on Highways, reported as amended, Senate Bill No. 248, entitled:

An Act amending the act of April 29, 1959 (Act No. 32) entitled "The Vehicle Code," permitting and providing for the annual renewal of operator's licenses through county treasurers acting as agents of the Secretary of Revenue; fixing the fees therefor to be collected by the county; making an appropriation and prescribing penalties.

He also, from the Committee on Highways reported as amended, Senate Bill No. 560, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), entitled "The Vehicle Code," changing the permitted length of certain vehicles used in hauling livestock.

RECESS

Mr. BERGER. Mr. President, I request a five minute recess of the Senate for the purpose of holding a meeting of the Committee on Rules, in the Office of the President pro tempore.

The PRESIDING OFFICER. Are there any objections? The Chair hears no objection, and declares a five minute recess of the Senate.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. BERGER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER, from the Committee on Rules, reported as committed, House Bill No. 260, entitled:

An Act creating and establishing the Legislative Budget and Finance Committee; providing for its membership; prescribing its powers, functions and duties, * * *.

SENIOR CLASS OF KINGSTON HIGH SCHOOL, LUZERNE COUNTY, PRESENTED TO SENATE

Mr. FLACK. Mr. President, I would like to present to the Senate of Pennsylvania the Senior Class of Kingston High School, Luzerne County, Pennsylvania. They are here under the leadership of their Principal, James W. Jones, and his corps of teachers. They are seated in the balcony.

The PRESIDING OFFICER. The Chair, on behalf of the Members of the Senate, most certainly extends to the Senior Class of the Kingston High School, from Luzerne County, a cordial welcome. We sincerely hope that you have both an educational and an enjoyable trip here in Harrisburg.

Would the class please rise?

CALENDAR

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 25, Printer's No. 25;
Senate Bill No. 61, Printer's No. 61;
Senate Bill No. 116, Printer's No. 695; and
Senate Bill No. 17, Printer's No. 696.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 216, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for the creation of capital reserve funds regulating the use of such funds and authorizing the levying of taxes.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Hays,	Mullin,	Stiefel,
Berger,	Kalman,	Murray,	Taylor,
Blass,	Keller,	Pechan,	Van Sant,
Chapman,	Kessler	Propert,	Wade,
Camiel,	Kopriver, Jr.	Ripp,	Wagner,
Confair,	Kromer,	Rooney,	Walker,
DiSilvestro,	Lane,	Ruth,	Watkins,
Donolow,	Madigan,	Sarraf,	Weiner,
Ehrgood,	Mallery,	Seyler,	Whalley,
Elliott,	McCreesh,	Shafer,	Wolfe,
Flack,	McGinnis,	Silvert,	Scott,
Fleming,	McMenamin,	Stevenson,	Presiding Officer
Harney,	Miller,		

NAYS—1

Mahady,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 221, Printer's No. 758;
Senate Bill No. 495, Printer's No. 671;
Senate Bill No. 510, Printer's No. 760;
Senate Bill No. 613, Printer's No. 660; and
Senate Bill No. 614, Printer's No. 661.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 9, entitled:

An Act amending the act of April 29, 1959 (Act No. 32) entitled "The Vehicle Code" prohibiting competitive racing on highways and fixing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 11, entitled:

An Act amending the act of April 29, 1959 (Act No. 32) entitled "The Vehicle Code" providing for the erection of stop signs bearing the legend "Four Way Stop."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 12, entitled:

An Act amending the act of April 29, 1959 (Act No. 32) entitled "The Vehicle Code" requiring that flashing emergency lamps on snow plows and cinder trucks be amber in color.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. KESSLER offered the following amendment:

Amend Sec. 2, page 4, line 4, by striking aut "1960" and inserting: "1961"

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. KESSLER. Mr. President, I ask unanimous consent that Senate Bill No. 12, Printer's No. 771, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 27, entitled:

An Act amending the act of April 29, 1959 (Act No. 32) entitled "The Vehicle Code" further regulating markings in "No Passing Zones."

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 48, entitled:

An Act amending the act of April 29, 1959 (Act No. 32) entitled "The Vehicle Code" further regulating the effect of a certificate of title showing a lien or encumbrance.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 53, entitled:

An Act amending the act of April 29, 1959 (Act No. 32) entitled "The Vehicle Code" requiring a semi-annual physical examination of school bus drivers and providing for filing a certificate of such examination with the Department of Public Instruction and the local school district.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WEINER offered the following amendment:

Amend Section 1, Page 4, line 2, by inserting after "eyes": "such eye examination may be conducted and the results thereof certified by an optometrist duly licensed to practice in this Commonwealth."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. WEINER. Mr. President, I ask unanimous consent that Senate Bill No. 53, Printer's No. 774, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 77, Printer's No. 155; and

House Bill No. 91, Printer's No. 329.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 95, entitled:

An Act amending the act of April 29, 1959 (P. L. 32) entitled "The Vehicle Code" authorizing the issuance of dealer registration plates to certain collector-repossesors and limiting their use thereof.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 108, Printer's No. 299;

Senate Bill No. 112, Printer's No. 776;

House Bill No. 134, Printer's No. 46;

House Bill No. 163, Printer's No. 301;

House Bill No. 166, Printer's No. 103;

Senate Bill No. 232, Printer's No. 249;

Senate Bill No. 233, Printer's No. 733; and

House Bill No. 295, Printer's No. 494.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 313, entitled:

An Act amending the act of April 29, 1959 (Act No. 32) entitled "The Vehicle Code" requiring the Department of Revenue to issue duplicate registration cards if so requested at the time of application for registration and the prescribed fee is paid.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 315, Printer's No. 493;
Senate Bill No. 351, Printer's No. 778; and
Senate Bill No. 356, Printer's No. 383.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 359, entitled:

An Act amending the act of April 29, 1959 (Act No. 32) entitled "The Vehicle Code" changing provisions relating to additional fees for special registration plates.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 371, Printer's No. 398;
Senate Bill No. 372, Printer's No. 399;
Senate Bill No. 373, Printer's No. 400;
Senate Bill No. 380, Printer's No. 742;
Senate Bill No. 382, Printer's No. 414; and
Senate Bill No. 383, Printer's No. 415.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 392, entitled:

An Act repealing certain obsolete acts and parts of acts imposing or relating to bonuses and taxes and requiring registration with and reports to the Commonwealth and the keeping of records in connection therewith and imposing penalties for violation thereof.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 399, Printer's No. 780;
Senate Bill No. 420, Printer's No. 452; and
Senate Bill No. 429, Printer's No. 744.

The PRESIDING OFFICER. Is there objection The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 435, entitled:

An Act amending the act of December 28 1955 (P L 913) entitled "The Dangerous Drug Act of 1955" making unlawful the possession of dangerous drugs without a prescription and providing penalties.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. BERGER, on behalf of Mr. FLEMING, offered the following amendments:

Amend Sec. 1 (Sec. 6.1), page 2, line 5, by inserting after "pharmacist": "manufacturer, manufacturers' representative." Amend Sec. 1 (Sec. 6.1), page 2, line 7, by inserting after "veterinarian": "or without having been dispensed by a physician, dentist or veterinarian."

They were agreed to.

The section was agreed to as amended.

The second section and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that Senate Bill No. 435, Printer's No. 467, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The Senate proceeded to the second reading and consideration of Senate Bill No. 456, entitled:

An Act repealing the act of March 12 1873 (P L 271) entitled "An act to prohibit the keeping of billiard rooms bowling saloons and ten-pin alleys within two miles of the State Normal School at Mansfield In the county of "Tioga."

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. BERGER. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 489, Printer's No. 238;
Senate Bill No. 499, Printer's No. 534;
Senate Bill No. 512, Printer's No. 547;

Senate Bill No. 563, Printer's No. 599;
Senate Bill No. 568, Printer's No. 604;
Senate Bill No. 569, Printer's No. 605;
House Bill No. 582, Printer's No. 214;
House Bill No. 583, Printer's No. 172;
Senate Bill No. 639, Printer's No. 691;
Senate Bill No. 643, Printer's No. 808;
Senate Bill No. 644, Printer's No. 698;
Senate Bill No. 677, Printer's No. 734;
Senate Bill No. 685, Printer's No. 746;
Senate Bill No. 688, Printer's No. 782;
House Bill No. 864, Printer's No. 307;
House Bil No. 960, Printer's No. 232;
House Bill No. 961, Printer's No. 324;
House Bill No. 987, Printer's No. 308;
House Bill No. 1030, Printer's No. 310; and
House Bill No. 1031, Printer's No. 311.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

HOUSE CONCURRENT RESOLUTION No. 37 CALLED UP

Mr. BERGER. Mr. President, I call up, from page 14 of today's Calendar, House Concurrent Resolution No. 37.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The resolution was read by the Clerk as follows:

In the House of Representatives, March 2, 1959.

CONCURRENT RESOLUTION

Whereas the Korean Conflict Veterans' Compensation Bond Act is to be enacted to provide for the creation of debt and the issuance of bonds to provide funds for the payment by the Commonwealth to certain veterans of Korean Conflict Veterans' Compensation under the provisions of the act of July 8 1957 (P L 569) known as the "Korean Conflict Veterans' Compensation Act" and

Whereas the act of July 8 1957 (P L 594) known as the "Pennsylvania Cigarette Tax Act of 1957" has been amended by the act of May 4 1959 (Act No 38) to provide revenue to amortize the amount to be borrowed and paid under the provisions of the act to be known as the "Korean Conflict Veterans' Compensation Bond Act" therefore be it

Resolved (the Senate concurring) that the House of Representatives of Pennsylvania do hereby declare that the revenue-raising measure has been enacted which the House of Representatives deems sufficint to amortize the amount to be borrowed and paid and be it further

Resolved that in accordance with the provisions of the constitutional amendment authorizing the aforementioned acts the Governor is advised to affix his signature to the bill subsequently to be known as the "Korean Conflict Veteratn's Compensation Bond Act" authorizing the creation of the debt and the issuance of the bonds which act is to be effective immediately

On the question,
Will the Senate concur in the resolution?

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION No. 37

Mr. BERGER. Mr. President, I move that the Senate do concur in the resolution just read by the Clerk.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to and the resolution was concurred in.

Ordered, That the Clerk return said resolution to the House of Representatives, with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, one of the most fascinating figures in American history was the late Chief Justice of the Supreme Court, Charles Evans Hughes. Charles Evans Hughes came to the Governorship of the State of New York and to almost winning the Presidency of the United States. Finally, he became the Secretary of State and Chief Justice by getting after insurance companies.

I do not intend to emulate the example of Charles Evans Hughes. I cannot do it. However, this bill is an attempt to proceed in his footsteps. The law of the land in Pennsylvania, and in the United States, can be traced back to the Anglo-Saxon law, and it is that there should be a statute of limitation on claims arising out of conflict for six years. Everybody is abiding by it because this is the law of the land. However, insurance companies, in cases of fire and casualty, have typed on the policies, in small letters, that the statute of limitation is only one year. This is the reason why many people suffer losses and can do nothing to the insurance companies. A year passes very quickly and then the people are out of luck.

The purpose of this bill, Mr. President, is to provide that the insurance companies, mighty as they are, should be subject to the law of the land and should abide by the statute of limitation of six years.

BILL INTRODUCED AND REFERRED

Mr. STIEFEL. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection The Chair hears none.

Mr. STIEFEL read in place and presented to the Chair Senate Bill No. 744, entitled:

An Act providing for a statute of limitations on fire provisions of this act.

Which was committed to the Committee on Insurance.

PETITIONS AND REMONSTRANCES

Mr. PECHAN. Mr. President, yesterday morning I read an amazing statement in the morning paper. It quoted the Adjutant General, A. J. Drexel Biddle, as saying that it will probably be another six months before bonus checks start—let me emphasize the word "start"—to flow to veterans of the Korean Conflict. This strikes me as utterly ridiculous and if this be true, it is bureaucratic red tape at its worst. For reasons which I shall explain later, I am firmly convinced that the muddled and confused bureaucracy, as practiced for the past four years in Pennsylvania Government, will be responsible for this long delay in getting checks to our veterans.

There has been no secret that we intended to pay this bonus. As long ago as 1955, I offered the enabling legislation. In order to make certain that this legislation would be on a strictly nonpartisan basis, I obtained cosponsorship of two Democratic Senators.

Forms used for the World War II bonus, which was so

adequately handled, are still available. There is no reason in the world why, with a few simple changes perhaps, they cannot be used to speed up the Korean bonus.

Let me recall to you some facts concerning the payment of the World War II bonus. I want you to especially listen to the dates I shall mention. On November 8, 1949, the people of Pennsylvania voted the approval of the bonus. On January 23, 1950, just a little over two months later' Governor Duff extracted the first application from a mail bag and number one check went to a veteran from York County. On that date, January 23, 1950, the bureau was in business.

The primary business of the World War II Bonus Bureau was to make payments to qualified applicants as promptly and as economically as possible. The remarkable speed of the Second World War bonus operation was accomplished without red tape or politics. The prime requisites for employment in the bureau were whether or not the applicant had veteran status and a background of ability to perform the job that might be assigned to him. Over 3,300 persons were screened to secure the services of 533 employees. These 533 employees were selected after interview and examination of prior experience without regard to their race, creed, color, religion or political affiliation.

It is my understanding that the employees who will be hired to distribute the Korean bonus must be Democratic, and no person will be hired unless he carries the stamp of approval from his own Democratic County Chairman. I say that this is an outrage. It is the real reason why General Biddle now says it will be at least six months before the first bonus checks start—let me again emphasize "start"—to flow.

Let me tell you that when these Korean Conflict boys were called to fight and die, or go through life permanently crippled and otherwise disabled, they were not asked whether they were Democrats or Republicans. They were not asked whether they were white or black, Protestant, Catholic or Jew. They went because they were Americans. They did not go because they were Democrats or Republicans. They went as decent, willing Americans, to defend the land they loved.

I say that it should not take six months to start paying the Korean bonus, nor should the Bonus Bureau be turned into another Democratic patronage haven. These veterans deserve this bonus just as rapidly as they can get it. Cut out the politics, and they will get it.

I would like to make one more comment, and that is that I just learned yesterday that we have House Bill No. 1, which passed unanimously, asking for a $41,000 appropriation to continue the administration of the World War II bonus. I do not suppose there are over one-half dozen straggling cases which would fall within the category of being eligible for the World War II bonus. Yet, they are asking for $41,000 between 1959 and 1961 for the administration of these three or four or five cases which may come in.

I think it is ridiculous. I think it should be looked into. I pray the Appropriations Committee will study that bill and make sure for what the $41,000 is going to be spent. If it is as it is stated in that bill, that it will take $41,000 to pay out perhaps $3,000 in eligible bonus payments, something is wrong somewhere.

INTERROGATION

Mr.WEINER. Mr. President, I desire to interrogate the gentleman from Armstrong, Senator Pechan.

The PRESIDING OFFICER. Will the gentleman from Armstrong, Mr. Pechan, permit himself to be interrogated?

Mr. PECHAN. I will, Mr. President.

Mr. WEINER. Mr. President, will the gentleman from Armstrong tell the Members of the Senate what has happened to House Bill No. 40?

Mr. PECHAN. Mr. President, House Bill No. 40 is in the Appropriations Committee.

Mr. WEINER. Mr. President, will the gentleman from Armstrong tell the Members of the Senate how long that bill has been in the Appropriations Committee?

Mr. PEHAN. Mr. President, it has been in and out several times. I do not know when it came over.

Mr. WEINER. Will the gentleman from Armstrong further tell the Members of this Senate why the bill was taken off the Third Reading Calendar, at his behest, and sent back to the Appropriations Committee?

Mr. PECHAN. Mr. President, the gentleman from Philadelphia is giving me a little more credit than I deserve. I, as one individual, cannot get a bill back into committee. I thank the gentleman for the confidence that he has in me that I, as one individual, can get a bill back into committee.

Mr. WEINER. Will the gentleman from Armstrong tell the Members of the Senate whether he protested this bill being recommitted?

Mr. PECHAN. Absolutely not. In fact, I was one of the people who thought that it should go back into committee. May I elaborate?

Mr. WEINER. Senator, will you just please answer my questions? Then I will be very happy to let you elaborate.

Therefore, Senator, if I understand your answer correctly, you were one of the people who helped send it back to committee. You deserve the credit that you are not seeking, is that correct?

Mr. PECHAN. Well, yes. All right, I will take it.

Mr. WEINER. Senator, will you tell the Members of the Senate what House Bill No. 40 would do and how it is necessary to the Korean bonus?

Mr. PECHAN. Mr. President, in House Bill No. 40, the figure has been changed with the bill being in and out of committee, and I do not know who is responsible for the amendments. When the bill came over, it had a figure of $200,000, then it was $300,000 and then $500,000. Truthfully, what the figure is now, I do not know, as it has been amended.

However, to answer your question, it would take "X" number of dollars out of the General Fund to start the machinery rolling for the administration of the payment of the Korean bonus.

Mr. WEINER. Senator, will you also tell the Members of the Senate where this bill is now reposing, in case anyone did not understand? Where does this bill rest at the moment?

Mr. PECHAN. In the Committee on Appropriations, to which it was recommitted.

Mr. WEINER. Thank you, Senator. I want to thank the Senator for his helpfulness in informing us where the bill is located which will provide the money for the

machinery to hire anyone to do the work which is necessary to get this Korean bonus rolling. Without this money and without the implementation to do this, the bonus cannot be paid.

I do not know whether Senator Pechan has taken this material from the newspaper or whether he has talked to General Biddle himself, but I do not see how anyone can hire even a single person, even clerical help, and just begin to process the bonus without the necessary funds to do this job. We have passed these bills to provide the money for the bonus. We have passed the implementation to float the bond issue. We have, this morning, passed the resolution that is necessary to go with this so that we can get the thing rolling. The only matter we have not provided is the money to do so.

If, once this money is provided, the situation prevails, as the Senator indicated here to the Senate, I would think he would have a just claim and a just right to get up and make the statements he has made. Barring that, and you do not give the people the money to do the job, you cannot criticize them for something that may happen or may not happen. We do not have any information on the matter.

If the Senator can tell us what is going to happen six months from now on the stock market, I think all of us will be very happy to hear from him, and I think many of us will be guided by his advice. However, to tell us that these things are going to happen, that the employees have to be Democratic and that they have to be of a certain stripe or color indication, I think is completely erroneous. I think it is giving misinformation, and I think it is completely unfair unless he has taken this problem up with the department.

I think the Senator will also advise the Members of the Senate, if he recalls correctly what happened on the bonus payments to the remainder of the World War II veterans, that the people who were hired were primarily veterans and their political affiliation or their political party did not make any difference. I am positive the same situation will prevail today in this matter.

With all deference to the gentlemen of the press, who are hard working and who try to do an honest job, I think it is unfair to criticize anyone from a newspaper story without having all the facts. Sometimes the newspaper employees get carried away with themselves, and they do not always reflect the stories filed with them. Therefore, I think the Senator ought not use the newspapers as a basis for attacking anyone, or for making an accusation, or falsly putting anyone in a bad light.

Mr. PECHAN. Mr. President, I want to say to Senator Weiner and the other Members of the Senate that when I asked that we consider House Bill No. 40, it was because I had veterans' organizations which said that the bill should be studied and that it should not be a political football. As the Chairman of the Legislative Committee of the Department of the American Legion, I was called in, along with other veterans groups. We were to make a study of the bill and make sure that it would not become a political football.

As veterans, we know that we are also going to have to pay for the retirement of these bonds. We do not want any waste of money. You must remember that the veterans' organizations were responsible, in a great measure, for the passage of the Korean bonus. They went to their membership, they went to the House and Senate, and helped along the passage of the Korean bonus. They also feel that they want to do the responsible thing and that this indebtedness must be retired. They want it to be retired in such a manner that it will be least costly to the taxpayers.

Mr. MAHADY. Mr. President, I think we should clear the air on several factors. One is that House Bill No. 1 will be debated when it comes up. It should not be a bill to continue World War II compensation. A prior war compensation should not muddy the atmosphere in connection with the present controversy.

Secondly, sometime ago, I went to the other side of the Senate and asked that House Bill No. 40 be put on the calendar and not be held in committee. I was told that I should wait until the cigarette tax is passed and when we have the money, we will pass it immediately. That was the promise which was given to me at that time and that was the reason given.

Let me add something else to that. I sit on committees of two veterans' organizations. I have been a National Judge Advocate and a State Judge Advocate; my brother was a National Commander. I am in touch with the veterans, too. The way this was put to the veterans was that it would become a political controversy if they insisted upon it being put on the Calendar. The veterans made no request of this Body to hold House Bill No. 40. That was done in the Senate, alone, and in committee.

Let us look at the record about one other thing. There was an excellent job done on the World War II bonus by General Weber. We, the veterans, went to him at first, when he was starting, and he said: "I must have my key people and I will furnish them." He did not limit the employment to veteran status, and I do not think Senator Pechan meant that in the narrow sense of the word. I think he meant it in the employment of the same guide that was used in connection with the World War II veterans; that is, families of veterans, mothers of deceased veterans, families who were in need, such as a sister or a mother or a brother of a deceased veteran.

I suggest to you that I checked with the Administration the other day. I was down in "Pop" Jones's office, and he said the same guide for employment would be used as was used in the prior veterans employment. I do not think that is an abuse here. I do not think there is a question of delay. The newspaper article carried an estimated date, so that no one could expect it any sooner. In all the inquiries we have made, we have been told that as soon as we get the money, we will go to work.

Mr. LANE. Mr. President, I listened to Senator Pechan today and the several speakers who followed him, when he took the microphone. Let us say to the distinguished gentleman from Armstrong County, Senator Pechan, that if there is any delay in the payment of the soldiers' bonus, I would say that he is, to a great extent, responsible.

It so happened that this bill was committed to the Committee on Appropriations, according to the History, on February 2, 1959. The bill was not reported from committee until April 20, 1959. Senator Pechan was one of the principal persons in the committee who argued that we should hold it until the cigarette tax bill came over from the House. If Senator Pechan will recall, at that time, we had quite an argument. I think that his motion to hold the bill prevailed by just two votes. Most of the

Republicans, Senator Ruth and I, and most of the others tried to get the bill out. Senator Pechan argued and held it in committee. Therefore, when he gets on this floor and talks about delaying, a portion of the responsibility lies right at his door. After it was reported out, he recommitted it again. That is the picture. Senator Pechan is partially responsible for any delay in the paying of the soldiers' bonus.

Mr. BERGER. Mr. President, I would like, briefly, to mention something in connection with House Bill No. 40.

In the first instance, there was some question in the minds of a number of people, Members of the Senate and also members of veterans' organizations, as to whether the amount of money set up in the bill was too much or, perhaps, not enough. Considerable time was taken in straightening that out, and I want to confess that, as of now, I do not know whether the amount of money is greater than might be needed to set up the initial machinery or not. However, I do want to point out that when the bill was reported on April 20, 1959, it contained a figure of $300,000 more than the House had placed in it as being a sufficient amount to take care of this. This was brought to the attention of the Caucus, and it was thought that it would be very desirable to have the bill go back to committee to find out whether or not that amount of money was necessary. We did not think that it was necessary. Consequently, the bill is still in committee and I believe certain amendments, restoring it to the original amount of $200,000, have been prepared. I antitcipate the bill will be reported in that fashion.

If Senator Weiner desires to be heard further on this matter, I will defer making the motion I am about to make until after the conclusion of his remarks.

Mr. WEINER. Mr. President, I have no further remarks.

RECESS

Mr. BERGER. Mr. President, I request a five minute recess of the Senate for the purpose of holding a meeting of the Committee on Appropriations.

The PRESIDING OFFICER. Are there any objections? The Chair hears no objection, and declares a five minute recess of the Senate.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, re-reported as amended, House Bill No. 40, entitled:

An Act making an appropriation to the Department of Military Affairs for certain expenses in connection with the Korean Conflict Veterans Compensation Act.

Mr. BERGER. Mr. President, may the Senate be at ease? We are ready to adjourn, but we are awaiting the concurrence of the House in the resolution that was approved here today. That will be the only business to come before the Senate.

The PRESIDING OFFICER. The Senate will be at ease, awaiting the return of the resolution.

(The Senate was at ease.)

BILLS ON FIRST READING

Mr. BERGER. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 248, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), enttiled "The Vehicle Code," permitting and providing for the annual renewal of operators' licenses through county treasurers acting as agents of the Secretary of Revenue; fixing the fees therefor to be collected by the county; making an appropriation and prescribing penalties.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 260, entitled:

An Act creating and establishing the Legislative Budget and Finance Committee; providing for its membership; prescribing its powers, functions and duties.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 338, entitled:

An Act amending "The Second Class Township Code," approved May 1, 1933 (P. L. 103) changing provisions relating to compensation of special school police.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 490, entitled:

An Act amending the act of May 4, 1929 (P. L. 1721), entitled as amended, "An act providing for the service of process in civil suits on nonresident operators, or nonresident owners, of motor vehicles operated within the Commonwealth of Pennsylvania; . . .," providing for service of process on nonresidents or residents who subsequently become nonresidents or conceal their whereabouts on whose behalf a motor vehicle is being operated in Pennsylvania.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 560, entitled:

An Act amending the act of April 29, 1959 (Act No. 32), enttiled "The Vehicle Code," changing the permitted length of certain vehicles used in hauling livestock.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 588, entitled:

An Act amending the act of May 4, 1927 (P. L. 519)

entitled "The Borough Code," authorizing boroughs to construct storm sewers and other drainage facilities.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 661, entitled:

An Act amending the act of May 24, 1945 (P. L. 991), entitled "Urban Redevelopment Law," authorizing the relocation of businesses and families and limiting powers of eminent domain.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 692, entitled:

An Act amending "The County Code," approved August 9, 1955 (P. L. 323), providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 695, entitled:

An Act amending the "Second Class County Code," approved July 28, 1953 (P. . 723), providing for payment to organizations of American Gold Star Mothers.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 699, entitled:

An Act amending the act of June 4, 1943 (P. L. 886), entitled, as amended, "Municipal Employes' Retirement Law," defining certain words; establishing eligibility requirements for municipal membership in the retirement system; providing for payment of the expenses of administration and changing the retirement allowances payable to beneficiaries, and the administration of the funds and accounts of the system.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 701, entitled:

An Act amending the act of April 29, 1937 (P. L. 526), entitled as amended, "An act providing for and regulating joint purchases by counties (other than counties of the first class), cities of the second and third class, boroughs, towns, townships, school districts, institution districts and poor districts," increasing the amount of expenditures without bids.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 713, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," increasing the per diem payments and traveling allowance of delegates to conventions of county associations of township officers.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 716, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code," allowing contracts for personal or professional services in the nature of expert advice to be made without advertising or bids.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 908, entitled:

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519) empowering borough council to adopt a procedure for the sale of personal property of an estimated sale value of less than two hundred dollars ($200), such procedure not to require the approval of each individual sale by the council.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1211, entitled:

A Supplement to the act of May 28, 1915 (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," providing a period during which certain persons may join the pension fund created under the act.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1226, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; * * *," providing payments to the widow and children of members who are killed while on duty.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1227, entitled:

An Act amending the "Policemen's Relief and Pension Fund Law," approved May 22, 1935 (P. L. 233), providing payments to the widow and children of members who are killed while on duty.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

SENATE RESOLUTION

REQUESTING THE DEPARTMENT OF JUSTICE AND THE DEPARTMENT OF THE AUDITOR GENERAL TO COMPLETE THEIR INVESTIGATIONS CONCERNING OPERATION OF THE STATE DEPARTMENT OF HIGHWAYS IN BEAVER COUNTY, AND TO SUBMIT BRIEF REPORTS ON THE PROGRESS THEREOF

Mr. MILLER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MILLER offered the following resolution Serial No. (29), which was read and referred to the Committee on Highways:

In the Senate, May 6, 1959.

Rumors, charges and counter-charges have been rife concerning operations of the State Department of Highways in Beaver County. It is unknown whether or not these rumors and charges have any foundation in fact. This state of affairs should be corrected in order that the public may maintain its confidence in State government.

The Department of Justice has spent three months investigating the operations of the Department of Highways in Beaver County. The investigation group, under the Department of the Auditor General, has spent four months investigating these operations. The costs of both of these investigations has amounted to several thousands of dollars. Many people in Beaver County, as well as persons in the State government in Harrisburg, have been wondering what, if any, discrepancies have been brought out in the operations of the Department of Highways in Beaver County; therefore, be it

Resolved, That the Department of Justice and the Department of the Auditor General are requested to complete their investigations as soon as possible in order that the rumors, charges and counter-charges may be quieted, and any action deemed necessary as a result of the investigations may be taken; and, be it further

Resolved, That the Department of Justice and the Department of the Auditor General are requested to submit brief reports of the progress of their investigations to the President pro tempore of the Senate and to the majority and minority leaders of the Senate on or before May 25, 1959.

The PRESIDING OFFICER. The Senate will be at ease, awaiting communication from the House of Representatives.

(The Senate was at ease.)

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE CONCURRENT RESOLUTION No. 37

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in amendments made by the Senate to House Concurrent Resolution No. 37.

ADJOURNMENT

Mr. BERGER. Mr. President, I move that the Senate do now adjourn until Monday, May 11, 1959, at 1:00 o'clock, p.m., Eastern Standard Time.

Mr. KESSLER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:03 o'clock, p.m., Eastern Standard Time, until Monday, May 11, 1959, at 1:00 o'clock, p.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, May 6, 1959

The House met at 9:00 a.m. EST.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend David R. Hoover, offered the following prayer:

Eternal, Omnipotent, and everloving God, Thou Who dost comprehend the desire of every human heart, we come before Thee this morning hour in the realization that as Thou hast loved us we should also show that same love toward all mankind, so make us aware of the needs of our felowmen that in compassionate love and concern we may use our talents to bring to them joy and happiness; we recognize Thy power in the midst of a confused world, so we pray that Thou wilt grant us a portion of that power in order to bring peace and tranquility to our fellowmen; and we know that Thou abidest ever, so teach us to number our days that we may apply our hearts unto wisdom and live for that eternity with Thee: through Jesus Christ, our Lord. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday, April 27, Tuesday, April 28 and Wednesday, April 29, 1959? If not, and without objection, the Journals are approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there no objection, the approval of the Journal for Tuesday, May 5, 1959 will be postponed until printed.

The Chair hears none.

4TH SOCIETY OF FARM WOMEN, STONEYCREEK TOWNSHIP, SOMERSET COUNTY, WELCOMED

The SPEAKER. The Chair has been informed that we have guests today, the 4th Society of Farm Women of Stoneycreek Township, Somerset County, who are the guests of the gentlemen from Somerset County, Messrs. Korns and Naugle. The Chair welcomes the delegation.

STUDENTS OF FARMDALE ELEMENTARY SCHOOL, LANCASTER COUNTY, WELCOMED

The SPEAKER. The Chair has also been informed that we have as our guests 83 students from the Farmdale Elementary School of Lancaster County, who are here under the guidance of their teacher, Richard Brubaker. They are the guests of the gentleman from Lancaster, the Messrs. Wood, Eshleman, Royer and P. G. Murray.

BILLS INTRODUCED AND REFERRED

By Messrs. FILO, T. H. W. JONES and BRENNINGER — HOUSE BILL No. 1540.

An Act amending "The Borough Code," approved May 4, 1927 (P. L. 519), permitting council to recall ordinances or resolutions from the burgess.

Referred to the Committee on Boroughs.

By Messrs. K. B. LEE, AGNEW, E. S. WILLIAMS. — HOUSE BILL No. 1541.

An Act requiring that all insurance purchased by the Commonwealth or its agencies or authorities be purchased directly from insurance companies; * * creating a Student Loan Fund and providing for payments by insurance companies into such fund; * * *.

Referred to the Committee on Rules.

By Messrs. CURWOOD, J. J. MURRAY, STROUP and KUBITSKY — HOUSE BILL No. 1542

An Act amending the act of May 29, 1956 (P. L. 1804), entitled "An act providing for the establishment of police pension funds or pension annuities in certain boroughs, towns and townships, and the regulation and maintenance thereof; * *," changing the age at which a member of the police force may retire.

Referred to the Committee on State Government.

By Messrs. POLEN and McCANN — HOUSE BILL No.1543

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), further regulating reimbursements and audits.

Referred to the Committee on Education.

By Messrs. BROWN, P. J. MURPHY and GAILEY — HOUSE BILL No. 1544

An Act amending the act of April 23, 1909 (P. L. 141), entitled "An act providing for the use of borough and township lockups and city or county prisons, for the detention of prisoners * * *," increasing daily compensation of boroughs, cities and townships from the county treasury for each prisoner incarcerated.

Referred to the Committee on Counties.

By Mr. GALLAGHER — HOUSE BILL No. 1545

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey 0.113 acres, more or less, of land situate in Lumberville Village, Solebury Township, Bucks County.

Referred to the Committee on State Government.

By Mr. GALLAGHER — HOUSE BILL No. 1546

An Act to provide for an additional law judge of the court of common pleas in the seventh judicial district.

Referred to the Committee on Judiciary.

By Messrs. FULMER, STROUP, DOUGHERTY and SCARCELLI — HOUSE BILL No. 1547

An Act amending the "State Employes Retirement Law" approved June 27, 1923 (P. L. 858), permitting certain State employes to return to State service without diminishing their rights and imposing limitations.

Referred to the Committee on State Government.

By Messrs. BROWN, ESHLEMAN, HAMILTON and PRENDERGAST — HOUSE BILL No. 1548

An Act requiring any bank, or bank and trust company incorporated under the laws of this Commonwealth, to honor requests for payment from the creditors of their depositors when authorized to do so by the depositor; imposing duties on the banks, creditors and depositors; and fixing liability for non-compliance with the act.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. TAYLOR, SULLIVAN, SCHAAF and ARLENE HOUSE BILL No. 1549

An Act amending the "Magistrates' Courts Act, one thousand nine hundred twenty-seven," approved May 10, 1927 (P. L. 866), establishing six additional magistrates' courts in Philadelphia.

Referred to the Committee on Judiciary.

By Messrs. CAPANO, GIBB, WHEELER and Goldstein HOUSE BILL No. 1550

An Act amending "The Liquid Fuels Tax Act," approved May 21, 1931 (P. L. 149) providing that permits shall remain in effect continuously.

Referred to the Committee on State Government.

By Messrs. COOPER, GOLDSTEIN, IRVIS and CLARKE. HOUSE BILL No. 1551.

An Act amending the "Public School Employes Retirement Law" approved July 18, 1917 (P. L. 1043), providing a further minimum State annuity upon superannuation retirement.

Referred to the Committee on Education.

By Messrs. TAYLOR, SULLIVAN, SCHAAF and ARLENE. HOUSE BILL No. 1552.

An Act amending "The Vehicle Code," approved April 29, 1959 (Act No. 32) making certain pleas and payments of fines and cost in summary proceedings inadmissible as evidence in certain administrative or judicial proceedings arising out of the same violations, facts or circumstances.

Referred to the Committee on Judiciary.

By Messrs. TAYLOR, SULLIVAN, SCHAAF and ARLENE. HOUSE BILL No. 1553.

An Act amending "The Vehicle Code" approved April 29, 1959 (Act No. 32), regulating electrically operated traffic signals in cities of the first class.

Referred to the Committee on Motor Vehicles.

By Messrs. GAILEY, RUDISILL, TOMPKINS and STECKLE. HOUSE BILL No. 1544.

An Act amending the act of June 21, 1937 (P. L. 1982), entitled "An act authorizing the Supreme Court of Pennsylvania to prescribe rules of practice and procedure in civil actions at law and in equity in certain courts of this Commonwealth, to prescribe rules and regulations for the conduct of any general business, either civil or criminal, by judges of any court of record; * * *" authorizing the Supreme Court of Pennsylvania to make rules for the orphans' courts for the purpose of making information available with respect to charitable gifts and charitable trusts and to facilitate the enforcement thereof.

Referred to the Committee on Judiciary.

By Messrs. A. D. WILLIAMS, STEWART, A. J. MURPHY and O'NEIL. HOUSE BILL No. 1555.

An Act amending the "Selective Sales and Use Tax Act," approved March 6, 1956 (P. L. 1228), exempting from the tax all equipment used in broadcasting radio and television programs by licensed stations.

Referred to the Committee on Ways and Means.

By Messrs. SCARCELLI, DOUGHERTY and ESHBACK. HOUSE BILL No. 1556.

An Act amending "The Vehicle Code," approved April 29, 1959 (Act No. 32) changing the definition of the term "judgment."

Referred to the Committee on Judiciary.

By Messrs. PETROSKY and WILLAREDT. HOUSE BILL No. 1557.

An Act creating the Bureau of Verification of Assistance Grants in the Department of Justice; prescribing its duties and transferring to the Bureau certain functions heretofor performed by the Department of the Auditor General.

Referred to the Committee on State Government.

By Messrs. EILBERG and DOUGHERTY. HOUSE BILL No. 1558.

An Act amending "The Vehicle Code," approved April 29, 1959 (Act No. 32) providing for special registration plates for persons licensed to practice medicine and surgery in Pennsylvania.

Referred to Committee on Motor Vehicles.

By Messrs. BRETH AND TOMPKINS. HOUSE BILL No. 1559.

An Act amending the "Water Well Drillers License Act," approved May 29, 1956 (P. L. 1840), changing the provisions relating to reports.

Referred to the Committee on Professional Licensure.

By Messrs. BRETH and ZIMMERMAN. HOUSE BILL No. 1560.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), further regulating the price to be paid for State forest lands.

Referred to the Committee on State Government.

By Messrs. BRETH and WILLAREDT. HOUSE BILL No. 1561.

An Act authorizing the Dept. of Property and Supplies, * * * to assign, transfer and set over to the Pa. Game Commission the use, control and jurisdiction of 158.89106 acres, more or less, of land situate in Limerick Township, Montgomery County.

Referred to the Committee on State Government.

By Messrs. A. M. LEE, T. H. W. JONES, GAILEY and RUDISILL. HOUSE BILL No. 1562.

An Act amending the "Incompetents' Estates Act of 1955" approved February 28, 1956 (P. L. 1154) including the person of an incompetent within the provisions of the act, and providing for appointment of a co-guardian or succeeding guardian.

Referred to the Committee on Judiciary.

By Messrs. A. M. LEE, T. H. W. JONES, GAILEY and RUDISILL. HOUSE BILL No. 1563.

An Act amending the "Banking Code," approved May 15, 1933 (P. L. 624), eliminating certain provisions relating to corporate fiduciaries.

Referred to the Committee on Banking and Building and Loan Associations.

By Messrs. A. M. LEE, T. H. W. JONES. GAILEY and RUDISILL. HOUSE BILL No. 1564.

An Act amending the "Intestate Act of 1947," approved April 24, 1947 (P. L. 80), prescribing the spouse's rights

in the decedent's estate, and eliminating dower and statutory rights in lieu thereof of a widow in real estate conveyed by her husband in his lifetime without her joinder.

Referred to the Committee on Judiciary.

By Messrs. A. M. LEE, T. H. W. JONES. GAILEY and RUDISILL. HOUSE BILL No. 1565.

An Act amending the "Principal and Income Act of 1947" approved July 3, 1949 (P. L. 1283), providing for the disposition of capital gains dividends and the increment in value of certain United States Treasury bills.

Referred to the Committee on Judiciary.

By Messrs. A. M. LEE, T. H. W. JONES. GAILEY and RUDISILL. HOUSE BILL No. 1566.

An Act amending the "Orphans' Court Act of 1951," approved August 10, 1051 (P. L. 1163), conferring exclusive jurisdiction of control of decedent"s burial on the orphans' court, and giving it concurrent jurisdiction with regard to guardians of the person of incompetents.

Referred to the Committee on Judiciary.

By Messrs. MERRY, EILBERG, McKEEVER and STROUP. HOUSE BILL No. 1567.

An Act amending "The Vehicle Code" approved April 29, 1959 (Act No. 32), changing provisions relating to traffic cntrol and rules of the road.

Referred to the Committee on Motor Vehicle.

By Messrs. MERRY, EILBERG, McKEEVER and STROUP. HOUSE BILL No. 1568.

An Act amending "The Vehicle Code," approved April 29, 1959 (Act No. 32) further regulating speed on highways; imposing powers and duties on the Secretary of Highways; limiting powers of the Secretary of Revenue; and increasing penalties.

Referred to the Committee on Motor Vehicle.

By Messrs. A. W. JOHNSON, HELM, BOWER and BUCHANAN. HOUSE BILL No. 1569.

An Act creating the Pennsylvania Higher Education Assistance Authority as a body corporate and politic; defining its powers and duties; regulating loans and guarantee of loans by the authority; conferring powers and imposing duties on the Governor, President pro Tempore of the Senate, Speaker of the House of Representatives, Superintendent of Public Instruction and the Department of Banking.

Referred to the Committee on State Government.

By Messrs. WALSH and McLAUGHLIN. HOUSE BILL No. 1570.

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177), creating the Commission of Veterans' Affairs as an administrative commission in the Department of State; abolishing the State Veterans' Commission and the office of deputy adjutant general in charge of veterans' affairs, and transferring their powers and duties to the Commission for Veterans' Affairs.

Referred to the Committee on State Government.

By Messrs. DEVLIN, KAMYK, AGNEW and GIBB. HOUSE BILL No. 1571.

An Act amending the act of May 13, 1915 (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; * * *" further prescribing work in which minors may engage, and further regulating working hours, minors' employment certificates and proof of age, changing the penalties and further regulating prosecutions and providing a short title.

Referred to the Committee on Welfare.

By Messrs. WALSH and McLAUGHLIN. HOUSE BILL No. 1572.

An Act amending the "Second Class County Code," approved July 28, 1953 (P. L. 723), further regulating employes' eligibility for retirement allowance and reinstatement and requirements for credit for previous service.

Referred to the Committee on Cities—Counties Second and Second Class A.

By Messrs. McLAUGHLIN and COOPER. HOUSE BILL No. 1573.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 23 acres, more or less of land situate in Collier Township, Allegheny County.

Referred to the Committee on State Government.

By Messrs. AGNEW, STEVENS and GIBB. HOUSE BILL No. 1574.

An Act amending the "Second Class County Assessment Law," approved June 21, 1939 (P. L. 626), providing that assessments may not be increased more than twenty per centum in a triennial period and providing certain exceptions.

Referred to the Committee on Cities—Counties Second and Second Class A.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. WALSH and McLAUGHLIN. RESOLUTION No. 65.

In the House of Representatives, May 5, 1959.

Whereas, The Congress of the United States has duly voted the admission of the former territories of Alaska and Hawaii as the Forty-Ninth and Fiftieth States respectively, and

Whereas, The admission of the aforesaid former territories of Alaska and Hawaii as duly constituted states will necessitate the redesign of the union in the flag of the United States to incorporate two additional stars representing the aforesaid Alaska and Hawaii, and

Whereas, The department of Pennsylvania of the Veterans of Foreign Wars is currently conducting a campaign, known as the Family Flag Crusade, to encourage all citizens to obtain and display the new flag when its design has been approved by the President of the United States of America, and

Whereas, The Family Flag Crusade is a patriotic endeavor to encourage and express love of country and pride in the principals and ideals associated with our National Emblem,

The General Assembly of the Commonwealth of Pennsylvania approves and endorses the Family Flag Crusade and urges all citizens of the Commonwealth to join with the Pennsylvania Department of the Veterans of Foreign Wars in furthering ownership and proper display of the New Flag of the United States containing the Forty-Ninth and Fifitieth Stars representing our Sister States of Alaska and Hawaii.

Referred to the Committee on Rules.

By Messrs. DAVIS and GIBSON (Concurrent)

RESOLUTION No. 66.

In the House of Representatives, May 5, 1959.

State Route 666 parallels Tionesta Creek for most of its course as it winds among the wooded hills and scenic valleys of Warren and Forst Counties. It is a route of exceptional natural beauty and historically significant.

At the lower terminal, the village of East Hickory, is the site of the mission established in 1769 by the great Moravian missionary David Zeisberger. This mission was erected there in the Munsee-Delaware Indian settlement of Goschgoschink.

David Zeisberger's influence upon the Munsee-Delaware tribe was profound. By the dramatic conversion to Christianity of the war chief Olickhican, "Gun Sight," who had come to Goschgoschink to get rid of him, Zeisberger paved the way for the establishment of the Moravians farther west in the heart of the Delaware country. This growth of Christian faith undoubtedly contributed to the eventual settlement of the Northwest Territory; therefore be it

Resolved (the Senate concurring), That the Secretary of Highways is hereby urged to name State Route 666, the David Zeisberger Highway, and to place appropriate markers thereon.

Referred to the Committee on Rules.

By Mr. KUBITSKY. RESOLUTION (Not Printer).

In the House of Representatives, May 5, 1959.

May 1, 1959, marked the death of Joseph C. Gallagher, a well-known labor leader and former member of the House of Representatives.

Mr. Gallagher, a native of Freeland, Pa. and the son of the late John F. and Mary (Brogan) Gallagher, passed away at the age of 56 following an illness of about three weeks.

Joseph C. Gallagher served as President and Chairman of the Mine Committee of Local Union No. 2477, UMWA, at the Jeddo No. 5 operations of the Jeddo-Highland Coal Company from 1928 to 1936, when he became an organizer for District No. 7 of the United Mine Workers of America. He served in that capacity until March, 1942, when he was commissioned as an International Representative of the organization. In performing his duties as an International Representative, Mr. Gallagher served the membership of the United Mine Workers of America in many sections of Pennsylvania, West Virginia, Kentucky, Tennessee and Maryland.

In 1940 Mr. Gallagher was elected to the Pennsylvania General Assembly, and ably served in that capacity for a two year term. In addition thereto he has served as a member of the Labor-management Advisory Committee of Pennsylvania since 1947.

The outstanding services which Joseph C. Gallagher has rendered in the furtherance of labor and his fellow man will be remembered and enjoyed long after his passing. His unselfish endeavors will serve as a guide and inspiration for future leaders in the field of labor; therefore be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania hereby extends to the widow, family and loved ones of Joseph C. Gallagher its sincere condolances upon his death, and be it further

Resolved, That a copy of this resolution be transmitted to his widow, Mary M. Gallagher.

Referred to the Committee on Rules.

By Messrs. KORNS, NAUGLE, FARABAUGH, ROVANSEK and LOPRESTI. Resolution (Not Printed)

In the House of Representatives, May 5, 1959.

On August 24, 1958, Trooper Stephen R. Gyurke, Pennsylvania State Police Force died in the line of duty while serving with Troop B-2 (Turnpike Division) of the Somerset sub station.

Born on July 3, 1929 at Nettleton, Cambria County, Pennsylvania, he was the son of Michael and Julia Kozar Gyurke. After attending the public schools of Blacklick Township, Cambria County, he enlisted in the U. S. Army in 1948 where he rose to the rank of Sergeant.

Receiving an honorable discharge from the service in 1952, he entered the Pennsylvania State Police Force as a student recruit on October 4, 1954. After completing his basic course of study he was promoted to private and assigned duty at Troop E-1, Erie, Pennsylvania, and transferred to Troop B-2 (Turnpike division) in December, 1955.

Private Gyurke, by his devotion to duty, his integrity, and his ability exemplified the ideal Trooper. In the short span of his life he conscientiously and unselfishly served his state, his nation and his God.

While this resolution is but a small tribute to one who contributed so much to his fellowmen, we hope that the memory of Trooper Gyurke will serve as an inspiration to his fellow members of the Pennsylvania State Police Force; therefore be it

Resolved, That the House of Representatives of the Commonwealth of Pennsylvania hereby pays tribute to Trooper Stephen R. Gyurke, and expresses its sincere condolence to his loved ones upon his death; and be it further

Resolved, That copies of this resolution be transmitted to his wife, Margaret Hruska Gyurke, his mother Mrs. Julia Gyurke, his brother Trooper William F. Gyurke and Commissioner Frank G. McCartney.

Referred to the Committee on Rules.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

SPECIAL FUNDS BUDGET MESSAGE

GOVERNOR DAVID L. LAWRENCE
HARRISBURG, PENNSYLVANIA,
WEDNESDAY, MAY 6, 1959

Mr. Lieutenant Governor, Mr. Speaker, Members of the General Assembly: ,

I have the honor to transmit herewith the budget estimates and requests for the various special funds, whose uses, under statutory law and the Constitution, are restricted to specific public purposes.

Included in this budget are provisions for the Game Fund, the Fish Fund, the Banking Department Fund, the Milk Control Fund, the State Farm Products Show Fund, and—major among them all—the Motor License uFnd.

Because the Motor License Fund is, by far, the largest of all of these special funds, it seems proper to devote my remarks to a description of the requests in this category, both in terms of the program to be accomplished and of the revenue necessary to carry it out. However, I should point out that each category of this budget has been carefully reviewed and scrutinized by the operating agencies themselves, by the Budget Office, and other reviewing officials in a determined effort to keep costs at the lowest possible level.

As was the case with the General Fund Budget which I presented, there is little element of surprise about the Motor License Fund recommendations. Since this Administration assumed office late in January, the Secretary of Highways has made clear the problems facing his department. Before that time, various groups and individuals have emphasized the necessity to raise additional revenue if Pennsylvania is to maintain its vast highway system properly, and if it is to improve and expand that system to meeet today's needs and those we can reasonable expect in the future.

Some of the problems of Pennsylvania's Department of Highways were dealt with, in detailed fashion, by the Automotive Safety Foundation in its report of last August.

You will recall that the then—Governor and the General Assembly called upon this expert agency to survey the operations of the Department and to make recommendations on needed improvements.

When the report was made public, both candidates for Governor supported the bulk of the suggestions it contained, as did various other individuals and groups concerned with the adequacy of Pennsylvania's highways.

Various recommendations of the Automotive Safety Foundation will be implemented through this budget as it is presented to you. Other features, which do not require additional financing, will be embodied in legislation soon to be introduced for action by the General Assembly.

It is hardly necessary to comment upon the impact of the State's highway system upon the economy of the Commonwealth and upon the well-being of its citizens. Motor vehicle registration is increasing year in and year out. The dependence upon highway transportation, for pleasure, business, and industrial activities, becomes more evident with each passing day.

Unfortunately, we have not kept pace fully with the increasing traffic demands on our present highways, nor have we been able to provide the new highways necessary to unify this State and to increase its economic potential. On the other hand, we have, in the past several years, carried on a record-breaking construction program, while, at the same time, gearing up the Department itself for the enlarged responsibilities imposed upon it, both by the ever-growing traffic volumes and by the Federal Highway program.

We need to do still more. And that is precisely what this budget proposes.

We must make certain that we utilize fully the Federal funds which will be available to us and that none of these sorely-needed monies is diverted to some other state because of a default on our part, in financing, in planning, or in programming.

As essential as the Federal-aid program is, we cannot overlook the fact that half of Pennsylvania's 41,670-mile State highway system must be constructed from 100 per cent State funds.

Nor can we ignore the engineers' reports that 4600 bridges on the State network are load restricted and obsolete.

We know—and the Automotive Safety Foundation reinforced that knowledge—that Pennsylvania has not done a good job in traffic engineering and that its directional signs are woefully inadequate.

The program of roadside rests, which has proved extremely popular both for Pennsylvanians and for out-of-State tourists, should be expanded.

Right-of-way costs are reaching a staggering figure, and the need to improve and modernize our maintenance program is undeniable.

All of these factors, which have a direct effect upon the State's highway program, apply to the responsibilities of local governments in Pennsylvania as well. No one needs to be reminded that these governmental units, in common with all others, are having a difficult time meeting their obligations in this and in other programs.

Finally, it is essential that Pennsylvania's highway needs be looked at, not from the viewpoint of a biennium or of the term of a single administration, but for a longer period of time, just as the Federal program was established.

Highways Secretary Martin, whose knowledge in this field, both as an engineer and as a planner, is unchallenged, has calculated that we must spend $3 billion over the next twelve years for construction and reconstruction. On an annual basis, this calls for a construction budget, excepting maintenance, right-of-way costs, and other obligations, of $250,000,000.

All of this then leads us to the figures of this budget, as it pertains to the Motor License Fund.

The recommended expenditures for 1959-61 highway purposes are $989,237,527. To finance such a program will require the continuation of the present gasoline tax and its increase by one cent a gallon. It is estimated that the increase in this levy, to be collected for 22 months in the next biennium, will be $56,800,000, of which $11,360,000 would be returned to local governments for highway purposes as presently provided by law. Beyond this increase it is recommended that the passenger car registration fee be established at $15 annually, rather than the present ten dollar rate. This would yield an additional $35 million for the next two years. This budget also proposes raising the cost of drivers' licenses to three dollars a year, an increase of two dollars over the present charge. The biennial income from this increase is estimated at $22 million. Totally, these adjustments, plus other miscellaneous increases in local government contributions, would produce $116,895,000 in new State funds for the highway budget.

Because of these increases, we will be able to enlarge the Federal monies available to us in 1959-61 by $135,337,624. Putting the two sums together, the total in revenue for the highway program would amount to $252,232,624 for the biennium. Under this budget, as recommendned, Federal funds would total $332,718,440, as compared with the $198 million available for the 1957-59 biennium.

Money available for the Motor License Fund for the next biennium amounts to $991,358,948, including a cash balance, as of June 1st, estimated to be $55,748,656. Of this latter amount, $45 million is encumbered. At the conclusion of the 1959-61 biennium it is projected that there will be a cash surplus of $2,121,421.

The program to be financed by this revenue has been balanced, as it pertains to the Federally-aided system and to that portion of the highway network which is entirely the State's responsibility. For example, construction on the 100 per cent State highways would receive $124 million, as compared with $94 million provided for this purpose in 1957-59. This money will resurface approximately 1240 miles of roadway, resurface and widen another 700 miles, reconstruct and relocate 280 additional miles and rebuild about 300 smaller bridges.

Construction on the Federally-aided part of the State highway system would amount to $371,762,371, of which $88,248,931 would be State funds. This compares with $266 million devoted to Federal primary, secondary, urban, and interstate highways in the 1957-59 biennium.

In road maintenance, for which $93 million was allocated in the current biennium, the request in this budget calls for $105 million. Right-of-way costs, for which $55 million was provided in the 1957-59 program, increases, under the terms of this budget, to $89 million. It is interesting to note, however, that the State funds devoted for this purpose in 1959-61 will be about a million dollars less than in the current biennium.

At this point, I want to emphasize that the Federal funds which will come to Pennsylvania for its highway program should not in any way be considered largess. It is the proper return of money paid by Pennsylvania taxpayers in Federal gasoline taxes.

To carry out the program called for in this budget requires extensive engineering work. The department expects to spend $60,600,000 for engineering in the coming biennium, an increase of $5,600,000 over the actual and estimated expenditures in 1957-59. However, again in keeping with the announced policy of this Administration and with the recommendations of the Automotive Safety Foundation, the greatest portion of this work will be carried out by departmental engineering forces, which are being strengthened with each pasing day. The amount of work to be contracted out is expected to be $5 million less than in the current biennium.

The other major items called for include $71,628,321, for non-highway departments, $21,750,000 for administration, and $17,500,000 for rentals to the State Highway and Bridge Authority. This latter amount takes into consideration the contemplated sale of $20 million worth of bonds to finance projects already committed. Although this sale will bring the total bonds outstanding to the authorized limit for the Highway and Bridge Authority, this budget does not advocate raising this ceiling. This is in keeping with a desire to keep the highway program as nearly to a pay-as-you-build basis as possible.

Totally, this budget is predicated on an ambitious highway construction and maintenance program. It is, I am

assured, an entirely feasible program. Beyond that, I am convinced it is a necessary program.

Pennsylvania is in the throes of a great competitive struggle with other states for its economy security and progress. The calibre and adequacy of our transportation facilities are key factors in this struggle.

I need not point out to the members of the Legislature the importance of our highway system, nor need I emphasize that the demands for new facilities are pressing in every section of the Commonwealth. The program to be paid for under the terms of this budget will not provide all these facilities as rapidly as many of us would like to see. It does, however, assure us that we can biuld new highways, reconstruct and modernize existing ones, and maintain the entire system effectively and wisely.

This is a program geared to meet the demands of the automotive age.

It will be carried out by a department which this Administration intends to make as good as the best anywhere in the Nation.

To achieve these goals means the adoption of this budget essentially as it is set forth.

Needless to say, it is the right and duty of the members of the Legislature to scrutinize this document carefully and diligently, and to examine the program it would bring into being.

Accordingly, I respectfully urge your thoughtful and prompt consideration of this budget.

DAVID L. LAWRENCE.

(For 19th Biennial Budget see appendix.)

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 157.

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L. 448) authorizing artificial propagation licensees to kill frogs and tadpoles.

With the information that the Senate has passed the same without amendment.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:

Senate Bills for concurrence Nos. 14, 374, 405, 444, and 453.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Varallo for Mr. BRANCA for today.

Mr. Tompkins for Mr. LIGHT for today.

REPORTS FROM COMMITTEES

Mr. P. G. MURRAY from the Committee on Insurance, reported as committed, House Bill No. 1125, entitled:

An Act amending the act of May 11, 1949 (P. L. 1210), entitled "An act relating to group life insurance; * * *," providing that policies issued to insure employes of a public body may provide that the term "employe" shall include elected or appointed officials.

Mr. SCHWARTZ from the Committee on Insurance, reported as committed, House Bill No. 1166, entitled:

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one," approved May 17, 1921 (P. L. 789), constituting insurance agents and brokers fiduciaries with respect to funds received as insurance agents or brokers.

Mr. PURSLEY from the Committee on Insurance, reported as committed, House Bill No. 1311, entitled:

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921 (P. L. 682), permitting certain additional insurance companies to come within the provisions thereof.

Mr. BROWN from the Committee on Insurance, reported as committed, House Bill No. 1348, entitled:

An Act amending "The Insurance Company Law of 1921," approved May 17, 1921 (P. L. 682), prohibiting companies, associations or exchanges in which the major financial interest is held by certain governments or their political subdivisions, their instrumentalities or agencies from doing business.

Mr. PRENDERGAST from the Committee on Insurance, reportetd as committed, House Bill No. 1350 entitled:

An Act amending "The Fire Marine and Inland Marine Rate Regulatory Act" approved June 11, 1947 (P. L. 551), prohibiting rates based on ficitious grouping of risks.

Mr. PURSLEY from the Committee on Insurance, reported as committed, House Bill No. 1351, entitled:

An Act amending "The Casualty and Surety Rate Regulatory Act," approved June 11, 1947 (P. L. 538) prohibiting rates based on ficitious grouping of risks.

Mr. WILLAREDT from the Committee on Insurance, reported as amended, Senate Bill No. 120, entitled:

An Act amending the act of May 17, 1921 (P. L. 682) entitled "The Insurance Company Law of 1921" providing for the clarification of The Standard Fire Insurance Policy of the State of Pennsylvania as it relates to losses or damage caused by nuclear reaction nuclear radiation or radioactive contamination.

REPUBLICAN CAUCUS

Mr. A. W. JOHNSON. Mr. Speaker, I would like permission of the House to hold a Republican Caucus for about 15 minutes.

Mr. McCANN. Mr. Speaker, there will not be a Democratic caucus, for we have covered the entire calendar on third reading and second reading, and all of our bills are marked accordingly.

I would like to ask our Membership, then, since we will be out of the House for thirty minutes exactly, those who want to eat a bite may go now for thirty minutes and be back here on the dot.

RECESS

The SPEAKER. The Minority Leader requests permission of the House to hold a Republican Caucus for 15 minutes. The Chair hears no objection, and declares a recess for one-half hour.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 35.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing temporary investment of city funds.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 157.

An Act amending "The Fish Law of 1925" approved May 2, 1925 (P. L. 448) authorizing artificial propagation licensees to kill frogs and tadpoles.

SENATE BILL No. 35.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" authorizing temporary investment of city funds.

SENATE BILL No. 266.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" further providing for salaries of mayor and councilmen in newly created cities.

Whereupon,
The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGES

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate:
Amended House Bill returned for concurrence No. 758.

BILLS ON FIRST READING

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 33, entitled:

An Act amending the act of June 18, 1941 (P. L. 137) entitled "An act providing for the appointment powers and control of members of volunteer fire companies as special fire police and conferring powers on them at fires attended by their fire companies in any city borough town and township" extending the rights and powers of special fire police to other duties performed upon request of municipal authorities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 148, entitled:

An Act amending "The Penal Code" approved June 24, 139 (P. L. 872) prohibiting unprotected abandoned mines and quarries in places accessible to children.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 176, entitled:

An Act prohibiting mining under rivers streams and large bodies of water and within two hundred feet of the high water mark thereof without prior approval therefor and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 323, entitled:

An Act amending the "Banking Code" approved May 15, 1933 (P. L. 624) extending the time in which the department may approve articles of incorporation amendment or merger * * * and further providing for the powers and limitations on powers of corporations authorized to engage in a banking business.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 466, entitled:

An Act amending the "Second Class County Code" approved July 28, 1953 (P. L. 723) authorizing appropriations to posts of the Italian American War Veterans of the United States Incorporated to help defray the costs of Memorial Day and Armistice Day and authorizing such organizations to collect prepare and file data concerning burial places of military naval and other combat personnel with the county commissioners.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 468, entitled:

An Act amending the "Second Class County Code" approved July 28, 1953 (P. L. 723) further regulating membership of the board of managers of the memorial monument or memorial hall in honor of the soldiers sailors and marines of the county and providing rooms for use of the Italian American War Veterans of the United States, Incorporated.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 632, entitled:

An Act amending the act of May 11, 1949 (P. L. 1116) entitled "An act to regulate deliveries of light fuel oil to domestic consumers * * *" requiring that vehicles delivering light fuel oil be equipped with meters capable of furnishing printed receipts and requiring that such receipts be furnished to consumers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 998, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949, defining distressed school dis-

tricts * * * defining the powers and duties of the Superintendent of Public Instruction.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1113, entitled:

An Act amending the act of March 7, 1901 (P. L. 20) entitled "An act for the government of cities of the second class" increasing the maximum penalties which may be enforced.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1237, entitled:

An Act amending the "Banking Code" approved May 15, 1933 (P. L. 624) further regulating the pledge of assets for deposits.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1246, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) providing for the payment of interest on account of unpaid salaries of employes of school districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1363, entitled:

An Act amending the act of May 28, 1915 (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities * * *" providing for additional payments to certain pensioned or retired employes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1365, entitled:

An Act amending the "Anthracite Coal Mining Law" approved June 2, 1891 (P. L. 176) changing applicability of act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1454, entitled:

An Act amending the "Bituminous Coal Open Pit Mining Conservation Act" approved May 31, 1945 (P. L. 1198) further reguating time when operation shall be deemed completed.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1455, entitled:

An Act amending the "Bituminous Coal Open Pit Mining Conservation Act" approved May 31, 1945 (P. L. 1198) changing penalties in regards to certain actions relating to registration and furnishing of bonds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1491, entitled:

An Act authorizing the Department of Highways in cooperation with the Department of Mines and Mineral Industries to construct strips of highways using coal as a road building material.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1520, entitled:

An Act amending "The Liquid Fuels Tax Act" approved May 21, 1931 (P. L. 149) increasing the permanent tax.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1521, entitled:

An Act amending the "Fuels Use Tax Act" approved January 14, 1952 (P. L. 1965) increasing the permanent excise tax.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 60, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" authorizing the temporary investment of funds by certain school districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 181, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828) entitled "Fiduciaries Investment Act of 1949" making obligations of banks for cooperatives authorized investments.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 182, entitled:

An Act amending the act of May 15, 1933 (P. L. 624) entitled as amended "Banking Code" further providing for lending and investment powers of banks and banks and trust companies and certain savings banks.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 183, entitled:

An Act amending the act of April 5, 1917 (P. L. 47) entitled "An Act specifying additional securities in which trustees or directors of savings banks savings institutions and providing institutions chartered under general or special acts of Assembly may invest moneys deposited therein" providing for investments in debentures bonds or other obligations issued under the authority of certain acts of Congress.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 60, entitled:

An Act amending the act of May 29, 1945 (P. L. 1108), entitled "An act authorizing the establishment construction and maintenance of limited access highway and local service highways * * *" requiring that areas under elevated portions of limited access highways in urban areas be lighted and regulating parking under elevated portions of limited access State highways.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 317, entitled:

An Act prohibiting the erection and maintenance of certain advertising devices along highways on the National System of Interstate and Defense Highways * * *.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1017, entitled:

An Act amending the act of May 23, 1945 (P. L. 903), entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities," providing for a pension to widows of employes retired on pension or killed in the service and providing for an increase in contributions into the retirement fund.

The first section was read.

On the question,

Will the House agree to the section?

Mr. POLASKI offered the following amendment:

Amend Sec. 1 (Sec. 4), page 2, line 7, by striking out "The" and inserting: "If council elects by ordinance to make such payments the"

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. POLASKI offered the following amendment:

Amend Sec. 2 (Sec. 5), page 2, line 20, by striking out "plus" and inserting: "and, if the council elects to make such payments"

It was agreed to.

The section was agreed to as amended.

The third section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. POLASKI offered the following amendments:

Amend Title, page 1, fourth line of Title, by striking out "providing for" and inserting: "authorizing"

Amend Title, page 1, last line of Title, by inserting after "fund" "if council elects to pay such a pension."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1052, entitled:

An Act amending "The Third Class City Code," approved June 23, 1931 (P. L. 932), providing for payments to widows of policemen, firemen and employes retired on pension or killed in the service and providing for an increase in contributions into the retirement fund.

The first section was read.

On the question,

Will the House agree to the section?

Mr. POLASKI offered the following amendments:

Amend Sec. 1 (Sec. 4301), page 2, line 9, by striking out "plus" and inserting: "and, if council elects by ordinance to make such payments."

Amend Sec. 1 (Sec. 4301), page 2, line 19, by inserting after "members" "if council so elects."

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. POLASKI offered the following amendment:

Amend Sec. 2 (Sec. 4303), page 3, line 9, by striking out "The" and inserting: "If council elects by ordinance to make such pyments, the."

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. POLASKI offered the following amendments:

Amend Sec. 3 (Sec. 4320), page 4, line 4, by striking out "plus" and inserting: "and, if council elects by ordinance to make such payments."

Amend Sec. 3 (Sec. 4320), page 5, line 12, by inserting after "members" "if council so elects."

Amend Sec. 3 (Sec. 4321), page 6, line 10, by striking out "shall" and inserting: "may, if council so elects."

Amend Sec. 3 (Sec. 4322), page 7, line 4, by striking out "Payments" and inserting: "If council elects by ordinance to make such payments."

Amend Sec. 3 (Sec. 4322), page 7, line 5, by inserting after "1960": "such payments."

They were agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. POLASKI offered the following amendment:

Amend Sec. 4 (Sec. 4340), page 8, line 3, by inserting after "members": "if council so elects."

It was agreed to.

The section was agreed to as amended.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. POLASKI offered the following amendment:

Amend Sec. 5 (Sec. 4343), page 8, lines 12, by striking out "The" and inserting: "If council elects by ordiance to make such payments, the."

It was agreed to.

The section was agreed to as amended.

The sixth section was read.

On the question,

Will the House agree to the section?

Mr. POLASKI offered the following amendment:

Amend Sec. 6 (Sec. 4344), page 9, line 6, by striking out "plus" and inserting: "and, if council elects by ordinance to make such payments."

It was agreed to.

The section was agreed to as amended.

The seventh section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. POLASKI offered the following amendments:

Amend Title, page 1, third line of Title, by striking out "providing for" and inserting: "authorizing."

Amend Title, page 1, last line of Title, by inserting after "fund": "if council elects to make such payments."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1213, entitled:

An Act amending "The Mental Health Act of 1951" approved June 12 1951 (P L 533) further regulating the payment of costs for the care of patients and limiting liability for such payment.

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. RENWICK offered the following amendment:

Amend Sec. 2 (Sec. 726), page 3, line 4 by inserting brackets before and after "Payment of" and inserting immediately thereafter: "Agreement to pay."

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. RENWICK offered the following amendment:

Amend Title, page 1, fourth line of Title by inserting after "thereto": "changing requirements for admission or detention of patients."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1232, entitled:

An Act amending the act of June 27 1923 (P L 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof . . ." adding certain additional requirements for loans for which members' rights may be assigned as security . . . requiring the retirement board to pay to credit unions the amount of money which such credit union has loaned . . ."

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1341, entitled:

An Act lapsing the unexpended and unencumbered balance of a certain appropriation from the General Fund to the Department of Property and Supplies.

And said bill having been read at length the second time and agreed to.

Ordered, to be transcribed for third reading.

RULING BY SPEAKER

The SPEAKER. The House has requested a clarification of the parliamentary equities involved in a particular situation. The situation was this:

A Member of the House, after having secured unanimous consent to address the House, proceeded to discuss a bill which he had introduced. A point of order was raised that the discussion was out of order.

It was argued that it was in derogation of the Constitution to permit the consideration by the House of any measure that had not regularly been reported from committee and printed. In the opinion of the Chair, the question raised involves an interpretation, from the standpoint of parliamentary procedure as to the differences between "discussion" and "consideration." One of the formulas regularly used by the Chair runs after this fashion:

This bill has been read three times at length, considered and agreed to.

In the opinion of the Chair, the word "considered," when employed in the usual parliamentary setting, implies a united action, an action designed to promote and move in the direction of some definite decision. "Discussion", on the other hand, is a matter in which only one Member might be primarily concerned. It has been the established practice in the past for Members of this House, for various reasons peculiar to themselves, to ask unanimous consent to make a statement. It has been the practice, when such request is made for the Speaker to respond: The Chair hears no objection, and the gentleman may proceed.

Once unanimous consent is given a Member to make a statement, it would seem to the Chair that the Member is confined only by the recognized rules relating to propriety and that the limitations placed upon the Member speaking are dictated only by the patience of the House

which, having granted leave to speak, can terminate the discussion.

The Chair therefore holds, in accordance with long-established practices of the House and in conformity with what we believe is correct parliamentary procedure, a Member, once having obtained unanimous consent to speak without any limitations being imposed relating to duration or substance of the discussion, can discuss future legislative projects of particular concern only to himself without being in derogation of either the Rules of the House or of any Constitutional provision.

The Chair observes, incidentally, that when a Member of the House raises a point of order based upon his interpretation of the Constitution that the matter is referred to the House for its decision.

If, however, the Chair precipitates the discussion based upon the interpretation of Constitutional provisions, that the Chair must then himself attempt to resolve the issue that the Chair has himself raised.

It is therefore held that when it is contended a Member of the House, who has obtained unanimous consent to address the House, is out of order because he elects to discuss some matter of particular concern to himself, is not well-taken.

Since the substance of the issue involves the interpretation of the language of the Constitution, the Chair submits the opinion to this House for its approval or disapproval.

Mr. LOPRESTI. Mr. Speaker, having been temporarily in the Chair at the time when the question arose yesterday afternoon, I believe that I should make some few remarks concerning the question, and I would say at this point that I am wholly in agreement with the opinion as expressed by the Speaker of the House this morning.

It is my opinion that the interpretation to be placed upon the word "consider" is such that the action of the House itself would be involved in the discussion. Then when a Member is merely discussing it from his particular point of view, without calling for action upon the House, that actually the House itself is not considering the particular legislation; therefore it is my opinion that we should raise the question here by a motion.

MOTION TO SUSTAIN OPINION OF SPEAKER

Mr. LOPRESTI. Mr. Speaker, I move that the opinion of the Chair be sustained.

On the question,

Will the House agree to the motion?

PARLIAMENTARY INQUIRY

Mr. BOIES. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. BOIES. If the Member is in order, and can discuss a matter only of interest to himself, possibly after getting unanimous consent, then if the membership of the body who are not interested in his discussion desire to terminate the discussion, how do they go about it?

The SPEAKER. Unanimous consent means just that. It is a privilege extended, and any Member of the House could rise and suggest that his approval for further discussion had been withdrawn, and the Member on the floor could then submit the matter to the House as to whether or not on the basis of a record vote the House would permit him to continue. Perhaps we should have a special rule to cover the situation.

Mr. BOIES. Thank you, Mr. Speaker.

POINT OF ORDER

Mr. LIPPINCOTT. I rise to a point of order.

The SPEAKER. The gentleman will state it.

Mr. LIPPINCOTT. Mr. Speaker, is it necessary to approve by motion a ruling of the Chair when there has been no objection made to the ruling?

The SPEAKER. The Chair would reply that since the essence of the difference, if there has been one, is an interpretation of the language in the Constitution, that it is in line with proper procedure and in conformity with the Rules of the House and the practice that the matter be referred to the House.

Mr. McCANN. Mr. Speaker, I just ask the gentleman if he will yield to me one moment. During this discussion all of the Members are deeply interested, and I would like all the noise to cease. We want to clearly hear the words of the Speaker and what each Member is saying.

Mr. LIPPINCOTT. Mr. Speaker, a further point of inquiry. Does a vote on this motion mean specifically that a Member can introduce a bill that has particular significance to him, and then speak on it with unanimous consent?

The SPEAKER. That is the substance of the interpretation placed upon the situation by the Chair.

Mr. LIPPINCOTT. Does it also mean that after a bill is referred to a Committee that that Member can then speak on it even though it has not been reported out of the Committee?

The SPEAKER. If the House gives a blanket permission to speak, a blanket permission, the Chair does not ask, "For what purpose does the gentleman rise?" He does not reply "I want to speak" about so and so. He asks for permission to make a speech. If the House gives its blanket approval or permission to speak, he can speak about any blank thing he wants to until the House stops him.

Mr. LIPPINCOTT. In other words it would also mean, Mr. Speaker, that if a bill, let us say, passes second reading and moves to third reading, that it can still be discussed by unanimous consent, since it would then not be being considered?

The SPEAKER. Unanimous consent means the waiving of all rules to the contrary. That is what unanimous consent means.

Mr. PETROSKY. Mr. Speaker, I rise in support of the motion made by the gentleman from Cambria, Mr. Lopresti.

I, too, wish to thank the Speaker for his enlightening decision, and the submission of the question to the House.

Inasmuch as I was involved in the point of order that was raised, I took last evening and this morning to conduct a research upon the matter, and have with me here, although I shall not belabor the House with the various decisions, the Rules and the Constitutional provisions that support the Speaker's position, for I full well know the Members know, too, that the Speaker conducted such a research as well. I believe the decision is in accord with every practice and every written law, Constitution, laws and Rules of the House, and is in full

accord with those provisions as stated in the books that we have.

I support the position of the Speaker and support the submission of this to the House on the basis of interpreting Article 3, Section 2 as to the words "consideration" of a bill, and it is substantiated in the definition given in the second edition of Merriam-Webster's dictionary.

Mr. AUKER. Mr. Speaker, in view of what the Speaker said, when unanimous consent of the House is given the person or Member to make remarks or make a statement, if those remarks are a contravention of the Constitution of Pennsylvania, does that still apply?

The SPEAKER. The Constitution of Pennsylvania is a document that is interpreted both by the Supreme Court and by this House. The question of constitutionality can be raised in connection with any measure, and the House can be in error concerning its constitutional interpretations and be reversed by the Supreme Court, or it can be correct in its interpretation, and we are now considering a measure of interpretation.

Mr. AUKER. Mr. Speaker, the reason I raised the question, it was raised yesterday and the Speaker quoted the Constitution as to the matter that was before the House at that time.

Mr. Speaker, I rise to a question of parliamentary inquiry.

Would it not then be a proper procedure, if a Member is taken to task on the floor of the House for alleged debating of a bill that was introduced by the Member and was not yet reported out of committee, for any Member to raise a point of order on that Member? Then it would have to be put to a vote of the House, if necessary, as to whether or not he was violating the provisions of the Pennsylvania Constitution in his remarks on that particular bill.

The SPEAKER. The question is not exactly stated by the gentleman from Blair. The issue revolves around the unanimous consent to speak, and given without reservation. Any Member could move to revoke the unanimous consent and the House could silence the man who was speaking.

Mr. AUKER. Thank you, Mr. Speaker.

Mr. SHAAF. Mr. Speaker, I would make further inquiry of the Chair. Assuming that a Member has spoken to the House with the unanimous consent of the House, and Member rises and makes known his objection to further speech on that matter, does the simple fact that one Member so rises and makes his objection known in that case terminate unanimous consent? Or, must it be given to the House for consideration by a majority vote?

The SPEAKER. The Chair, when the question is raised would refer the matter to the House: "Objection has been raised to the gentleman's continuing his remarks on the basis of unanimous consent."

The question would be: "Will the House grant its consent that the man continue speaking?"

Mr. SCHAAF. And if one Member objected there would no longer be unanimity of consent, is that correct?

The SPEAKER. The Chair would so hold. The matter would then go to the House.

Mr. GOLDSTEIN. Mr. Speaker, I rise to support the motion because the Supreme Court of Pennsylvania, in my opinion, has already affirmed the Chair's opinion.

In the case of Hallock versus the City of Lebanon, the Supreme Court, through Mr. Justice Potter, was asked to define the word "consider," and here is the decision of the Supreme Court:

> To consider is to fix the mind upon, with a view to to careful examination; to ponder; to study; meditate upon; think or reflect with care.

I therefore request that the other Associate Justice in this House vote in favor of the opinion of Mr. Justice Andrews.

Mr. LAMB. Mr. Speaker, not to belabor a point; in support of the point taken yesterday, the point was not taken until an interrogation was made after a Member was given unanimous consent. Does the unanimous consent carry over to any interrogations?

The SPEAKER. The Member who did the interrogating also got unanimous consent in interogate.

Mr. SCHWARTZ. To move the previous question, Mr. Speaker.

The SPEAKER. That is not necessary.

The Chair recognizes the Minority Leader. Does he request a voice vote or a roll call vote?

Mr. A. W. JOHNSON. Mr. Speaker, I believe on an important question like this, the Chair would feel better if he had a roll call on it.

I want to say that, of course, the effect of your interpretation here is of the word "consider." You are giving it a liberal meaning, which I think you should, because we should not put a straight jacket on ourselves here in this deliberative body.

The SPEAKER. The Chair knows for what purpose the gentleman, Mr. Schwortz, rises. He moved the previous question which the Chair hopes he will not press.

Mr. A. W. JOHNSON. Mr. Speaker, I just want to give this admonition to the House: Our policy has functioned pretty well in the past. While we are a deliberative body we are not, in a sense, a debating society. We are a cumbersome body in that there are 210 men and women here.

I personally feel that while the Chair's ruling is sound and correct, we should give due consideration to a Rule of this House which will pretty much narrow it down to just about what the Chair has said.

Personally, I think I was wrong earlier in the session when I had a piece of paper which had not become a bill yet, because it had not been put on the desk and given a number; I probably was wrong in discussing that particular piece of legislation that I was about to introduce.

I would not condone what Mr. Petrosky did yesterday; not that he was wrong, but I think from our standpoint it is not good procedure to start talking about legislation.

I felt yesterday I had to interrogate Mr. Petrosky about that bill because he had a Press release on it, and it was quite an important bill, as we discussed here yesterday. Another Member on our side wanted to find out more about it because he wanted to be in the newspapers, too, on the bill.

So I therefore say that your ruling is a good ruling, and in interpretating that word "consider," I believe we should adopt a new Rule of the House which will narrow down that type of discussion. I think it is time enough to discuss a bill after it is out here on the calendar and has had the corroboration of the Committee and is being moved into a position for vote.

I ask the Members on this side to suport your ruling, with the admonition that we should adopt a rule which will pretty much define the area in which we are allowed to perform with respect to the introduction of legislation.

The SPEAKER. We want to have a typical roll call to establish who is here today and who isn't, and we might as well have that roll call on the motion made by the gentleman from Cambria.

Mr. PETROSKY. Mr. Speaker, on the motion and, of course, a short answer to the gentleman from McKean, Mr. Johnson.

I have already stated that I am in accord with the Speaker's ruling. The findings are so factual that I do not believe any of us can deviate from his very learned findings.

However, I want to state at this time, since the remarks of the gentleman from McKean, Mr. Johnson, are already in the record, that I thoroughly disagree with his assertions in reference to the discussion of the prior day, and at such time, Mr. Speaker . . .

The SPEAKER. The Chair would suggest to the gentleman from Westmoreland that he is departing somewhat from the question at issue, which is whether or not the decision of the Chair . . .

Mr. PETROSKY. I agree, Mr. Speaker. I am merely making the observation because the gentleman from McKean, Mr. Johnson, brought it up.

At such time as that contemplated rule change will come before the House, I will be happy to debate the issue with the learned gentleman from McKean, Mr. Johnson.

Mr. McCANN. Mr. Speaker, I ask for a roll call. Those in the negative may stand at the end of the roll call.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Messrs. A. W. JOHNSON and McCANN and were as follows:

YEAS—190

Agnew,	Frascella,	McCann,	Rigby,
Anderson,	Fulmer,	McCormack,	Riley,
Arlene,	Gailey,	McDonald,	Rovansek,
Auker,	Gallagher,	McInroy,	Royer,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schwartz,
Boles,	Gibb,	Magee,	Seltzer,
Bonner,	Goldstein,	Mahan,	Sherman,
Boris,	Goodrich,	Markley,	Shupnik,
Bower,	Gramlich,	Maxwell,	Silverman,
Bowman,	Guthrie,	Meholchick,	Snare,
Brenninger,	Hamilton,	Merry,	Snider,
Breth,	Heavey,	Mihm,	Stank,
Brown,	Heffner,	Miller, B. Z.,	Steckel,
Buchanan,	Helm,	Miller, H. G.,	Stevens,
Burns,	Henzel,	Mills,	Stewart,
Capano,	Hocker,	Monroe,	Stimmel,
Capitolo,	Holliday,	Muldowney,	Stone,
Cianfrani,	Holt,	Mullen,	Stoner,
Cioffi,	Horst,	Munley,	Stroup,
Clarke,	Irvis,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Isaacs,	Murphy, P. J.,	Taylor,
Crossin,	Jenkins,	Murray, H. P.	Tompkins,
Curwood,	Jim,	Murray, P. G.,	Ujobai,
Davis,	Johnson, A. W.,	Musto,	Varallo,
Dengler,	Johnson, R.,	Naugle,	Verona,
Dennis,	Jones, T. H. W.,	Needham,	Wall,
Dennison,	Jump,	Nelson,	Walsh,
Devlin,	Kamyk,	O'Dell,	Wargo,
Donahue,	Kee,	O'Donnell, J. A.,	Weidner,
Donaldson,	Keiser,	O'Donnell, J. P.,	Welsh,
Dougherty,	Kernaghan,	Odorisio,	Wescott,
Down,	Kessler,	Ogilvie,	Whittaker,
Edwards,	Kooker,	O'Neil,	Williams, A.D., Jr.,
Eilberg,	Korns,	Parlante,	Williams, E. S.,
Eshback,	Kovolenko,	Pashley,	Willard,
Eshleman,	Kubitsky,	Perry, H. H.,	Willaredt,
Ewing,	Lamb,	Perry, P. E.,	Wilt,
Farabaugh,	Lee, A. M.,	Petrosky,	Wood,
Fetterolf,	Lee, K. B.,	Polaski,	Worley,
Filo,	Leonard,	Polen,	Wynd,
Fineman,	Limper,	Prendergast,	Yatron,
Floyd,	Lippincott,	Price,	Yetter,
Flynn,	Lopresti,	Pursley,	Zimmerman,
Foerster,	Luigard,	Reibman,	Andrews,
Fox,	Lutty,	Reidenbach,	Speaker
Frank,	McCandless,	Renwick,	

NAYS—0

NOT VOTING—19

Ashton,	Haudenshield,	Murray, J. J.,	Thompson,
Blair,	Knecht,	Rudisill,	Trusio,
Branca,	Kornick,	Sakulsky,	Varner,
Cooper,	Light,	Schuster,	Wheeler,
Gibson,	Moran,	Strausser,	

So the question was determined in the affirmative and the motion was agreed to.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION No. 37

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, March 2, 1959.

CONCURRENT RESOLUTION

Whereas the Korean Confiict Veterans' Compensation Bond Act is to be enacted to provide for the creation of debt and the issuance of bonds to provide funds for the payment by the Commonwealth to certain veterans of Korean Conflict Veterans Compensation under the provisions of the act of July 8, 1957 (P. L. 569) known as the "Korean Conflict Veterans' Compensation Act" and

Whereas the act of July 8, 1957 (P. L. 594) known as the "Pennsylvania Cigarette Tax Act of 1957" has been amended by the act of May 4, 1959 (Act No. 38) to provide revenue to amortize the amount to be borrowed and paid under the provisions of the act to be known as the "Korean Conflict Veterans' Compensation Bond Act" therefore be it

Resolved (the Senate concurring) that the House of Representatives of Pennsylvania do hereby declare that the revenue-raising measure has been enacted which the House of Representatives deems sufficient to amortize the amount to be borrowed and paid and be it further

Resolved that in accordance with the provisions of the constitutional amendment authorizing the aforementioned acts the Governor is advised to affix his signature to the bill subsequently to be known as the "Korean Conflict Veterans' Compensation Bond Act" authorizing the creation of the debt and the issuance of the bonds which act is to be effective immediately

With information that the Senate has passed the same with amendments in which the concurrence of the House of Representatives is requested.

On the question,

Will the House concur in the amendments made by the Senate?

They were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 256, Printer's No. 498,

was passed over at the request of the SPEAKER.

REVENUE BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 656, Printer's No. 418,
House Bill No. 659, Printer's No. 399,
House Bill No. 660, Printer's No. 400,
House Bill No. 661, Printer's No. 401,
House Bill No. 662, Printer's No. 402,
House Bill No. 664, Printer's No. 403,
House Bill No. 768, Printer's No. 406,
House Bill No. 1284, Printer's No. 416, and
House Bill No. 1285, Printer's No. 409,

were passed over at the request of the SPEAKER.

REVENUE BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 769, Printer's No. 491,

was passed over at the request of the SPEAKER.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 337, Printer's No. 71,
House Bill No. 359, Printer's No. 427, and
House Bill No. 584, Printer's No. 215,

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 598, entitled as follows:

An Act amending "The Borough Code" approved May 4, 1927 (P. L. 519) excluding certain contracts or purchases for operation of public works from requirements of advertising and bidding.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—160

Agnew,	Floyd,	Lee, A. M.,	Pashley,
Anderson,	Flynn,	Lee, K. B.,	Perry, H. H.,
Arlene,	Foerster,	Leonard,	Perry, P. E.,
Auker,	Fox,	Limper,	Polaski,
Balthaser,	Frank,	Luigard,	Polen,
Barton,	Frascella,	Lutty,	Reidenbach,
Bell,	Fulmer,	McCandless,	Rigby,
Boles,	Gailey,	McCann,	Riley,
Bonner,	Gallagher,	McCormack,	Scarcelli,
Boris,	Garlock,	McDonald,	Schaaf,
Bower,	Gelfand,	McInroy,	Schwartz,
Brenninger,	George,	McKeever,	Sherman,
Breth,	Gibb,	McLaughlin,	Shupnik,
Brown,	Goldstein,	Machmer,	Silverman,
Buchanan,	Goodrich,	Mahan,	Snider,
Burns,	Guthrie,	Markley,	Stank,
Capano,	Hamilton,	Maxwell,	Steckel,
Capitolo,	Heavey,	Meholchick,	Stevens,
Cianfrani,	Helm,	Merry,	Stewart,
Cioffi,	Henzel,	Mihm,	Stimmel,
Clarke,	Holt,	Miller, B. Z.,	Stone,
Comer,	Horst,	Miller, H. G.,	Sullivan,
Crossin,	Irvis,	Mills,	Taylor,
Curwood,	Isaacs,	Monroe,	Tompkins,
Davis,	Jenkins,	Muldowney,	Ujobai,
Dengler,	Jim,	Mullen,	Varallo,
Dennis,	Johnson, A. W.,	Munley,	Wall,
Dennison,	Johnson, R.,	Murphy, A.J., Jr.,	Walsh,
Devlin,	Jones, T. H. W.,	Murphy, P. J.,	Wargo,
Donahue,	Jump,	Murray, H. P.	Welsh,
Donaldson,	Kamyk,	Musto,	Wescott,
Dougherty,	Kee,	Naugle,	Williams, E. S.,
Down,	Keiser,	Needham,	Willard,
Edwards,	Kernaghan,	Nelson,	Willaredt,
Eilberg,	Kessler,	O'Dell,	Wilt,
Eshback,	Kooker,	O'Donnell, J. A.,	Worley,
Ewing,	Korns,	O'Donnell, J. P.,	Wynd,
Fetterolf,	Kovolenko,	Odorisio,	Yatron,
Filo,	Kubitsky,	O'Neil,	Yetter,
Fineman,	Lamb,	Parlante,	Zimmerman,

NAYS—30

Bowman,	Lopresti,	Reibman,	Stroup,
Eshleman,	Magee,	Renwick,	Verona,
Farabaugh,	Murray, P. G.,	Rovansek,	Weidner,
Gramlich,	Ogilvie,	Royer,	Whittaker,
Heffner,	Petrosky,	Seltzer,	Williams, A.D., Jr.,
Hocker,	Prendergast,	Snare,	Wood,
Holliday,	Price,	Stoner,	Andrews,
Lippincott,	Pursley,		Speaker

NOT VOTING—19

Ashton,	Haudenshield,	Murray, J. J.,	Thompson,
Blair,	Knecht,	Rudisill,	Trusio,
Branca,	Kornick,	Sakulsky,	Varner,
Cooper,	Light,	Schuster,	Wheeler,
Gibson,	Moran,	Strausser,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

STUDENTS FROM ELM-MOSS GRADE SCHOOL WELCOMED

The SPEAKER. The Chair has been informed that there is a delegation of school children from Elm-Moss Grade School in Reading. They are here under the direction of their principal and members of the faculty. They are the guests of the gentlemen from Berks County. Messrs. Yatron, Luigard, Balthaser and Machmer.

STUDENTS FROM TYSON-SCHONER GRADE SCHOOL WELCOMED

The SPEAKER. The Chair has also been informed that there is a delegation of school children from the Tyson-Schoner Grade School of Reading, who are here under the direction of their principal, Wayne Kinsey, and members of the faculty. They are also the guests of the gentlemen from Berks, Messrs. Yatron, Luigard, Balthaser and Machmer.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 923, Printer's No. 350;
House Bill No. 1051, Printer's No. 501;
House Bill No. 1058, Printer's No. 439;
House Bill No. 1059, Printer's No. 440; and
House Bill No. 1119, Printer's No. 292.

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1143, entitled as follows:

An Act amending the "Business Corporation Law" approved May 5, 1933 (P. L. 364) providing for the corporate name the contents of the articles of incorporation

and articles of merger prescribing the method of cancelling treasury shares and the manner of giving notice of the winding up proceedings.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frascella,	McCann,	Rigby,
Anderson,	Fulmer,	McCormack,	Riley,
Arlene,	Gailey,	McDonald,	Rovansek,
Auker,	Gallagher,	McInroy,	Royer,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schwartz,
Boles,	Gibb,	Magee,	Seltzer,
Bonner,	Goldstein,	Mahan,	Sherman,
Boris,	Goodrich,	Markley,	Shupnik,
Bower,	Gramlich,	Maxwell,	Silverman,
Bowman,	Guthrie,	Meholchick,	Snare,
Brenninger,	Hamilton,	Merry,	Snider,
Breth,	Heavey,	Mihm,	Stank,
Brown,	Heffner,	Miller, B. Z.,	Steckel,
Buchanan,	Helm,	Miller, H. G.,	Stevens,
Burns,	Henzel,	Mills,	Stewart,
Capano,	Hocker,	Monroe,	Stimmel,
Capitolo,	Holliday,	Muldowney,	Stone,
Cianfrani,	Holt,	Mullen,	Stoner,
Cioffi,	Horst,	Munley,	Stroup,
Clarke,	Irvis,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Isaacs,	Murphy, P. J.,	Taylor,
Crossin,	Jenkins,	Murray, H. P.	Tompkins,
Curwood,	Jim,	Murray, P. G.,	Ujobai,
Davis,	Johnson, A. W.,	Musto,	Varallo,
Dengler,	Johnson, R.,	Naugle,	Verona,
Dennis,	Jones, T. H. W.,	Needham,	Wall,
Dennison,	Jump,	Nelson,	Walsh,
Devlin,	Kamyk,	O'Dell,	Wargo,
Donahue,	Kee,	O'Donnell, J. A.,	Weidner,
Donaldson,	Keiser,	O'Donnell, J. P.,	Welsh,
Dougherty,	Kernaghan,	Odorisio,	Wescott,
Down,	Kessler,	Ogilvie,	Whittaker,
Edwards,	Kooker,	O'Neil,	Williams,A.D.,Jr.,
Eilberg,	Korns,	Parlante,	Williams, E. S.,
Eshback,	Kovolenko,	Pashley,	Willard,
Eshleman,	Kubitsky,	Perry, H. H.,	Willaredt,
Ewing,	Lamb,	Perry, P. E.,	Wilt,
Farabaugh,	Lee, A. M.,	Petrosky,	Wood,
Fetterolf,	Lee, K. B.,	Polaski,	Worley,
Filo,	Leonard,	Polen,	Wynd,
Fineman,	Limper,	Prendergast,	Yatron,
Floyd,	Lippincott,	Price,	Yetter,
Flynn,	Lopresti,	Pursley,	Zimmerman,
Foerster,	Luigard,	Reibman,	Andrews,
Fox,	Lutty,	Reidenbach,	Speaker
Frank,	McCandless,	Renwick,	

NAYS—0

NOT VOTING—19

Ashton,	Haudenshield,	Murray, J. J.,	Thompson,
Blair,	Knecht,	Rudisill,	Trusio,
Branca,	Kornick,	Sakulsky,	Varner,
Cooper,	Light,	Schuster,	Wheeler,
Gibson,	Moran,	Strausser,	

The majority required by the Constitution having voted in the affirmation, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1173, Printer's No. 375;

House Bill No. 1174, Printer's No. 376;

House Bill No. 1175, Printer's No. 377; and

House Bill No. 1176, Printer's No. 378.

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1332, entitled as follows:

An Act amending the "Business Corporation Law" approved May 5, 1933 (P. L. 364) changing the law as to the merger or consolidation of parent and wholly-owned subsidiary corporations.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frascella,	McCann,	Rigby,
Anderson,	Fulmer,	McCormack,	Riley,
Arlene,	Gailey,	McDonald,	Rovansek,
Auker,	Gallagher,	McInroy,	Royer,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schwartz,
Boles,	Gibb,	Magee,	Seltzer,
Bonner,	Goldstein,	Mahan,	Sherman,
Boris,	Goodrich,	Markley,	Shupnik,
Bower,	Gramlich,	Maxwell,	Silverman,
Bowman,	Guthrie,	Meholchick,	Snare,
Brenninger,	Hamilton,	Merry,	Snider,
Breth,	Heavey,	Mihm,	Stank,
Brown,	Heffner,	Miller, B. Z.,	Steckel,
Buchanan,	Helm,	Miller, H. G.,	Stevens,
Burns,	Henzel,	Mills,	Stewart,
Capano,	Hocker,	Monroe,	Stimmel,
Capitolo,	Holliday,	Muldowney,	Stone,
Cianfrani,	Holt,	Mullen,	Stoner,
Cioffi,	Horst,	Munley,	Stroup,
Clarke,	Irvis,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Isaacs,	Murphy, P. J.,	Taylor,
Crossin,	Jenkins,	Murray, H. P.	Tompkins,
Curwood,	Jim,	Murray, P. G.,	Ujobai,
Davis,	Johnson, A. W.,	Musto,	Varallo,
Dengler,	Johnson, R.,	Naugle,	Verona,
Dennis,	Jones, T. H. W.,	Needham,	Wall,
Dennison,	Jump,	Nelson,	Walsh,
Devlin,	Kamyk,	O'Dell,	Wargo,
Donahue,	Kee,	O'Donnell, J. A.,	Weidner,
Donaldson,	Keiser,	O'Donnell, J. P.,	Welsh,
Dougherty,	Kernaghan,	Odorisio,	Wescott,
Down,	Kessler,	Ogilvie,	Whittaker,
Edwards,	Kooker,	O'Neil,	Williams,A.D.,Jr.,
Eilberg,	Korns,	Parlante,	Williams, E. S.,
Eshback,	Kovolenko,	Pashley,	Willard,
Eshleman,	Kubitsky,	Perry, H. H.,	Willaredt,
Ewing,	Lamb,	Perry, P. E.,	Wilt,
Farabaugh,	Lee, A. M.,	Petrosky,	Wood,
Fetterolf,	Lee, K. B.,	Polaski,	Worley,
Filo,	Leonard,	Polen,	Wynd,
Fineman,	Limper,	Prendergast,	Yatron,
Floyd,	Lippincott,	Price,	Yetter,
Flynn,	Lopresti,	Pursley,	Zimmerman,
Foerster,	Luigard,	Reibman,	Andrews,
Fox,	Lutty,	Reidenbach,	Speaker
Frank,	McCandless,	Renwick,	

NAYS—0

NOT VOTING—19

Ashton,	Haudenshield,	Murray, J. J.,	Thompson,
Blair,	Knecht,	Rudisill,	Trusio,
Branca,	Kornick,	Sakulsky,	Varner,
Cooper,	Light,	Schuster,	Wheeler,
Gibson,	Moran,	Strausser,	

The majority required by the Constitution having voted in the affirmation, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1346, entitled as follows:

An Act amending the "Optometrists' Licensure Law" approved March 30, 1917 (P. L. 21) further regulating the refusal cancellation revocation and suspension of licenses providing for rules and regulations.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frascella,	McCann,	Rigby,
Anderson,	Fulmer,	McCormack,	Riley,
Arlene,	Gailey,	McDonald,	Rovansek,
Auker,	Gallagher,	McInroy,	Royer,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schwartz,
Boies,	Gibb,	Magee,	Seltzer,
Bonner,	Goldstein,	Mahan,	Sherman,
Boris,	Goodrich,	Markley,	Shupnik,
Bower,	Gramlich,	Maxwell,	Silverman,
Bowman,	Guthrie,	Meholchick,	Snare,
Brenninger,	Hamilton,	Merry,	Snider,
Breth,	Heavey,	Mihm,	Stank,
Brown,	Heffner,	Miller, B. Z.,	Steckel,
Buchanan,	Helm,	Miller, H. G.,	Stevens,
Burns,	Henzel,	Mills,	Stewart,
Capano,	Hocker,	Monroe,	Stimmel,
Capitolo,	Holliday,	Muldowney,	Stone,
Cianfrani,	Holt,	Mullen,	Stoner,
Cioffi,	Horst,	Munley,	Stroup,
Clarke,	Irvis,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Isaacs,	Murphy, P. J.,	Taylor,
Crossin,	Jenkins,	Murray, H. P.	Tompkins,
Curwood,	Jim,	Murray, P. G.,	Ujobai,
Davis,	Johnson, A. W.,	Musto,	Varallo,
Dengler,	Johnson, R.,	Naugle,	Verona,
Dennis,	Jones, T. H. W.,	Needham,	Wall,
Dennison,	Jump,	Nelson,	Walsh,
Devlin,	Kamyk,	O'Dell,	Wargo,
Donahue,	Kee,	O'Donnell, J. A.,	Weidner,
Donaldson,	Keiser,	O'Donnell, J. P.,	Welsh,
Dougherty,	Kernaghan,	Odorisio,	Wescott,
Down,	Kessler,	Ogilvie,	Whittaker,
Edwards,	Kooker,	O'Neil,	Williams, A.D., Jr.,
Eilberg,	Korns,	Parlante,	Williams, E. S.,
Eshback,	Kovolenko,	Pashley,	Willard,
Eshleman,	Kubitsky,	Perry, H. H.,	Willaredt,
Ewing,	Lamb,	Perry, P. E.,	Wilt,
Farabaugh,	Lee, A. M.,	Petrosky,	Wood,
Fetterolf,	Lee, K. B.,	Polaski,	Worley,
Filo,	Leonard,	Polen,	Wynd,
Fineman,	Limper,	Prendergast,	Yatron,
Floyd,	Lippincott,	Price,	Yetter,
Flynn,	Lopresti,	Pursley,	Zimmerman,
Foerster,	Luigard,	Reibman,	Andrews,
Fox,	Lutty,	Reidenbach,	Speaker
Frank,	McCandless,	Renwick,	

NAYS—0

NOT VOTING—19

Ashton,	Haudenshield,	Murray, J. J.,	Thompson,
Blair,	Knecht,	Rudisill,	Trusio,
Branca,	Kornick,	Sakulsky,	Varner,
Cooper,	Light,	Schuster,	Wheeler,
Gibson,	Moran,	Strausser,	

The majority required by the Constitution having voted in the affirmation, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1367, Printer's No. 474:

House Bill No. 1368, Printer's No. 475;

House Bill No. 1369, Printer's No. 476;

House Bill No. 1370, Printer's No. 477; and

House Bill No. 1371, Printer's No. 378.

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1378, entitled as follows:

An Act amending the act of February 9, 1901 (P. L. 3) entitled "An act to provide for increasing the capital stock and indebtedness of corporations" permitting corporations to mortgage or encumber all or any portion of its property without authorization of the stockholders.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frascella,	McCann,	Rigby,
Anderson,	Fulmer,	McCormack,	Riley,
Arlene,	Gailey,	McDonald,	Rovansek,
Auker,	Gallagher,	McInroy,	Royer,
Balthaser,	Garlock,	McKeever,	Scarcelli,
Barton,	Gelfand,	McLaughlin,	Schaaf,
Bell,	George,	Machmer,	Schwartz,
Boies,	Gibb,	Magee,	Seltzer,
Bonner,	Goldstein,	Mahan,	Sherman,
Boris,	Goodrich,	Markley,	Shupnik,
Bower,	Gramlich,	Maxwell,	Silverman,
Bowman,	Guthrie,	Meholchick,	Snare,
Brenninger,	Hamilton,	Merry,	Snider,
Breth,	Heavey,	Mihm,	Stank,
Brown,	Heffner,	Miller, B. Z.,	Steckel,
Buchanan,	Helm,	Miller, H. G.,	Stevens,
Burns,	Henzel,	Mills,	Stewart,
Capano,	Hocker,	Monroe,	Stimmel,
Capitolo,	Holliday,	Muldowney,	Stone,
Cianfrani,	Holt,	Mullen,	Stoner,
Cioffi,	Horst,	Munley,	Stroup,
Clarke,	Irvis,	Murphy, A.J., Jr.,	Sullivan,
Comer,	Isaacs,	Murphy, P. J.,	Taylor,
Crossin,	Jenkins,	Murray, H. P.	Tompkins,
Curwood,	Jim,	Murray, P. G.,	Ujobai,
Davis,	Johnson, A. W.,	Musto,	Varallo,
Dengler,	Johnson, R.,	Naugle,	Verona,
Dennis,	Jones, T. H. W.,	Needham,	Wall,
Dennison,	Jump,	Nelson,	Walsh,
Devlin,	Kamyk,	O'Dell,	Wargo,
Donahue,	Kee,	O'Donnell, J. A.,	Weidner,
Donaldson,	Keiser,	O'Donnell, J. P.,	Welsh,
Dougherty,	Kernaghan,	Odorisio,	Wescott,
Down,	Kessler,	Ogilvie,	Whittaker,
Edwards,	Kooker,	O'Neil,	Williams, A.D., Jr.,
Eilberg,	Korns,	Parlante,	Williams, E. S.,
Eshback,	Kovolenko,	Pashley,	Willard,
Eshleman,	Kubitsky,	Perry, H. H.,	Willaredt,
Ewing,	Lamb,	Perry, P. E.,	Wilt,
Farabaugh,	Lee, A. M.,	Petrosky,	Wood,
Fetterolf,	Lee, K. B.,	Polaski,	Worley,
Filo,	Leonard,	Polen,	Wynd,
Fineman,	Limper,	Prendergast,	Yatron,
Floyd,	Lippincott,	Price,	Yetter,
Flynn,	Lopresti,	Pursley,	Zimmerman,
Foerster,	Luigard,	Reibman,	Andrews,
Fox,	Lutty,	Reidenbach,	Speaker
Frank,	McCandless,	Renwick,	

NAYS—0

NOT VOTING—19

Ashton,	Haudenshield,	Murray, J. J.,	Thompson,
Blair,	Knecht,	Rudisill,	Trusio,
Branca,	Kornick,	Sakulsky,	Varner,
Cooper,	Light,	Schuster,	Wheeler,
Gibson,	Moran,	Strausser,	

The majority required by the Constitution having voted in the affirmation, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1406, entitled as follows:

An Act amending the "Selective Sales and Use Tax Act" approved March 6, 1956 (P. L. 1228) providing that the tax upon intrastate telephone and telegraph service shall be computed on the basis of the total amount billed to customers periodically.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Agnew,	Frank,	McCann,	Renwick,
Anderson,	Frascella,	McCormack,	Rigby,
Arlene,	Fulmer,	McDonald,	Riley,
Auker,	Galley,	McInroy,	Rovansek,
Balthaser,	Gallagher,	McKeever,	Royer,
Barton,	Garlock,	McLaughlin,	Scarcelli,
Boles,	Gelfand,	Machmer,	Schaaf,
Bonner,	George,	Magee,	Schwartz,
Boris,	Gibb,	Mahan,	Seltzer,
Bower,	Goldstein,	Markley,	Sherman,
Bowman,	Goodrich,	Maxwell,	Shupnik,
Brenninger,	Gramlich,	Meholchick,	Silverman,
Breth,	Guthrie,	Merry,	Snare,
Brown,	Hamilton,	Mihm,	Snider,
Buchanan,	Heavey,	Miller, B. Z.,	Stank,
Burns,	Heffner,	Miller, H. G.,	Steckel,
Capano,	Helm,	Mills,	Stevens,
Capitolo,	Henzel,	Monroe,	Stewart,
Cianfrani,	Hocker,	Muldowney,	Stimmel,
Cioffi,	Holliday,	Mullen,	Stone,
Clarke,	Holt,	Munley,	Stoner,
Comer,	Horst,	Murphy, A.J., Jr.,	Stroup,
Crossin,	Irvis,	Murphy, P. J.,	Sullivan,
Curwood,	Jenkins,	Murray, H. P.	Taylor,
Davis,	Jim,	Murray, P. G.,	Tompkins,
Dengler,	Johnson, A. W.,	Musto,	Ujobai,
Dennis,	Johnson, R.,	Naugle,	Varallo,
Dennison,	Jones, T. H. W.,	Needham,	Verona,
Devlin,	Jump,	Nelson,	Wall,
Donahue,	Kamyk,	O'Dell,	Walsh,
Donaldson,	Kee,	O'Donnell, J. A.,	Wargo,
Dougherty,	Keiser,	O'Donnell, J. P.,	Weidner,
Down,	Kessler,	Odorisio,	Welsh,
Edwards,	Korns,	Ogilvie,	Wescott,
Eilberg,	Kovolenko,	O'Neil,	Williams, A.D., Jr.,
Eshback,	Kubitsky,	Parlante,	Williams, E. S.,
Eshleman,	Lamb,	Pashley,	Willard,
Ewing,	Lee, A. M.,	Perry, H. H.,	Willaredt,
Farabaugh,	Lee, K. B.,	Perry, P. E.,	Wilt,
Fetterolf,	Leonard,	Petrosky,	Wood,
Filo,	Limper,	Polaski,	Wynd,
Fineman,	Lippincott,	Polen,	Yatron,
Floyd,	Lopresti,	Prendergast,	Yetter,
Flynn,	Luigard,	Price,	Zimmerman,
Foerster,	Lutty,	Reibman,	Andrews,
Fox,	McCandless,	Reidenbach,	Speaker

NAYS—7

Bell,	Kernaghan,	Pursley,	Worley,
Isaacs,	Kooker,	Whittaker,	

NOT VOTING—19

Ashton,	Haudenshield,	Murray, J. J.,	Thompson,
Blair,	Knecht,	Rudisill,	Trusio,
Branca,	Kornick,	Sakulsky,	Varner,
Cooper,	Light,	Schuster,	Wheeler,
Gibson,	Moran,	Strausser,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

Senate Bill No. 309, Printer's No. 610

was passed over at the request of the SPEAKER.

REPORT FROM COMMITTEE

Mr. HORST from the Committee on Insurance, reported as amended, Senate Bill No. 180, entitled:

An Act amending the act of May 17, 1921 (P. L. 682) entitled "The Insurance Company Law of 1921" authorizing insurance companies associations and exchanges to make investments in obligations issued by Federal Intermediate Credit Banks or Banks for Cooperatives and Federal Home Loan Banks pursuant to acts of Congress.

RESOLUTION

Mrs. KOOKER offered a resolution which was filed with the Clerk under the Rules.

ANNOUNCEMENT

Mr. McCANN. Mr. Speaker, the House will be in session Monday, Tuesday and Wednesday of next week at the properly scheduled, agreed upon hours; 4:30 on Monday, 12:00 o'clock on Tuesday and 10:00 o'clock on Wednesday.

There will be a Democratic Caucus at 2:30 in the new House Caucus Room.

ADJOURNMENT

Mr. WYND. Mr. Speaker, I move that this House do now adjourn until Monday, May 11, 1959 at 3:30 p m., EST.

The motion was agreed to, and (at 12:00 noon EST) the House adjourned.

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